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COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., TUESDAY, JANUARY 4, 1949.

No. 1.

SENATE

JANUARY 4, 1949, 12:00 o'clock, noon

This being the day and hour fixed by the Constitution for the meeting of the General Assembly, the members of the Senate together with the Senators-elect, chosen at the last general election held on November 2, 1948, assembled in the Senate Chamber.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) called the Senate to order at twelve o'clock noon.

The PRESIDENT. I wish to bring the greetings of the Commonwealth of Pennsylvania and to wish all of you a very successful legislative session.

PRAYER

The Chaplain, Rev. C. MURRAY YOUNG, D. D., offered the following prayer:

Eternal God, Our Father, unto whom all hearts are known of Thee, and from whom no secrets of life are hidden, be pleased to minister unto us today as we face up to the responsibilities of this session of the legislature of our great Commonwealth. Let us pass into that reasonableness and quietness which are so essential to our vocation. We acknowledge our weaknesses and imperfections, and earnestly beseech Thee to inspire us with the spirit of the Master, that we may deal with all problems in the light of understanding and true wisdom. Widen our spiritual horizons and let us feel and hear the call to higher states of being and blessing. Impress us with the fact, O God, that genuine merit lies in personal effort and sacrifice to make our fellows better and happier. We sincerely pray for the eyes of vision and hope, for the arms of faith and confidence, and for the feet of obedience and loyalty. In the name of our Redeemer. Amen.

PRESENTATION OF ELECTION RETURNS

The PRESIDENT. The Chair recognizes the Sergeant-at-Arms of the Senate.

The SERGEANT-AT-ARMS. Mr. President, I have the honor to introduce the Honorable Gene D. Smith, Deputy Secretary of the Commonwealth.

Mr. SMITH. Mr. President, I have the honor to bring before this honorable body the returns of the general election held on November 2, 1948, at which certain members of this body were elected, as well as the returns of the election of Weldon B. Heyburn, as Auditor General, and Charles R. Barber, as State Treasurer of this Commonwealth, and the returns of a special election held on the same date, in which it is disclosed that Joseph J. Yos-

ko, was elected State Senator from the 18th Senatorial District.

The PRESIDENT. Thank you, Mr. Secretary.

ELECTION RETURNS FOR AUDITOR GENERAL AND STATE TREASURER LAID ON THE TABLE

The PRESIDENT. The returns of election for Auditor General and State Treasurer of the Commonwealth of Pennsylvania are laid on the table.

RETURNS OF ELECTIONS OF SENATORS

The PRESIDENT. The Chief Clerk will read the returns of election of Senators and the Clerks of the Senate will act as tellers.

SENATORS IN THE GENERAL ASSEMBLY, 1949

FIRST SENATORIAL DISTRICT

County	A. Joseph Cavallere R.	Anthony J. Di Silvestro D.
Philadelphia	44,470	58,934

THIRD SENATORIAL DISTRICT

County	John R. Made R.	H. Jerome Jaspán D.
Philadelphia	20,592	13,811

FIFTH SENATORIAL DISTRICT

County	Sidney Schwartz R.	Israel Stiefel D.
Philadelphia	28,086	30,206

SEVENTH SENATORIAL DISTRICT

County	Hobson R. Reynolds R.	Maxwell S. Rosenfeld D.	Elkin Ravetz Prog.
Philadelphia	31,095	45,550	3,522

NINTH SENATORIAL DISTRICT

County	G. Robert Watkins R.	A. Brooke Geary D.	G. Burton Parshall Prog.
Delaware -----	91,403	56,360	1,403

ELEVENTH SENATORIAL DISTRICT

County	W. Hugh Jones R.	Frank W. Ruth D.	Chas. M. Weiss Soc.
Berks -----	33,085	44,700	2,462

THIRTEENTH SENATORIAL DISTRICT

County	Fred L. Homsher R.	Harold Sherick D.
Lancaster—(Part of) -----	31,069	14,834

FIFTEENTH SENATORIAL DISTRICT

County	M. Harvey Taylor R.	John E. Peters D.
Dauphin -----	40,453	32,975

SEVENTEENTH SENATORIAL DISTRICT

County	G. Graybill Diehm R.	J. Madison Dietrich D.
Lancaster—(Part of) -----	14,227	7,286
Lebanon -----	15,471	9,438
Totals -----	29,698	16,724

NINETEENTH SENATORIAL DISTRICT

County	George B. Scarlett R.	John Sullivan D.
Chester -----	28,965	14,738

TWENTY-FIRST SENATORIAL DISTRICT

County	Edward J. Doblix R.	Patrick J. Toole D.
Luzerne -----	35,491	37,387

TWENTY-THIRD SENATORIAL DISTRICT

County	Guy B. Robinson R.	Leo A. White D.
Bradford -----	11,797	4,205
Susquehanna -----	7,823	3,527
Wyoming -----	4,339	1,599
Totals -----	23,959	9,331

TWENTY-FIFTH SENATORIAL DISTRICT

County	James S. Berger R.	John F. Adams, Jr. D.
McKean -----	10,113	4,635
Potter -----	3,692	1,664
Tioga -----	9,791	3,109
Totals -----	23,596	9,408

TWENTY-SEVENTH SENATORIAL DISTRICT

County	Samuel B. Wolfe R.	George Preston Yocum D.
Northumberland -----	23,178	16,336
Snyder -----	5,148	1,410
Union -----	4,869	1,592
Totals -----	33,195	19,338

TWENTY-NINTH SENATORIAL DISTRICT

County	Paul L. Wagner R.	G. Earl Stephenson D.
Schuylkill -----	44,537	27,628

THIRTY-FIRST SENATORIAL DISTRICT

County	George N. Wade R.	John W. Mann D.
Cumberland -----	17,876	11,418
Juniata -----	3,028	2,368
Mifflin -----	5,679	4,696
Perry -----	5,417	2,585
Totals -----	32,000	21,067

THIRTY-THIRD SENATORIAL DISTRICT

County	Donald P. McPherson, Jr. R.	Joseph P. Nolan D.
Adams -----	8,126	5,261
Franklin -----	11,768	7,663
Totals -----	19,894	12,924

THIRTY-FIFTH SENATORIAL DISTRICT

County	Elmer J. Davis R.	John J. Haluska D.
Cambria -----	28,169	41,135

THIRTY-SEVENTH SENATORIAL DISTRICT

County	Murray Peelor R.	D. R. Tomb D.
Jefferson -----	9,330	5,437
Indiana -----	13,012	8,094
Totals -----	22,342	13,531

THIRTY-NINTH SENATORIAL DISTRICT

County	William T. Dom R.	John H. Dent D.
Westmoreland -----	42,568	62,429

FORTY-FIRST SENATORIAL DISTRICT

County	Albert R. Pechan R.	Albert R. Pechan D.
Armstrong -----	11,974	9,032
Butler -----	17,326	9,525
Totals -----	29,300	18,557

FORTY-THIRD SENATORIAL DISTRICT

County	Joseph E. Clagett R.	Joseph M. Barr D.
Allegheny -----	24,147	46,518

FORTY-FIFTH SENATORIAL DISTRICT

County	Norman H. Laughner R.	Thomas E. Barrett D.
Allegheny -----	72,739	37,590

FORTY-SEVENTH SENATORIAL DISTRICT

County	Harold F. Seidel R.	Samuel Gunnet Neff D.
Beaver -----	22,224	26,813
Lawrence -----	17,067	14,642
Totals -----	39,291	41,455

FORTY-NINTH SENATORIAL DISTRICT

County	C. Arthur Blass R.	John G. Carney D.
Erie -----	32,638	28,578

Whereupon the following named persons were declared duly elected Senators in the General Assembly of the Commonwealth of Pennsylvania.

First District—Anthony J. DiSilvestro.
Third District—John R. Meade.
Fifth District—Israel Stiefel.
Seventh District—Maxwell S. Rosenfeld.
Ninth District—G. Robert Watkins.
Eleventh District—Frank W. Ruth.
Thirteenth District—Fred L. Homsher.
Fifteenth District—M. Harvey Taylor.
Seventeenth District—G. Graybill Diehm.
Nineteenth District—George B. Scarlett.
Twenty-first District—Patrick J. Toole.
Twenty-third District—Guy B. Robinson.
Twenty-fifth District—James S. Berger.
Twenty-seventh District—Samuel B. Wolfe.
Twenty-ninth District—Paul L. Wagner.
Thirty-first District—George N. Wade.
Thirty-third District—Donald P. McPherson, Jr.
Thirty-fifth District—John J. Haluska.
Thirty-seventh District—Murray Peelor.
Thirty-ninth District—John H. Dent.
Forty-first District—Albert R. Pechan.
Forty-third District—Joseph M. Barr.
Forty-fifth District—Thomas E. Barrett.
Forty-seventh District—Samuel Gunnet Neff.
Forty-ninth District—C. Arthur Blass.

ADMINISTRATION OF OATHS OF OFFICE

The PRESIDENT. The next order of business will be administration of oaths of office to the newly elected Senators. The oath will be administered to those elected by the Republican party by the Honorable J. Paul Rupp, Judge of the Court of Common Pleas, Dauphin County, and the oaths of office of the Democratic Senators newly elected will be administered by the Honorable Carleton C. Woodring, Judge of the Court of Common Pleas of Northampton County.

The PRESIDENT. The Chair invites the Honorable J. Paul Rupp to the rostrum, and the Republican Senators elected who are to be sworn in by Judge Rupp will present themselves in front of the desk.

Oaths of office administered accordingly.

The PRESIDENT. The Chair now invites the Honorable Carleton T. Woodring to the rostrum, and the Democratic Senators elected who are to be sworn in by Judge Woodring will present themselves in front of the desk.

Oaths of office administered accordingly.

The PRESIDENT. The Chair wishes to thank Judge Rupp and Judge Woodring for administering the oaths of office.

CONGRATULATIONS EXTENDED TO NEWLY ELECTED SENATORS

The PRESIDENT. I would like to take this opportunity to congratulate the newly elected Senators on becoming members of this august body.

On behalf of the members of the Senate I wish to welcome you and to assure you that you will receive a

hearty response to all inquiries you may have in connection with your duties and the fullest of cooperation in carrying out a sound legislative program.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for five minutes.

Mr. KEPHART. Mr. President, I second the motion. The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

QUORUM PRESENT

The PRESIDENT. The Clerk will call the roll.

The Clerk called the roll and the following Senators were present:

First District—Anthony J. DiSilvestro.
 Second District—Alvin Evans Kephart.
 Third District—John R. Meade.
 Fourth District—Bertram G. Frazier.
 Fifth District—Israel Stiefel.
 Sixth District—John W. Lord, Jr.
 Seventh District—Maxwell S. Rosenfeld.
 Eighth District—Louis H. Farrell.
 Ninth District—G. Robert Watkins.
 Tenth District—Edward B. Watson.
 Eleventh District—Frank W. Ruth.
 Twelfth District—Lloyd H. Wood.
 Thirteenth District—Frederick L. Homsher.
 Fourteenth District—Montgomery F. Crowe.
 Fifteenth District—M. Harvey Taylor.
 Sixteenth District—O. J. Tallman.
 Seventeenth District—Donald P. McPherson, Jr.
 Eighteenth District—Joseph J. Yosko.
 Nineteenth District—George B. Scarlett.
 Twentieth District—T. Newell Wood.
 Twenty-first District—Patrick J. Toole.
 Twenty-second District—Fraser P. Donlan.
 Twenty-third District—Guy B. Robinson.
 Twenty-fourth District—John G. Snowden.
 Twenty-fifth District—James S. Berger.
 Twenty-sixth District—George B. Stevenson.
 Twenty-seventh District—Samuel B. Wolfe.
 Twenty-eighth District—Guy A. Leader.
 Twenty-ninth District—Paul L. Wagner.
 Thirtieth District—Charles R. Mallery.
 Thirty-first District—George N. Wade.
 Thirty-second District—Burton E. Tarr.
 Thirty-third District—Donald P. McPherson, Jr.
 Thirty-fourth District—A. H. Letzler.
 Thirty-fifth District—John J. Haluska.
 Thirty-sixth District—Fred P. Hare, Jr.
 Thirty-seventh District—Murray Peelor.
 Thirty-eighth District—Elmer J. Holland.
 Thirty-ninth District—John H. Dent.
 Fortieth District—James A. Geltz.
 Forty-first District—Albert R. Pechan.
 Forty-second District—Theodore H. Doehla.
 Forty-third District—Joseph M. Barr.
 Forty-fourth District—John M. Walker.
 Forty-fifth District—Thomas E. Barrett.
 Forty-sixth District—William J. Lane.
 Forty-seventh District—Samuel G. Neff.
 Forty-eighth District—Leroy E. Chapman.
 Forty-ninth District—C. Arthur Blass.
 Fiftieth District—Rowland B. Mahany.

The PRESIDENT. Fifty Senators having answered to their names, a quorum is present.

ELECTION OF PRESIDENT PRO TEMPORE

Mr. CHAPMAN. I have been directed by the Republican Caucus to place in nomination for the high office of President pro tempore of the Senate of Pennsylvania, one whom I think best qualified to fill that position. That man I have in mind, because of the following qualifications:

1. Because of his honesty and reputation as a square-shooter.
2. Because of the admiration that each Senator has for him and the reverence in which he is held.
3. Because he is a seasoned Legislator and Statesman, and because of his residence in Harrisburg is easily contacted and available at most times.
4. Because he is one who, as State Chairman, carried the State with the largest Republican Majority of any industrial state in the union.

Also, with the qualifications above mentioned he is well versed in the science of Politics.

It is my pleasure to place in nomination for the office of President pro tempore of the Senate, the Honorable M. Harvey Taylor.

Mr. MALLERY. Mr. President, I have the honor and the great pleasure of seconding the nomination of my colleague, the Honorable M. Harvey Taylor, for the office of President pro tempore of the Senate, who has and will continue to serve with marked ability and fairness.

Mr. BARR. Mr. President, I have been directed by the Democratic caucus to place before the Senate in nomination for the Office of President pro tempore of the Senate, one of our colleagues who has led us on the floor of this Senate since the session of 1943.

May I add, Mr. President, that it is only in a country like this that a condition like this exists.

A son of immigrant parents, he has proven to the people of Pennsylvania his leadership for his party and for the people of Pennsylvania. Not possessed with a college education, but he is possessed with a full knowledge of the needs of the people of this Commonwealth.

In 1946, he was the party's nominee for the office of Lieutenant Governor. He has led us well, and he has the respect, I am sure, of the members on both sides of the aisle. His honesty and integrity is known to all of us.

Mr. President, I present the name of the Honorable John H. Dent, of Westmoreland County.

Mr. DiSILVESTRO. Mr. President and members of the Senate, I am very happy at this time to second the nomination of my colleague, Senator John H. Dent, for the office of President pro tempore of the Senate.

The PRESIDENT. Are there any further nominations?

NOMINATIONS CLOSED

Mr. WALKER. Mr. President, I move the nominations for the Office of President pro tempore of the Senate be closed.

Mr. KEPHART. Mr. President, I second the motion. The motion was agreed to.

The PRESIDENT. On the election of the President pro tempore the Chief Clerk will call the roll, and the clerks of the Senate will act as tellers. The candidates are the Honorable M. Harvey Taylor of Dauphin County, and the Honorable John H. Dent of Westmoreland County. The roll was called and resulted as follows:

FOR MR. TAYLOR—35

Berger,	Frazier,	McPherson, Jr.,	Wade,
Blass,	Geltz,	Meade,	Wagner,
Chapman,	Hare,	Pechan,	Walker,
Crowe,	Homsher,	Peelor,	Watkins,
Dent,	Kephart,	Robinson,	Watson,
Diehm,	Letzler,	Scarlett,	Wolfe,
Doehla,	Lord,	Snowden,	Wood, L. H.,
Donlan,	Mahany,	Stevenson,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	

FOR MR. DENT—15

Barr,	Holland,	Rosenfeld,	Taylor,
Barrett,	Lane,	Ruth,	Toole,
DiSilvestro,	Leader,	Stiefel,	Yosko,
Haluska,	Neff,	Tarr,	

The PRESIDENT. M. Harvey Taylor, having received 35 votes, and John H. Dent having received 15 votes, the Chair declares M. Harvey Taylor duly elected President pro tempore of the Senate of Pennsylvania.

VOTE MADE UNANIMOUS

Mr. DENT. Mr. President, I move that the vote by which the Honorable M. Harvey Taylor was elected President pro tempore of the Senate be made unanimous.

Mr. HALUSKA. Mr. President, I second the motion.

The motion was agreed to.

COMMITTEE APPOINTED TO ESCORT PRESIDENT PRO TEMPORE ELECT TO THE ROSTRUM

The PRESIDENT. The Chair takes pleasure in naming as the committee to escort the President pro tempore elect to the rostrum, the gentlemen from Warren, Mr. Chapman, the gentleman from Blair, Mr. Mallery, and the gentleman from Westmoreland, Mr. Dent.

Whereupon, the President pro tempore-elect was escorted to the rostrum of the Senate.

ADMINISTRATION OF OATH TO PRESIDENT PRO TEMPORE

The PRESIDENT. The oath of office will be administered to the newly elected President pro tempore by the Honorable J. Paul Rupp, Judge of the Court of Common Pleas of Dauphin County.

The oath of office was accordingly administered.

The PRESIDENT. Members of the Senate, I present to you the newly elected President pro tempore of the Senate of Pennsylvania, and ask him to make a few remarks.

Mr. TAYLOR. Mr. President and members of the Senate, of course, it is pretty hard to talk when given an honor like this, when you start off as a page boy, but this just shows what you can do in America.

I was thinking, when Senator Chapman nominated me, he said I was a statesman. The only other man who ever suggested that was "Hy" Andrews. "Hy" said, "Why don't that Taylor stop being a politician and be a statesman," so I feel now as if I am getting a start as a statesman.

Thank you gentlemen. I hardly know what to say. I promise you this that I will give you every ounce of energy I have, all the intelligence that the Lord gave me, and that is about all any man can do. Thank you so much.

ADMINISTRATION OF OATH TO MAJORITY AND MINORITY FLOOR LEADERS

The PRESIDENT. The next order of business will be the administration of the oath to Majority Floor Leader, the gentleman from Allegheny, Senator Walker, and Minority Floor Leader, the gentleman from Westmoreland County, Mr. Dent.

I think this is the first time this has ever occurred, therefore your duties become most responsible.

Oath administered by the Honorable J. Paul Rupp, President of the Court of Common Pleas in Dauphin County.

ELECTION OF SECRETARY OF THE SENATE

The PRESIDENT. The next order of business before the Senate is election of Secretary of the Senate.

Mr. WAGNER. Mr. President, it is a great pleasure for me this morning to place in nomination for the office of Secretary of the Senate, a man who has served us twice previously in that capacity very satisfactorily, and he has served with distinction previously as a member of this body.

I nominate this morning, the Honorable G. Harold Watkins, of Butler Township, Schuylkill County, for the office of Secretary of the Senate.

Mr. WOLFE. Mr. President, I am happy to have the honor of seconding the nomination of our good friend and former colleague in this Senate, the Honorable G. Harold Watkins, of Schuylkill County, for the office of Secretary of the Senate.

Mr. HOLLAND. Mr. President, I have the honor to place in nomination, a man from Allegheny who has been very active in civic and social affairs in that county. He has served with distinction as a Justice of the Peace of Deer Township, and at the last election, he ran for Congress.

It is with a great deal of pleasure I place in nomination the name of J. R. Montgomery, of Allegheny County, for the office of Secretary of the Senate.

Mr. BARRETT. Mr. President, I consider it a pleasure as well as a privilege to second the nomination of J. R. Montgomery of Allegheny County for the office of Secretary of the Senate.

NOMINATIONS CLOSED

Mr. WALKER. Mr. President, I move that the nominations for office of Secretary of the Senate be closed.

Mr. KEPHART. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. On the election of the Secretary of the Senate, the Chief Clerk will call the roll, and the Clerks of the Senate will act as tellers. The candidates are Mr. G. Harold Watkins, of Schuylkill County, and Mr. J. R. Montgomery of Allegheny County.

The roll was called and resulted as follows:

FOR MR. WATKINS—35

Berger,	Geltz,	Meade,	Wade,
Blass,	Hare,	Pechan,	Wagner,
Chapman,	Homsher,	Peelor,	Walker,
Crowe,	Kephart,	Robinson,	Watkins,
Diehm,	Letzler,	Scarlett,	Watson,
Doehla,	Lord,	Snowden,	Wolfe,
Donlan,	Mahany,	Stevenson,	Wood, L. H.,
Farrell,	Mallery,	Tallman,	Wood, T. N.,
Frazier,	McPherson, Jr.,	Taylor,	

FOR MR. MONTGOMERY—15

Barr,	Haluska,	Neff,	Tarr,
Barrett,	Holland,	Rosenfeld,	Toole,
Dent,	Lane,	Ruth,	Yosko,
DiSilvestro,	Leader,	Stiefel,	

The PRESIDENT. G. Harold Watkins, having received 35 votes, and J. R. Montgomery having received 15 votes, the Chair declares G. Harold Watkins duly elected Secretary of the Senate.

ELECTION OF CHIEF CLERK OF THE SENATE

Mr. BERGER. Mr. President, it is a pleasure and a privilege for me to place in nomination the name of William J. Ridge, of Tioga county, for the office of Chief Clerk of the Senate of Pennsylvania.

Mr. HARE. Mr. President, it is a rare privilege to be able to second the nomination of Tioga county's first citizen, for the office of Chief Clerk of the Senate of Pennsylvania.

Mr. YOSKO. Mr. President, at the direction of the Democratic caucus, it is my pleasure to present the name of John Welch, of Doylestown, Bucks county, for the office of Chief Clerk of the Senate of Pennsylvania.

Mr. LEADER. Mr. President, I take pleasure in seconding the nomination of Mr. John Welch for the office of Chief Clerk of the Senate.

NOMINATIONS CLOSED

Mr. WALKER. Mr. President, I move the nomination for Chief Clerk of the Senate be closed.

Mr. KEPHART. I second the motion.

The motion was agreed to.

The PRESIDENT. On the election of the Chief Clerk of the Senate the Clerk will call the roll, and the clerks of the Senate will act as tellers. The candidates are Mr. William J. Ridge, of Tioga County, and Mr. John Welch of Bucks County.

The roll was called and resulted as follows:

FOR MR. RIDGE—35

Berger,	Geltz,	Meade,	Wade,
Blass,	Hare,	Pechan,	Wagner,
Chapman,	Homsher,	Peelor,	Walker,
Crowe,	Kephart,	Robinson,	Watkins,
Diehm,	Letzler,	Scarlett,	Watson,
Doehla,	Lord,	Snowden,	Wolfe,
Donlan,	Mahany,	Stevenson,	Wood, L. H.,
Farrell,	Mallery,	Tallman,	Wood, T. N.,
Frazier,	McPherson, Jr.,	Taylor,	

FOR MR. WELCH—15

Barr,	Haluska,	Neff,	Tarr,
Barrett,	Holland,	Rosenfeld,	Toole,
Dent,	Lane,	Ruth,	Yosko,
DiSilvestro,	Leader,	Stiefel,	

The PRESIDENT. William J. Ridge having received 35 votes and John Welch having received 15 votes, the Chair declares William J. Ridge, of Tioga County, duly elected Chief Clerk of the Senate.

ELECTION OF SENATE LIBRARIAN

Mr. MALLERY. Mr. President, it is my distinct privilege to nominate for the office of Senate Librarian Mr. Charles Lathero of Blair county.

Mr. STEVENSON. Mr. President, I take great pleasure in seconding this nomination. In my humble opinion, Charley Lathero is the pattern of excellence in the service which he renders to the members of the Senate regardless of their political persuasion, a service which always has a smile attached to it.

So, Mr. President, it affords me immeasurable pleasure to second this nomination.

Mr. NEFF. Mr. President and members of the Senate of Pennsylvania, it gives me great pleasure at this time to be permitted, by order of the Democratic caucus, to offer in nomination as Senate Librarian a man who through the years has been very close to me and a personal friend, a man qualified for the office of Senate Librarian through past legislative experience. He has given of his time and his energies in the furtherance of the work for the future of the state of Pennsylvania. He has unquestioned ability, and his integrity is beyond reproach.

The man I wish to place in nomination is Eugene Caputo of Ambridge, Beaver county.

Mr. RUTH. Mr. President, I take honor in seconding the nomination of the man with whom I served almost a generation ago as a member of the House of Representatives, I second the nomination of the Honorable Eugene Caputo, for Senate Librarian.

NOMINATIONS CLOSED

Mr. WALKER. Mr. President, I move the nominations for Senate Librarian be closed.

Mr. KEPHART. I second the motion.

The motion was agreed to.

The PRESIDENT. On the election of the Senate Librarian the Clerk will call the roll, and the clerks of the Senate will act as tellers. The candidates are Mr. Charles Lathero of Blair County, and Mr. Eugene Caputo of Beaver County.

The roll was called and resulted as follows:

FOR MR. LATHERO—35

Berger,	Geltz,	Meade,	Wade,
Blass,	Hare,	Pechan,	Wagner,
Chapman,	Homsher,	Peelor,	Walker,
Crowe,	Kephart,	Robinson,	Watkins,
Diehm,	Letzler,	Scarlett,	Watson,
Doehla,	Lord,	Snowden,	Wolfe,
Donlan,	Mahany,	Stevenson,	Wood, L. H.,
Farrell,	Mallery,	Tallman,	Wood, T. N.,
Frazier,	McPherson, Jr.,	Taylor,	

FOR MR. CAPUTO—15

Barr,	DiSilvestro,	Neff,	Tarr,
Barrett,	Holland,	Rosenfeld,	Toole,
Dent,	Lane,	Ruth,	Yosko,
Haluska,	Leader,	Stiefel,	

The PRESIDENT. Mr. Charles Lathero having received 35 votes, and Mr. Eugene Caputo having received 15 votes, the Chair declares Mr. Charles Lathero duly elected Senate Librarian.

OATHS OF OFFICE ADMINISTERED TO SECRETARY OF THE SENATE, CHIEF CLERK OF THE SENATE AND SENATE LIBRARIAN

The PRESIDENT. The Secretary-elect of the Senate, G. Harold Watkins, the Chief Clerk-elect of the Senate,

William J. Ridge, the Senate Librarian, Charles Lathero, will approach the rostrum in order that the oaths of office may be administered.

Oaths of office were accordingly administered to above officers by the Honorable J. Paul Rupp, Judge, Court of Common Pleas, Dauphin County.

RESOLUTION THANKING THE HONORABLE J. PAUL RUPP AND THE HONORABLE CARLETON T. WOODRING FOR ADMINISTERING OATHS OF OFFICE

Mr. T. NEWELL WOOD offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 4, 1949.

Resolved, That the thanks of the Senate are hereby rendered to Honorable J. Paul Rupp, Judge of Common Pleas Court of Dauphin County and to Honorable Carleton T. Woodring, Judge of Common Pleas Court of Northampton County, for their services in qualifying the newly elected Senators, the President Pro Tempore and the several officers of the Senate.

RESOLUTION THANKING THE HONORABLE CARLETON T. WOODRING FOR ADMINISTERING OATHS OF OFFICE

Mr. DENT offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 4, 1949.

Resolved, That the thanks of the Senate are hereby tendered to the Honorable Carleton T. Woodring, Judge of the Common Pleas Court of Northampton County, for his services in qualifying the newly elected Senators.

JOINT COMMITTEE BE APPOINTED TO REPRESENT THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA IN THE INAUGURAL CEREMONIES OF THE HONORABLE HARRY S. TRUMAN

Mr. WALKER offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 4, 1949.

Whereas On January 20, 1949, the Honorable Harry S. Truman will be inaugurated as the President of the United States of America, and

Whereas, It is fitting and proper that a delegation represent the General Assembly of the Commonwealth of Pennsylvania at the inaugural ceremonies, to be held in Washington at that time, now therefore be it

Resolved, (if the House of Representatives concur), That the President Pro Tempore of the Senate is hereby authorized to appoint fifteen Members of the Senate, and the Speaker of the House is hereby authorized to appoint thirty Members of the House of Representatives, who together shall constitute a Joint Committee to represent the General Assembly of the Commonwealth of Pennsylvania in the inaugural ceremonies of the Honorable Harry S. Truman.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

APPOINTMENT OF COMMITTEE

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of the following

committee: the gentleman from Westmoreland, Mr. DENT, Chairman; the gentleman from Allegheny, Mr. BARR; the gentleman from Allegheny, Mr. BARRETT; the gentleman from Philadelphia, Mr. DiSILVESTRO; the gentleman from Cambria, Mr. HALUSKA; the gentleman from Allegheny, Mr. HOLLAND; the gentleman from Washington, Mr. LANE; the gentleman from York, Mr. LEADER; the gentleman from Lawrence, Mr. NEFF; the gentleman from Philadelphia, Mr. ROSENFELD; the gentleman from Berks, Mr. RUTH; the gentleman from Philadelphia, Mr. STIEFEL; the gentleman from Fayette, Mr. TARR, the gentleman from Luzerne, Mr. TOOLE; and the gentleman from Northampton, Mr. YOSKO.

NOTIFICATION TO THE HOUSE

Mr. McPHERSON JR. offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 4, 1949.

Resolved. That a committee of three be appointed to inform the House of Representatives that the Senate is now in session and ready to proceed to business.

APPOINTMENT OF COMMITTEE

The PRESIDENT. The Chair announces on behalf of the President pro tempore, the appointment of the following committee to notify the House of Representatives that the Senate is duly organized and ready to proceed with its business: the gentleman from Blair, Mr. MALLERY; the gentleman from Philadelphia, Mr. DiSILVESTRO, and the gentleman from Adams, Mr. McPHERSON, JR.

NOTIFICATION TO HIS EXCELLENCY THE GOVERNOR

Mr. PEELOR offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 4, 1949.

Resolved, That a committee of three be appointed to wait upon His Excellency the Governor and inform him that the Senate is convened and organized and ready to receive any communication he may be pleased to make.

APPOINTMENT OF COMMITTEE

The PRESIDENT. The Chair announces on behalf of the President pro tempore, the appointment of the following committee to wait upon His Excellency the Governor, and inform him that the Senate is organized and ready to receive any communication he may be pleased to make: the gentleman from Indiana, Mr. PEELOR; the gentleman from Monroe, Mr. CROWE, and the gentleman from Cambria, Mr. HALUSKA.

STANDING RULES OF THE SENATE ADOPTED FOR 1949 SESSION

Mr. PECHAN offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 4, 1949.

Resolved, that the standing rules of the Senate during the regular session of 1947 be adopted for the government of the Senate for the present regular session.

AUTHORIZATION OF APPOINTMENT OF ALL SPECIAL AND STANDING COMMITTEES

Mr. DIEHM offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 4, 1949.

Resolved, that the President Pro Tempore of the Senate be authorized to appoint all special and standing committees of the Senate during the Session and shall be ex-officio a member of all standing, special and joint legislative committees.

TELLER TO COMPUTE AND COUNT VOTE FOR AUDITOR GENERAL AND STATE TREASURER

Mr. WATKINS offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 4, 1949.

Resolved, that the Senator from Somerset County, Honorable FRED P. HARE, JR., be appointed Teller on the part of the Senate for the purpose of witnessing the opening, computing and counting the vote for Auditor General and State Treasurer.

POSTAGE ON LEGISLATIVE JOURNAL

Mr. ROBINSON offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 4, 1949.

Whereas, the post Office Department has decided that the Legislative Journal must be third class matter and has so instructed the Postmaster at Harrisburg, therefore, be it

Resolved, (if the House of Representatives concur), That the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives be directed to make arrangements for the necessary postage so that the Legislative Journal may be mailed according to the requirements of the Post Office Department, and that the payment of the postage for the Legislative Journal, also for the Bills, Calendars and Histories be provided for in the Appropriation Bill.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

PRINTING OF GOVERNOR'S APPOINTMENTS

Mr. MEADE offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 4, 1949.

Resolved, That the list of appointments which may be sent to the Senate by the Governor as having been made during the recess, be printed for the use of the Senate under the direction of the Chief Clerk.

PRESENTATION OF PETITIONS, MEMORIALS AND REMONSTRANCES

Mr. DOEHLA offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 4, 1949

Resolved, That all petitions, memorials and remonstrances be presented by handing the same to the Chief Clerk properly endorsed with the name thereon in accordance with the practice of the last regular session.

APPROVAL OF PAYMENT OF SALARIES AND WAGES TO OFFICERS AND EMPLOYEES OF THE SENATE

Mr. FRAZIER offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 4, 1949.

Resolved, that the Chief Clerk of the Senate approve orders for the payment of salaries and wages only to such officers and employees of the Senate as are specifically authorized by law and who actually perform the duties of the positions to which they have been elected or appointed.

REPORT OF COMMITTEE OF NOTIFICATION TO THE HOUSE

Mr. McPHERSON, JR. Mr. President, the committee appointed by the Senate to notify the House of Representatives that the Senate is duly organized and ready to proceed with its business, desires to report that it has performed that duty.

The PRESIDENT. The Committee is discharged with the thanks of the Senate.

REPORT OF COMMITTEE TO WAIT UPON GOVERNOR

Mr. PEELOR. Mr. President, your committee has performed its duties and has notified the governor that the Senate is now in session and is ready to receive any communications he might be pleased to make.

NOMINATIONS FOR NOTARIES PUBLIC TO BE LAID ON THE TABLE

Mr. LORD, JR., offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 4, 1949.

Whereas, The reference to committee of nominations by the Governor for appointment of Notaries Public has resulted in the past in duplication of printing and an avoidable expense in the matter of printing, therefore be it

Resolved, That nominations by the Governor for the appointment of Notaries Public be laid on the table until further action.

COMMUNICATIONS FROM THE GOVERNOR

The PRESIDENT. The Chair recognizes the Sergeant-at-Arms.

The SERGEANT-AT-ARMS. Mr. President, I have the honor to introduce the Honorable David R. Perry, Secretary to the Governor.

Mr. PERRY. May I first express to you and through you our official welcome to each of the Senators to this 138th Session of the General Assembly, and hope that your stay may be very pleasant indeed.

I now have the honor to present communications in writing from His Excellency, the Governor of the Commonwealth of Pennsylvania.

The PRESIDENT. The communications will be placed on the table.

The Chair thanks the Secretary to the Governor for bringing us these communications.

INTRODUCTION OF BILLS IN THE SENATE

Mr. WATSON, offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 4, 1949.

Resolved, That no bills shall be presented to the Senate until after the appointment of the standing committees of the Senate.

TIME OF NEXT MEETING

Mr. WOLFE offered the following resolutions which was twice read, considered and agreed to:

In the Senate, January 4, 1949.

Resolved (If the House of Representatives concur), That when the Senate adjourns this week, it reconvene on Monday, January 17, 1949 at 12 o'clock noon and when the House of Representatives adjourns this week, it reconvene on Monday, January 17, 1949 at 4:30 P. M.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC TAKEN FROM TABLE

Mr. LORD, JR., Mr. President, I move that the nominations for Notaries Public be taken from the table.

Mr. WALKER. Mr. President, I second the motion.
The motion was agreed to.

CONSIDERATION OF NOTARIES PUBLIC

Mr. LORD, JR. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on January 4, 1949.

Mr. WALKER. Mr. President, I second the motion.
The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 4, 1949,
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation:

ALLEGHENY COUNTY

Francis J. Craig, Pittsburgh, 1014 Grant Bldg. (19).
John F. Will, East Pittsburgh.

BEAVER COUNTY

Ben H. Boss, New Brighton.

LACKAWANNA COUNTY

Gerald G. Dolphin, Scranton.

LEHIGH COUNTY

Ranald R. MacAdam, Whitehall Twp., Front & Grape Sts., Fullerton.

MONTGOMERY COUNTY

Hans Dorchers, North Wales.
Wesley N. Jobe, Upper Moreland Twp., 600 Sampson Ave., Willow Grove.

PHILADELPHIA COUNTY

Miss Fay Forman, 2301 Packard Bldg. (2).
Ted Helmetag, 2d Fl., 8504 Germantown Ave.
Edward C. Leber, Corn Exchange Natl. Bank & Tr. Co., 3d & Arch Sts. (6).
Miss Marie Schramm, 2829 Ridge Ave. (12).
E. E. Simons, 1238 Ridge Ave.
Miss Florence Stein, 214 N. 22d St. (3).

WESTMORELAND COUNTY

Carmen J. Cush, Trafford.
G. A. Giesey, Derry.

YORK COUNTY

N. M. Baughman, Dover.
Miss Dorothy Danner, York.

To compute from the dates set opposite their names:

ALLEGHENY COUNTY

Miss Norma C. Daugherty, Pittsburgh, 908 Homewood Ave. (8), January 7, 1949.
Maurice Kent, Pittsburgh, 204 Standard Life Bldg., January 7, 1949.

BERKS COUNTY

Arthur J. Zimmerman, Reading, January 15, 1949.

PHILADELPHIA COUNTY

Theodore F. Smythe, 1215 Jefferson Bldg., January 15, 1949.

ALLEGHENY COUNTY

Mrs. Claramae Wertman, Pittsburgh, 412 Plaza Bldg., January 17, 1949.

DAUPHIN COUNTY

Steven L. Bowers, Harrisburg, January 18, 1949.

PHILADELPHIA COUNTY

John F. Kalberer, NE Cor. 5th St. & Montgomery Ave., January 31, 1949.

JAMES H. DUFF.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 4, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ADAMS COUNTY

Mrs. Ann M. Crouse, Cumberland Twp., R. D. 1, Gettysburg.

ALLEGHENY COUNTY

G. M. Butler, Stowe Twp., 818 Broadway Ave., McKees Rocks.
 E. J. Dierker, Pittsburgh, 428 Rochelle St. (10).
 Miss G. A. Helm, Pittsburgh, 1443 H. W. Oliver Bldg.
 Albert W. Hoffman, Pittsburgh, 1213 Galveston Ave.
 Jos. J. Miller, Jr., Pittsburgh, 7th Fl., 600 2d Ave.
 Leslie Rankin, Penn Twp., 208 Jefferson Rd., Wilkesburg.
 J. Russell Rose, Braddock.
 J. G. Simpson, Pittsburgh, 1648 Shady Ave.
 Miss Ruth E. Stewart, Pittsburgh, 1609 Investment Bldg.
 Miss Lucille A. Wagner, Mount Oliver.

BEAVER COUNTY

Mrs. Margaret G. Baird, Ambridge.
 Mrs. Loretta H. Baker, Beaver.
 Raymond N. Keyser, Aliquippa.

BERKS COUNTY

Raymond B. Hilbert, Reading.
 Mrs. Emma F. Kachel, Mohnton.

BRADFORD COUNTY

John M. DeWitt, Towanda.

CAMBRIA COUNTY

Mrs. Esther E. Weaver, Johnstown.
 Mrs. Blanche Widmann, Westmont.

CRAWFORD COUNTY

Chester C. Hampton, Titusville.

DELAWARE COUNTY

Thomas A. Jenkins, Folcroft.

ERIE COUNTY

Robt. J. Firman, Erie.
 Mrs. Catherine Heyl Wachter, Erie.

FAYETTE COUNTY

Mrs. Edith P. Simpson, Uniontown.

INDIANA COUNTY

Miss Irene M. Kinter, Indiana.

LACKAWANNA COUNTY

Mrs. Mary Bobar, Scranton.

LANCASTER COUNTY

Christian B. Flick, Lancaster.

LUZERNE COUNTY

Miss Laura Bittner, Hazleton.
 C. P. Elliott, Kingston.
 Francis T. Ferry, Hazleton.
 Miss Doris B. Schneider, Hazleton.
 Miss Stella Wasileski, Wilkes-Barre.

MERCER COUNTY

Ralph A. Berkon, Wheatland.
 George Frankel, Farrell.
 John V. Wherry, Grove City.

MIFFLIN COUNTY

Mrs. Helen F. Crissman, Lewistown.

MONTGOMERY COUNTY

Miss Abbey C. Dunlop, Whitmarsh Twp., Hector & Lime Streets, Conshohocken.
 John E. Gibson, Abington Twp., 2342 Hamilton Ave., Willow Grove.
 Mrs. M. Irene Hudson, Norristown.
 Mrs. Louise McCracken, Bridgeport.
 Francis S. Trout, 3rd, Norristown.

NORTHAMPTON COUNTY

Mrs. Helen Silfies, Bethlehem.

NORTHUMBERLAND COUNTY

Miss Pearl A. Heffelfinger, Milton.

PHILADELPHIA COUNTY

Mrs. Emma M. Becker, Phila., 602 Ledger Bldg.
 Walter Crisconi, Phila., 1155 S. Broad St. (47).
 Jack Feldscher, Phila., 2046 Ridge Ave.
 Dewey Friedman, Phila., 1404 S. 5th St.
 Edwin H. Henrie, Phila., 1630 Pine St. (3).
 Mrs. Jane S. Kubiak, Phila., 2321 Almond St.
 Mrs. Frances Conner McGrath, Phila., 330 City Hall.
 Mrs. Annette D. McKeon, Phila., 50 W. Chelton Ave.
 Samuel A. Mercanti, Phila., 2d Fl., Land Title Bldg.
 Charles K. Rosenberg, Phila. Packard Building (2).
 Pio E. Zappasodi, Phila., 721 Carpenter St.

SCHUYLKILL COUNTY

Robert C. Dinger, Schuylkill Haven.
 Stephen Poluka, Tamaqua.

SOMERSET COUNTY

Emil L. Anderson, Somerset.
 Mrs. Melva Stull, Shanksville.

WARREN COUNTY

Mrs. Louise E. Gourley, Sugar Grove.
 Frederick J. Mack, Sheffield Twp., Saybrook.

WASHINGTON COUNTY

Mario DiCio, Canonsburg.
 Mrs. Stephana L. Keener, Washington.

WESTMORELAND COUNTY

Bert Faust, Greensburg.

JAMES H. DUFF.

Commonwealth of Pennsylvania,
 Governor's Office, Harrisburg, January 4, 1949.
 To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ADAMS COUNTY

Miss Anna C. Weaver, Littlestown.

ALLEGHENY COUNTY

Miss Olive E. Alexander, Bethel Twp., 'S Park Rd., R. D. 2, Bridgeville.
 Ray R. Barone, Whitehall.
 W. W. Baum, McKeesport.
 Mrs. Catherine E. Cooper, Pittsburgh, 505 Grogan Bldg.
 E. W. Engerer, Pittsburgh, 1226 Oliver Bldg.
 Mrs. LaRue W. Frederick, Braddock.
 Miss Eugenic Harper, Pittsburgh, 1606-First Nat'l Bank Bldg. (22).
 Miss Mabel A. Hazlett, Springdale.
 H. M. Herold, Pittsburgh, 1207 Columbus Ave.
 Mrs. Gladys K. Hopf, West View.
 Miss Lottie R. Keys, Pittsburgh, Union Trust Bldg.
 Miss Hertel E. Kuhlman, Pittsburgh, Alling & Cory Co., River Ave. & Alcor St., N S.
 Harry T. Martin, Etna.
 Mrs. Marie Meminger, Pittsburgh 1200 Jones Law Bldg.
 Charles E. Mercer, Ingram.
 Miss Jane Mercio, Pittsburgh, 414 Frick Bldg. (19).
 C. D. Miller, Pittsburgh, 406 Pennsylvania Sta.
 M. E. Miller, Swissvale.
 Clyde A. Neff, Pittsburgh, 604 Bessemer Bldg.
 Charles Petach, Tarentum.
 Mrs. Norma Ralston, Pittsburgh, 804 Koppers Bldg.
 Geo. A. Reynolds, Pittsburgh, 1710 Investment Bldg.
 Mrs. Ethel M. Ryan, Pittsburgh 2d Floor, 132 Stanwix St. (22).
 William J. Schaffner, McKeesport.
 Fred W. Siebert, Pittsburgh, Sandusky & Robinson Sts.
 Edward M. Skapik, Clairton.
 John H. Spinnenweber, South Fayette Twp., P. O. Box 193, Bridgeville.
 J. J. Utzig, Pittsburgh, 717 Brownsville Rd.
 Miss Margaret M. Windstein, Pittsburgh, 1103 Standard Life Bldg.
 Miss May Wood, Pittsburgh, P. O. Box 506.

BERKS COUNTY

Miss Kathryn Rhoda, Reading.
 Mrs. Stella Robinson, Muhlenberg Twp., Box 1462, Reading.

BLAIR COUNTY

George O. Calbert, Tyrone.
 James H. Swan, Altoona.

BUCKS COUNTY

J. Alfred Rigby, Bensalem Twp., Bristol Pike, Cornwells Heights.

BUTLER COUNTY

J. Wm. Bryant, Butler.
 Mrs. Carmelita Ediner, Butler
 C. E. Nicholson, Butler.

CAMBRIA COUNTY

H. E. Behrhorst, Johnstown.
 Mrs. Ruth M. Leckey, Barnesboro.
 Alfred W. Wagner, Cresson Twp., P. O. Box 28, Cresson.

CARBON COUNTY

Claude D. Reinhard, Carbon, Palmerton.

CENTRE COUNTY

H. S. Elder, State College.

CHESTER COUNTY

Mrs. Mildred B. Faucett, West Chester.

CLARION COUNTY

Samuel Stimer, Jr., Hawthorn.

CLEARFIELD COUNTY

Wm. Dewey Stott, Jr., Houtzdale.

CLINTON COUNTY

Miss Ramona Bigley, Mill Hall.
 Miss Virginia Hungiville, Lock Haven.

CRAWFORD COUNTY

Miss Helen I. Brown, Linesville.
 Charles O. Ritter, Meadville.

CUMBERLAND COUNTY

Mrs. Anna B. Barrick, Carlisle.
 Geo. F. Jamison, Carlisle.

DAUPHIN COUNTY

Mrs. Lillian M. Critchfield, Harrisburg.
 A. Boyd Derr, Harrisburg.
 C. J. Filippelli, Harrisburg.
 Warren O. Weaver, Harrisburg.

DELAWARE COUNTY

Miss Eleanor Behrle, Upper Darby Twp., 217 S. 69th St., Upper Darby.
 Mrs. Dorothy F. Manwiller, Yeadon.
 Miss Lucille M. Overbeck, Upper Darby Twp., 69th & Locust Sts., Upper Darby.
 Miss Helen A. Smith, Media.
 Arthur C. Ward, Haverford Twp., 2407 Darby Rd., Havertown.
 Curtis G. Wiegand, Chester.

ELK COUNTY

L. G. Hauber, St. Marys.
 Robt. F. Pontzer, Ridgway.
 Charles G. Schlimm, St. Marys.
 Mrs. Louise M. Smith, Johnstown.
 H. E. Williammee, St. Marys.

ERIE COUNTY

Howell L. James, Erie.
 Miss Elizabeth A. Knochel, Erie.
 Mrs. Dorothy W. Trask, Erie.

FAYETTE COUNTY

Claire Minor, Smithfield.
 Cecil P. Sutton, Point Marion.
 Thomas F. Welsh, Connellsville.

FRANKLIN COUNTY

Mrs. Mary McI. Diehl, Guilford Twp., Marion.
 Wilbur N. Kauffman, Mercersburg.

GREENE COUNTY

Andrew T. Urda, Cumberland Twp., 371 Sherman Ave., Nemaquin.

HUNTINGDON COUNTY

Mrs. Catherine L. Thomas, Huntingdon.

LACKAWANNA COUNTY

Miss Emilie Evans, Scranton.
Pearson M. Judd, Carbondale.

LANCASTER COUNTY

William F. Brian, Mount Joy.

LAWRENCE COUNTY

Geo. B. Wilson, Ellwood City.

LEBANON COUNTY

Mrs. Elizabeth E. Baker, Palmyra.

LEHIGH COUNTY

Truman R. Fries, Bethlehem.
Mrs. Leila W. Murley, Allentown.
Mrs. Dorine Nehf, Allentown.
George W. Siegfried, Allentown.
Miss Edna C. Troxell, Allentown.

LUZERNE COUNTY

Miss Margaret Byrne, Hazleton.
Miss Dorothy Davis, Wilkes-Barre.
Alexander J. Laffey, Wilkes-Barre.
Jos. F. Lester, Kingston.
Clarence C. Mack, Kingston.
Walter Phillips, Wilkes-Barre.
Miss Florence M. West, Hazleton.

LYCOMING COUNTY

Horace C. Edgar, Sr., South Williamsport.
Clyde R. Shyder, Williamsport.

McKEAN COUNTY

A. A. Griffin, Bradford.
W. J. Roberts, Foster Twp., 900 E. Main St., Bradford.

MERCER COUNTY

John B. Snyder, Grove City.

MIFFLIN COUNTY

Miss Marion E. Stouck, Lewistown.

MONTGOMERY COUNTY

Mrs. Martha E. Ross, Lower Merion Twp., P. O. Box 631, Ardmore.

NORTHAMPTON COUNTY

Ralph M. Bruch, Bethlehem.
Miss Margaret C. Foley, Bethlehem.
Stephen A. Gasda, Bethlehem.
Mrs. Elizabeth S. Luke, Easton.
Arthur N. Neixell, Bethlehem.
Thomas D. Warke, Northampton.

NORTHUMBERLAND COUNTY

Mrs. V. R. Grauer, Shamokin.
Miss Magdalene Murdza, Mount Carmel.

PHILADELPHIA COUNTY

John R. Alpaugh, Phila., Pa. Range Boiler Co., SW Cor 24th & Washington Ave. (46).

Miss Violet Armstrong, Phila., Conrad St. & Indian Queen Lane.

Sidney M. Baer, Phila., Rm. 400, 318 Walnut St. (6).

Edw. Scott Banister, Phila., 1st Flr., 7930 Frankford Ave.

Mario Bucci, Phila., 604 Commercial Trust Bldg.

Miss Ursula F. Carroll, Phila., 301 Monroe Bldg.

Miss Catharine C. Cassidy, Phila., 1142 Fidelity-Phila. Trust Bldg.

Mrs. Anna L. Cerebi, 2915 N. Second St. (33).

Thomas P. Connor, Phila., 910 Finance Bldg. (2).

Miss Elizabeth Cook, Phila., Rm. 1908, 1500 Walnut St. Bldg.

Miss Madaline Cornelious, Phila., 1472 N. 52d Street.

Wm. B. Crossland, Phila., Yale & Towne Mfg. Co., Roosevelt Blvd. & Haldeman Ave.

Miss Theresa M. Curran, Phila., 1905 North American Bldg.

Miss Viola M. Daubert, Phila., 3500 Grays Ferry Ave. (46).

Miss Frances M. Day, Phila., c/o Cochrane Corp., 3130 N. 17th St.

Edward W. Deiss, Phila., 725 S. 52nd St.

Francis J. Delaney, Phila., 4304-06 Frankford Ave. (24).

Miss Cesira Di Berardino, Phila., 6328 Vine St.

Mrs. Marjorie R. Dinan, Phila., 1620 W. Thompson St.

John J. Dolan, Phila., 5435 Chester Ave.

Miss Mary F. Dorrian, Phila., 3314-16 Germantown Ave. (40).

Miss Anna Dowling, Phila., Rm. 1209, 1211 Chestnut St (7).

A. E. Duffett, Phila., 58th St. & Schuylkill River.

Miss Alice E. Dunne, Phila., 222 W. Washington Sq. (5).

George Ebling, Phila., Allegheny & Trenton Aves.

H. Edward Eissler, Phila., 3431 N. Broad St.

Mrs. Winifred A. Fayant, Phila., 1300 N. Broad St.

Miss Mary K. Fishbourne, Phila., Lincoln-Liberty Bldg.

Anthony J. Froehlich, Phila., 7907 Loretta Ave. (11).

Miss Gretchen L. Godshall, Phila., 4712 Oxford Ave.

Charles J. Hagen, Phila., 301-07 Market St., Nat'l Bank Building (7).

Miss Genevieve A. Hoey, Phila., 219 N. Broad St. (7).

Max Kassel, Phila., 5824 Rising Sun Ave.

Miss Rosalie C. Kelly, Phila., 405 N. 63d St.

George King, Phila., 4624 Longshore Ave.

Emil Kulchycky, Phila., 2231 Fairmont Ave. (30).

Mrs. Sarah H. Leaf, Phila., 1800 Girard Trust Bldg. (2).

Miss Ernestine G. Lewis, Phila., 1719 Packard Bldg. (2).

Miss Margaret M. Mahoney, Phila., 2100 Girard Trust Co. Bldg. (2).

Mrs. Ethel L. McCuff, Phila., 8213 Tinicum Ave.

Edward J. Miller, Phila., 638 Public Ledger Bldg. (6).

Joseph A. Montagno, Phila., 1615 Jackson St. (45).

Miss Helen O'Neill, Phila., G. St. & E. Hunting Park Ave.

Miss Ruth M. Paige, Phila., 2d Floor, Widener Bldg. (7).

General B. Pate, Phila., 4041 Powelton Ave.

Everett M. Perks, Phila., 1716 Arch St.

John Richmond, Jr., 304-14 Architects Bldg.

Waldorf R. Ringe, Phila., 1604 Girard Trust Co. Bldg. (2).

William V. Rowan, Phila., SE Cor 46th & Walnut St. (39).

Miss Marie Samet, Phila., 1503 Lewis Tower (2).

Miss Catherine K. Schad, Phila., Shelmire & Edmunds Sts.

Frank C. Schaller, Phila., 2025 N. 5th St.

George Schnabel Jr., Phila., 7416 Loretto Ave. (11).

Raymond H. Shetter, Phila., 5915 Master St.

Miss Louise M. Smith, Phila., 617-18 Land Title Bldg. (10).

Miss Rose Spagnola, Phila., 529 Chestnut St.

Solomon W. Steigman, Phila., 561 N. 63d St. (31).

Russell P. Stein, Phila., 617 S. 2d St. (47).

Mrs. Naomi Strano, Phila., 1817 S. 10th St. (48).

Miss Amelia H. Syren, Phila., 15th Fl., 1421 Chestnut St. (2).

Miss Rose Tramontana, Phila., 561 Drexel Bldg. (6).
 Miss Esther E. Weber, Phila., 1418 Packard Bldg. (2).
 Mrs. Margaret E. Welsh, Phila., 3528 N. 5th St. (40).
 John B. Wightman, Phila., 1059 Bridge St. (24).
 Mrs. Helen S. Wiley, Phila., 507 Architests Bldg.
 Mrs. Mary L. Wilhere, Phila., Suite 1901, 1528 Walnut
 St. Bldg.
 Charles M. Wolfson, Phila., 2401 N 33d St. (32).

TIOGA COUNTY

Robert C. Gridley, Westfield.

VENANGO COUNTY

Don Beatty, Oil City.

WARREN COUNTY

Mrs. Agnes M. Mong, Warren.
 Miss M. J. Wollaston, Warren.

WASHINGTON COUNTY

Walter B. Felter, Finleyville.
 Miss Betty McGraw, Washington.

WESTMORELAND COUNTY

Paul S. Barnhart, Greensburg.
 Mrs. Sara C. Cope, South Greensburg.
 Miss Mattie Hohn, Greensburg.
 Mrs. Margaret K. Howard, Greensburg.
 J. E. Reinfried, Southwest Greensburg.
 Richard G. Wagner, New Florence.

YORK COUNTY

Ernest G. Garner, York.
 Mrs. Dorothy A. Gemmill, Springettsbury Twp., R. D. 9,
 Yorkshire, York.
 Miss Blanche E. Keggen, York.
 Miss Helen C. Kopp, York.
 John L. Snyder, York.

JAMES H. DUFF.

Commonwealth of Pennsylvania,
 Governor's Office, Harrisburg, January 4, 1949.
 To the Honorable, the Senate of the Commonwealth of
 Pennsylvania:

In conformity with law, I have the honor hereby to
 nominate for advice and consent of the Senate the
 following persons for reappointment as Notaries Public,
 for terms of four years to compute from the dates shown:

To compute from January 7, 1949

ADAMS COUNTY

Miss Mary I. Bittinger, Gettysburg.

ALLEGHENY COUNTY

Miss Mary Belo, Pittsburgh, 311 Columbia Bldg., 248
 Fourth Ave. (22)
 Louis G. Bissinger, Pittsburgh, 923 N. Lang Ave.
 Fred P. Burger, Pittsburgh, 750 Brownsville Rd.
 R. K. Caldwell, Pittsburgh, 1301 Grant Bldg.
 Mrs. Arinella E. Fritz Carrick, Pittsburgh, 75 Pius St.
 (3)
 Miss Hilda Mae Jones, Clairton.
 John A. Manzione, Pittsburgh, 21 St. Nicholas Bldg.
 Karl N Meixner, Wilkinsburg.
 Michael A. Mullin, Braddock.

W. E. Murphy, Millvale.
 Paul N Smith, Pittsburgh, 824 Brookline Blvd.
 F. Maurice Stevens, Glassport.
 George Vargo, Jr., Duquesne.
 Miss L. A. Wirth, Pittsburgh, 722 Frick Bldg. (19)
 Paul S. Young, Pittsburgh, 711 Union Tr. Bldg.

BERKS COUNTY

Mrs. Carolyn D. Coxe, Reading.
 Charles H. Hunter, Reading.
 Howard M. Loose, Centre Twp., Dauberville
 Wm. H Ludwig, Jr., Reading.
 Mrs. Nellie H. Sherman, Reading.

BLAIR COUNTY

John H. Gossard, Altoona.
 William L. Huether, Altoona.
 Miss F. Marie Lynam, Altoona.

BUCKS COUNTY

Miss L. Mae Ettenger, Newtown.

CAMBRIA COUNTY

Mrs. Rubie M. Dickie, Johnstown.

CHESTER COUNTY

Benjamin W. Haines, West Chester.
 Miss Dorothy Ann Keeler, Phoenixville.
 Miss Emily F Miller, West Chester.

CRAWFORD COUNTY

Gerald W. Canfield, Cambridge Springs.
 Vincent Pepicelli, Meadville.

CUMBERLAND COUNTY

Earl M. Ortmyer, Lemoyne.

DAUPHIN COUNTY

Charles L. Everitt, Susquehanna Twp., 3535 N. 6th St.,
 P. O. Box 22, Harrisburg.
 Kenneth G. Kipp, Harrisburg.

ELK COUNTY

Mrs. Viola G. Dinsmore, St. Marys.

ERIE COUNTY

Miss Gertrude Gross, Erie

FRANKLIN COUNTY

Miss Elva M. Brown, Chambersburg.
 John G. Eppinger, Chambersburg.

JEFFERSON COUNTY

Mrs. Eleanor Leax Snyder, Punxsutawney.

LACKAWANNA COUNTY

Hiram M. Barlow, Scranton.
 George A. Druckenbrod, Scranton.
 John R. Pirhalla, Winton.
 Carmine B. Tomaine, Carbondale.

LANCASTER COUNTY

Mrs. Christine W. Ammon, Christiana.
Miss Dorothy M. Parmer, Lancaster

LEHIGH COUNTY

George Dilliard, Allentown.
George B. Knowles, Allentown.
Miss H. M. Miller, Allentown.

LUZERNE COUNTY

John P. Feeley, Hazleton.
Gordon S. Yetter, Wilkes-Barre.

LYCOMING COUNTY

Walter J. Bubb, Williamsport.
Miss Ethel M. Bush, South Williamsport.
Miss A. Louise Clinger, Williamsport.
Frank E. Haines, Williamsport.
Mrs. Margaret C. Lindemuth, Williamsport.
Mrs. Anne Neeld, Williamsport.

McKEAN COUNTY

Miss Ruth M. Ballard, Bradford.
Mrs. Margery Armstrong Moore, Kane.
Mrs. Marjorie C. Ribble, Bradford.

MERCER COUNTY

Harold S. Bodamer, Sharon.

MONTGOMERY COUNTY

Edwin P. Gotwals, Lansdale.
Miss Cleta Martin, Norristown.
Mrs. Mary Scott McShane, Lower Merion Twp., 75 E. Lancaster Ave., Ardmore.
Forrest H. Roberts, Jr., Cheltenham Twp., Roberts Bldg., Glenside.

NORTHUMBERLAND COUNTY

Miss Lena E. Bissett, Sunbury.

PHILADELPHIA COUNTY

John B. Albany, Phila., 5121 Aspen St.
Robert W. Bell, Phila., 1201 Ridge Ave.
Mrs. Helen C. Boone, Phila., 2107 Fidelity-Phila. Tr. Bldg. (9).
Christian F. Bruntrager, Phila., 5858 Castor Ave.
John L. Burns, Phila., 608 Bulletin Bldg.
Harry I. Cohen, Phila., 867 North 7th St.
Miss Cecile Coleman, Phila., 2124 Lincoln-Liberty Bldg. (7).
Richard Crankshaw 3rd, Phila., 4824 Frankford Ave. (24).
John A. Dunwoody, Phila., 1416 Chestnut St.
Mrs. Anna M. Forsyth, Phila., Rm. 1542, 123 S. Broad St.
Benjamin M. Gesshel, Phila., 2035 Reed St. (46).
Albert Goldberg, Phila., 1st Fl., 709 W. Girard Ave.
Mrs. Florence E. Madison Hill, Phila., 1947 Wharton St. (46).
Miss Mae Hutchinson, Phila., Crown Can Co., Erie Ave. at H St.
Miss Myra Kippax, Phila., 108 Levering St. (27).
Mrs. Marie Eisenmann Klenk, Phila., 2869 N. Hancock St. (33).
Harvey S. Knapp, Phila., 504 Packard Bldg.
John E. Kramer, Phila., Phila. Coll. of Pharmacy & Science (4).

Abraham Long, Phila., 2229 N. 33d St. (32).
J. Russell Longstreet, Phila., 7201 Forrest Ave. (38).
Mrs. M. Eleanor Marley, Phila., 1665 Harrison St. (24).
Howard W. Ortlip, Phila., Hajoca Corp., 31st & Walnut Sts.

Edward W. Packer, Phila., Street Fl., 1616 Walnut St.
Joseph A. Pierro, Phila., 1241 S. 6th St. (47).
P. J. F. Powers, Phila., 1835 Arch St.
Miss Reine Regen, Phila., 5018 N. Camac St. (41).
Adolph W. Reinhold, Phila., 1324 Chestnut St. (7).
Miss Fannie E. Samuelsohn, Phila., 6435 N. 16th St.
Paul E. Schlechter, Phila., 3 E. Willow Grove Ave. (18).
Louis R. Scott, Phila., 5227 Chestnut St. (39).
Mrs. Carolyn Shaffer, Phila., 1406 Fox Bldg. (3).
Joseph C. Sloan, Phila., 627 Market St.
Mrs. Vera Tarlton, Phila., 1201 Liberty Tr. Bldg. (7).

SCHUYLKILL COUNTY

Thomas Sullivan, Girardville.

WASHINGTON COUNTY

John Bryan, Monongahela.
Robert G. Russell, Burgettstown.

WESTMORELAND COUNTY

Miss Ida Marie Johnson, Latrobe.
John J. Karabin, Greensburg.

YORK COUNTY

T. Bertram Bair, York.
Mrs. Sarah E. Emrich, Manchester.
A. S. Kuhn, Hanover.
Robert J. Smith, York.

To compute from January 13, 1949

ALLEGHENY COUNTY

Miss Katherine Allan, Pittsburgh, 835 Warrington Ave.
T. B. McCafferty, Pittsburgh, 1062 Progress St.
Miss A. M. Mertens, Pittsburgh, 221 Fourth Ave.

DAUPHIN COUNTY

Miss Ellen C. Harris, Harrisburg.

ELK COUNTY

Arthur E. Kronenwetter, St. Marys.

LACKAWANNA COUNTY

Mrs. Rose O'Malley Jordan, Scranton.

LUZERNE COUNTY

William H. Clewell, Kingston.
Samuel Davis, Wilkes-Barre.

NORTHAMPTON COUNTY

Russell S. Reimer, Upper Mount Bethel Twp., Portland.

PHILADELPHIA COUNTY

Mrs. Elizabeth H. Erickson, Phila., 408 Land Title Bldg. (10).
Samuel Forman, Phila., 2632 N. 30th St. (32).
Max C. Klayman, Phila., 265 S. 21st St.
Joseph F. Loughran, Phila., 27 Maplewood Ave. (44).
Mrs. Marie C. Taylor, Phila., 320 Chestnut St.
Robert Vearling, Phila., 2642 N. 5th St.

WASHINGTON COUNTY

Roy M. Retzer, Mt. Pleasant Twp., Hickory.

To compute from January 14, 1949

ALLEGHENY COUNTY

Harry A. Irwin, Pittsburgh, 416 Seventh Ave. (19).

LEHIGH COUNTY

Mrs. Verna Z. Riegel, Allentown.

PHILADELPHIA COUNTY

Louis L. Borucki, Phila., 4706 Torresdale Ave. (24).
Benjamin B. Setzman, Phila. NE Cor. 56th St. & Haverford Ave.

SCHUYLKILL COUNTY

Albert L. Lindenmuth, Ashland.

WAYNE COUNTY

Frank X. Crockenberg, Honesdale.

To compute from January 15, 1949

ALLEGHENY COUNTY

Edward J. Bartosiewicz, Pittsburgh, 4400 Butler St. (1).
Miss Virginia Callery, Pittsburgh, 2108 Law & Finance Bldg., 429 Fourth Ave. (19).
Elmer L. Collins, Collier Twp., P. O. Box 273, Bridgeville.
Miss Bertha Foster, Pittsburgh, 1211 Berger Bldg.
Miss C. M. Huddy, Pittsburgh, 807 Empire Bldg. (22).

BEAVER COUNTY

Philip Assini, Beaver Falls.

BERKS COUNTY

Martin A. Kohr, Reading.

BUTLER COUNTY

Albert C. Burrows, Bruin.

COLUMBIA COUNTY

Wallace W. Eves, Millville.

DELAWARE COUNTY

Miss Mary B. Gartside, Chester.

ERIE COUNTY

B. Walker Sennett, Erie.

LANCASTER COUNTY

Franklin H. Foulk, Lancaster.
Willis W. Shenk, Lancaster.

LUZERNE COUNTY

Walter A. Bromfield, Wilkes-Barre.
David T. Davis, Jr., Wilkes-Barre.
Albert L. Fink, Nanticoke.

MERCER COUNTY

Miss Helen M. Bolton, Sharpsville.

MONTGOMERY COUNTY

D. Kyle Twining, Abington Twp., 2008 Parkview Ave., Willow Grove.

PHILADELPHIA COUNTY

Samuel D. Berger, Phila., Rm. 804, 1211 Chestnut St.
Miss Rosalie M. Carroll, Phila., 1033 E. Price St. (38).
Leon Cohen, Phila., 204 U. S. Fidelity & Guarantee Bldg., 127 S. 5th St.
Mrs. Dorothy K. Coughlan, Phila., 1604 Pennsylvania Bldg.
LeRoy W. Harrison, Phila., 817 E. Cheltenham Ave. (38).
Mrs. Dorothy H. Kavanagh, Phila., 4901 Stenton Ave. (44).
Milton G. Levy, Phila., Suite 1201, Stock Exchange Bldg.
Miss Isabel M. Lowry, Phila., 1301-2 North American Bldg.
Miss Elizabeth M. Marr, Phila., 614 Land Title Bldg.
Mrs. Marie C. Martin, Phila., 2620 W. Girard Ave.
Miss Elizabeth McNulty, Phila., Rm. 903, 1420 Walnut St.
Samuel Pressman, Phila., 705 Shubert Bldg.
Jos. E. Wadlinger, Phila., 1228 N. Hollywood St.

SCHUYLKILL COUNTY

Norman L. Koble, Pine Grove.

SNYDER COUNTY

Irvin F. Troutman, Chapman Twp., R. D. 1, Port Trevorton.

YORK COUNTY

Gerald H. Bowman, Hanover.

To compute from January 16, 1949

ADAMS COUNTY

C. E. Smith, East Berlin.

ALLEGHENY COUNTY

S. W. Gault, Pittsburgh, 6108 Center Ave. (6).

BEAVER COUNTY

Earl R. Leyda, Beaver Falls.

BERKS COUNTY

Russell A. Seaman, Fleetwood.

CUMBERLAND COUNTY

Jas. L. Young, Mechanicsburg.

ERIE COUNTY

P. V. Gifford, Erie.

LEHIGH COUNTY

Mrs. Kathryn K. Butz, Allentown.
Charles L. Walters, Allentown.

PHILADELPHIA COUNTY

Miss Marian S. Parsons, Phila., 2d Fl., Packard Bldg.
Jos. Allen Potts, Phila., 4905 Baltimore Ave. (43).

WASHINGTON COUNTY

Mrs. Mary G. Goodbread, Charleroi.

To compute from January 17, 1949

GREENE COUNTY

John T. Silveus, Waynesburg.

LAWRENCE COUNTY

Francis T. Sargent, New Castle.

MONTGOMERY COUNTY

Victor J. Roberts, Pottstown.

NORTHAMPTON COUNTY

John G. Taylor, Easton.

PHILADELPHIA COUNTY

Mrs. Viola Keene Carter, Phila., 2229 W. Cumberland St. (32).

Melvin F. Hess, Phila., 3713 Germantown Ave.

WESTMORELAND COUNTY

Dan V. Crowell, Greensburg.

Miss Sara McIlvaine, Jeannette.

To compute from January 18, 1949

ALLEGHENY COUNTY

Miss Viola E. Fehr, Pittsburgh, 2d Fl., 704 2d Ave.

Miss Mary J. Hudak, Pittsburgh, 332 Frick Bldg. (19).

A. J. Hunter, Homestead.

BEAVER COUNTY

W. H. Miller, Aliquippa.

LANCASTER COUNTY

John H. Myers, Lancaster.

PHILADELPHIA COUNTY

Mrs. Margaret L. McHugh, 1035 Land Title Bldg. (10)

To compute from January 19, 1949

ALLEGHENY COUNTY

Raymond E. Born, Mount Oliver.

CARBON COUNTY

Ivan Krizan, Lansford.

PHILADELPHIA COUNTY

John A. Waldis, Jr., 6337 N. Broad St. (41)

Miss Ruth M. Wotiz, 1128-32 Lincoln Liberty Bldg. (7)

YORK COUNTY

Charles L. Rodgers, York.

To compute from January 21, 1949

ALLEGHENY COUNTY

Miss V. C. von Hofen, Pittsburgh, 218 Frick Bldg. (19)

LUZERNE COUNTY

Frank J. Cannon, Hazleton.

W. R. Watkins, Wilkes-Barre.

PHILADELPHIA COUNTY

Jas. J. Fallon, 1000 U. G. I. Bldg., 1401 Arch St.

To compute from January 22, 1949

ALLEGHENY COUNTY

Miss Nancy J. Arnold, Pittsburgh, 1311 Benedum-Trees Bldg., 223 Fourth Ave.

BERKS COUNTY

John Klein, Amity Twp., Douglassville.

John Reber, Reading.

Earl J. Sherk, Reading.

BUCKS COUNTY

John Armstrong, Doylestown.

R. Wesley Tease, New Hope.

CAMBRIA COUNTY

Mrs. Cathryn J. Herrmann, Johnstown.

DAUPHIN COUNTY

John L. Fetterhoff, Harrisburg.

ERIE COUNTY

Fred T. Horn, Erie.

LANCASTER COUNTY

Mrs. Bertha Thompson, New Holland.

PHILADELPHIA COUNTY

Mrs. Etta L. Christian, 7104 Castor Ave.

Herbert Goldberg, 531 W. 66th Ave. (26)

Miss Ruth G. Hodges, 426 Suburban Station Bldg. (3)

Miss Martha G. Horner, Rm. 3, Franklin Institute, 20th & Parkway (3)

Mrs. Nina Riaboff, 645 N. 15th St.

To compute from January 23, 1949

ALLEGHENY COUNTY

Miss Anna M. Gauschman, Dormont.

Scott M. Stewart, McKeesport.

BERKS COUNTY

Mrs. Grace M. Miller, Reading.

PHILADELPHIA COUNTY

Norman B. Beyer, 720 Reading Terminal.

To compute from January 24, 1949

ALLEGHENY COUNTY

Dewey Clark, Pittsburgh, 440 Fourth Ave. (19)

S. Foster Dickie, Pittsburgh, 132 S. Whitfield St.

Herbert J. Klug, Aspinwall.

Miss Margaret M. Long, Pittsburgh, 1303 Peoples Bank Bldg., 307 Fourth Ave.

Miss Anna M. Tanney, Pittsburgh, 2620 Grant Bldg. (19)

BRADFORD COUNTY

Miss Jennie M. Baker, Towanda.

BUCKS COUNTY

Raymond A. Dreisbach, Morrisville.

CLINTON COUNTY

Miss Myrtle D. Achuff, Lock Haven.

DELAWARE COUNTY

Wallace Lippincott, Chester.

LANCASTER COUNTY

H. D. Snyder, Lancaster.

PHILADELPHIA COUNTY

Earle N. Barber, 6000 Germantown Ave.

Archie L. Evans, 35 N. 6th St. (6)

D. Irvin Fulton, 5129 Chestnut St. (39)

To compute from January 27, 1949

ALLEGHENY COUNTY

Ralph S. Adams, Crafton.
 Samuel E. Appleton, Pittsburgh, 2601 Preble Ave. (12)
 Miss Helen Banjanin, Pittsburgh, 5800 Baum Blvd.
 Anthony A. Barrante, Pittsburgh, 933 Jones Law Bldg.
 Clyde J. Beavers, Pittsburgh, 1923 Murray Ave.
 Walter J. Besterman, Sewickley.
 Miss Sara Jane Bour, Pittsburgh, 5628 Margaretta St.
 Miss Jeannette Burkhart, Wilkinsburg.
 Wm. H. Dalzell, Pittsburgh, 1318 Crafton Blvd.
 Mrs. E. M. Davis, Stowe Twp., 725 Broadway, McKees
 Rocks.
 C. G. Donahue, Pittsburgh, 400 Philadelphia Bldg., 435
 6th Ave.
 Mrs. L. M. Fire, Pittsburgh, 1900 Farmers Bank Bldg.
 Clarence A. Hamilton, Pittsburgh, 207 N. S. Deposit Bank
 Bldg., 516 Federal St. (12)
 Cecil C. Harper, Coraopolis.
 Miss Ellen C. Hoge, Pittsburgh, 702 Peoples Gas Bldg.,
 545 Wm. Penn Place (19)
 J. W. Holland, Carnegie.
 Miss Ellanora Joyce, Mount Lebanon Twp., 666 Wash-
 ington Rd., Pittsburgh. (16)
 Paul L. Kesel, Pittsburgh, 1015 Frick Bldg. (19)
 Herman Litman, Braddock.
 Walter J. Mesing, Brentwood.
 Miss Hilda Munns, Pittsburgh, 637 City County Bldg.
 Charles K. Pikiel, Pittsburgh, 119-121 S. 22d St. (3)
 Paul C. Reinehr, Brackenridge.
 Miss Margaret E. Robinson, Duquesne.
 Joseph Sabol, Jr., Duquesne.
 W. C. Smitley, Swissvale.
 Norman V. Tate, Pittsburgh, 436 4th Ave. (19)
 Miss Mildred M. Trautwein, Pittsburgh, 2633 W. Liberty
 Ave.
 Leroy E. Uhrich, Pittsburgh, S. 10th & Muriel Sts.
 Miss Margaret Weigand, Pittsburgh, 2250 Henry W. Oli-
 ver Bldg., 535 Smithfield St.
 Arthur Wessel, Dormont.
 Walter L. Wickard, West Homestead.

ARMSTRONG COUNTY

Mrs. Alena B. Westall, Kittanning.

BEAVER COUNTY

William F. Behringer, Beaver Falls.
 Mrs. Gladys A. Fitcher, Aliquippa.
 John Howell, Aliquippa.
 Joseph A. Tritschler, Beaver Falls.

BEDFORD COUNTY

K. A. Thomas, Bedford.

BERKS COUNTY

Charles B. Ebling, Muhlenberg Twp., Bernharts.
 Mrs. Della N. Esterly, Mount Penn.
 Mrs. Esther W. Fisher, Reading.
 Warren W. Swoyer, Reading.

BLAIR COUNTY

L. Oder Burket, Roaring Spring.
 Mrs. Arda Rose Carberry, Hollidaysburg.
 Martin Goodman, Altoona.
 Edwin A. Rudasill, Altoona.

BUCKS COUNTY

Harry W. Weierbach, Springfield Twp., Weierbach Store
 Bldg., Pleasant Valley.

CAMBRIA COUNTY

E. F. Croyle, Johnstown.
 Miss Augusta M. LaNantia, Nanty-Glo.
 Mrs. Margaret Schmidt, Johnstown.

CARBON COUNTY

Mrs. Mary Hoffman, Parryville.

CENTRE COUNTY

David F. Kapp, State College.

CHESTER COUNTY

Mrs. Marion G. Clark, West Chester.
 Miss Margaret M. O'Connor, Phoenixville.

CLARION COUNTY

Ellis L. Hatfield, Washington Twp., Newmansville.
 Miss Mercedes Meisinger, Clarion.

CLEARFIELD COUNTY

L. N. Rougeux, Clearfield.

CLINTON COUNTY

Wilson P. Poorman, Lock Haven.

COLUMBIA COUNTY

Mrs. Jeanette Feldman, Bloomsburg.
 Mrs. Margaret J. Kyle, Millville.

DAUPHIN COUNTY

Miss E. Gertrude Dunn, Harrisburg.
 Miss Florence Fegley, Lykens.
 Charles B. Fishel, Harrisburg.
 Miss Claire Fortenbaugh, Harrisburg.
 R. B. Manley, Harrisburg.
 Miss Margaret G. Miller, Harrisburg.

DELAWARE COUNTY

Miss Frances E. Carlisle, Darby.
 Mrs. Christine N. Dallett, Upper Darby Twp., W.S.
 Peace, Inc., 69th & Walnut Sts., Upper Darby.
 Louis B. Nolan, Upper Darby Twp., 3701 Garrett Rd.,
 Drexel Hill.
 E. S. Quay, Upper Darby Twp., Packard Sales Agency,
 700 Garrett Rd., Upper Darby.

ELK COUNTY

Miss Hilda A. Cannon, St. Marys.
 Miss Clare Pontzer, St. Marys.

ERIE COUNTY

Mrs. Lida S. Barns, Albion.
 Miss Helen M. Wakefield, Erie.

FAYETTE COUNTY

W. J. Hausman, Dunbar.

FOREST COUNTY

W. J. Phillips, Hickory Twp., Endeavor.

GREENE COUNTY

J. D. South, Greensboro.

INDIANA COUNTY

Mrs. Ruth Hogan, Indiana.
 George Marcus, Indiana.

JEFFERSON COUNTY

Harry H. Nolph, Brookville.
 Clifton P. Weaver, Brookville.

LACKAWANNA COUNTY

Miss Gretchen R. Davies, Scranton.
 Robert A. Furiosi, Scranton.

Daniel H. Jenkins, Scranton.
Miss Lillian P. Kiesel, Scranton.
Joseph F. Tedesco, Scranton.

LANCASTER COUNTY

Miss Margaret E. Harkins, Lancaster.
Nelson K. Myers, Lancaster.

LAWRENCE COUNTY

Clyde M. Buzard, Ellwood City.

LEHIGH COUNTY

John W. Koch, Allentown.
Fred H. Schantz, Allentown.
Mrs. Mary Rau Smith, Allentown.

LUZERNE COUNTY

George B. Balcomb, Forty Fort.
T. P. Dolan, Plains Twp., 338 S. River St., Plains.
Frederick J. Eck, Dallas.
Miss Ruth M. Schroeder, West Pittston.

LYCOMING COUNTY

Ernest J. Cruse, Picture Rocks.
Miss Beatrice L. Walton, Muncy.

McKEAN COUNTY

Mrs. Mildred Brandes, Bradford.

MERCER COUNTY

Edmond H. Daurelle, Farrell.
Mrs. Nellie W. Mitchell, Grove City.
William B. Reichard, Greenville.

MIFFLIN COUNTY

H. M. Riddle, Granville Twp., Lewistown.

MONROE COUNTY

Mrs. Hazel B. Lauffer, Stroudsburg.
Horace G. Walters, East Stroudsburg.

MONTGOMERY COUNTY

Miss Mary D. Casey, Whitmarsh Twp., 1437 Butler Pike, Conshohocken.
Miss Gertrude E. Friskits, Hatboro.
Hugh F. Gerhard, Cheltenham Twp., 300 Bent Road, Wyncote.
Mrs. Florence K. Insley, Norristown.
Francis W. Wack, Schwenksville.

NORTHAMPTON COUNTY

Wilbert C. Best, Bethlehem.
A. M. Snyder, Bethlehem.
Chas. H. Young, Bethlehem.

NORTHUMBERLAND COUNTY

Miss Marion A. Cook, Shamokin.
George W. Haupt, Sunbury.
T. B. Martin, Shamokin.
Mrs. Florine M. Myers, Shamokin.
Mrs. Lillian S. Russell, Sunbury.

PHILADELPHIA COUNTY

Murray L. Alterman, Phila., 1232 Bankers Securities Bldg.
John W. Armstrong, Jr., Phila., 4231 Germantown Ave. (40)
William H. Backhausen, Phila., 6927 Dicks Ave.
Miss Grace F. Blanch, Phila., 954 Broad St. Sub. Sta. Bldg.
Mrs. Madeline M. Cagle, Phila., 1900 Land Title Bldg.
Linford B. Cassel, Jr., Phila., 202 Phila. Nat'l Bank Bldg. (2)

Miss Mary F. Cicchitti, Phila., 1415 Pennsylvania Bldg. (2)

Kenneth S. Clark, Phila., 1600 Locust St. (3)
B. P. Collins, Phila., 135 S. Broad St. (9)
F. Russell Conley, Phila., 4786 Richmond St. (37)
Mrs. Mary S. Conrad, Phila., 1000 Packard Bldg. (2)
J. J. Convery, Phila., 500 Packard Bldg.
Thomas Descano, Phila., 1401 S. Broad St. (47)
Miss Ida Di Berardino, Phila., 1835 S. Broad St.
Mrs. Anna Freifelder, Phila., 320 South 21st St. (3).
Joseph J. Gaffney, Phila., 3207 Kensington Ave.
Mrs. Elizabeth S. Garrison, Phila., 1533 Chestnut St. (2)
Robert F. Garrison, Phila., 322 W. Susquehanna Ave.
Stanley M. Getz, Phila., 6806 Old York Rd. (26)
Lester S. Gibbs, Phila., 800 W. Lehigh Ave.
D. B. Gillman, Phila., 2300 Chestnut St. (3)
Harold Goodman, Phila., Belber Bldg., 22d & Arch Sts.
Louis H. Henkels, Phila., 828 Land Title Bldg. (10)
Jules Hertz, Phila., 2417 E. York St.
Jules Hopman, Phila., 6141 Ogontz Ave.
George R. Koenig, Phila., 2200 N. 2d St.
Miss Eleanor La Battaglia, Phila., 1443 Tasker St.
Gerald Leberman, Phila., 2546 N. Lawrence St.
Miss Marjorie E. Lucas, Phila., 555 Dulles Bldg., 3400 Spruce St.

Miss Florence Mayberry, Phila., 511 Finance Bldg. (2)
Garrett C. McCarter, Phila., Room 1000, 1528 Walnut St.
Charles D. Moss, Phila., SE Cor. 49th & Market Sts.
Mrs. Reba H. Nagle, Phila., 401 Walnut St.
Henry H. Ostroff, Phila., 2728 W. Girard Ave. (30)
Miss Ada Pearcey, Phila., Tacony & Lewis Sts. (24)
Bernard Polen, Phila., 4201 N. Broad St. (40)
Charles S. Pollock, Phila., 421 W. Susquehanna Ave.
Bernard S. Robinson, Phila., Room 2000, 121 S. Broad St. Bldg.

Miss Florence Salmore, Phila., 136 City Hall.
John T. Schmidt, Phila., 1320 Packard Bldg. (2)
Leopold Segal, 22 N. 52d St. (39).
Joseph F. Shaw, 6620 N. 20th St.
Charles G. Shubin, 2844 N. 22nd St. (32).
Edwin E. Smith, 1001 E. Luzerne St. (24).
Miss Jeanne Solms, 1424 Lincoln-Liberty Bldg.
Jacob Sommerstein, NW Cor. 5th & Pine Sts. (6).
Nathan Stup, 2626 S. Marshall St. (48).
Harry S. Switt, 525 Chestnut St.
John J. Turchi, 1420 S. 13th St.
Thos. A. Turkington, 100 W. Lehigh Ave. (3).
Fred Wagner, 2826 E. Venango St. (34).
Michael J. Wahlen, Butler & Sepviva Sts. (37).
Wm. J. White, Inquirer Bldg., 400 N. Broad St.
Miss Helen B. Wick, 1425 Longshore Ave. (11).

SCHUYLKILL COUNTY

Edward B. Bunsa, McAdoo.
John F. McCauley, Shenandoah.
Leo P. Schneider, East Norwegian Twp., Reading Co. Engine House, St. Clair.
Miss Mary L. Young, Port Carbon.

VENANGO COUNTY

Miss Helen Rembold, Oil City.

WARREN COUNTY

Ray S. Thompson, Warren.

WASHINGTON COUNTY

Mrs. Margie Rossini, Charleroi.

WESTMORELAND COUNTY

Mrs. Elizabeth D. McCabe, Greensburg.
Louis W. Remaley, Export.
L. Alexander Sculco, New Kensington.
N. Ward Stitt, West Leechburg.
John N. Stofan, Monessen.

To compute from January 28, 1949

ALLEGHENY COUNTY

Thomas M. Beer, Pittsburgh, Room 600, 435 Sixth Ave. (19).

BRADFORD COUNTY

Frank F. Daub, Sayre.

JEFFERSON COUNTY

T. M. Kurtz, Jr., Punxsutawney.

MONTGOMERY COUNTY

Forrest H. Roberts, Cheltenham Twp., Roberts Bldg., Glenside.

PHILADELPHIA COUNTY

John K. Allen, 1035 Market St.
Miss Clare A. Belcher, 2222 Packard Bldg. (2).
Harold J. Craig, 4231 N. 5th St.
Miss Marguerite Holmes, 2301 Packard Bldg. (2).

YORK COUNTY

C. Thomas Jenkins, York.

To compute from January 29, 1949

ALLEGHENY COUNTY

Mrs. Florence Ball Jones, Pittsburgh, 7402 Susquehanna St.

C. C. Kohl, Pittsburgh, 1860 Frick Annex Bldg., Diamond St.

Miss Mary Jane Peach, Pittsburgh, 720 Grant Bldg. (19).

BERKS COUNTY

Miss Amelia T. Gibney, Reading.
M. R. Leaser, Topton.

BUTLER COUNTY

Mrs. Marion Snyder, Butler.

CAMBRIA COUNTY

Mrs. Carrie Y. McKenzie, Barnesboro.

CARBON COUNTY

Andrew Shutack, Mauch Chunk Twp., 215 W. Catawissa St., Nesquehoning.

CLARION COUNTY

Miss Laura E. Byers, Clarion.

MERCER COUNTY

Mrs. Ruth B. Dewey, Sugar Grove Twp., Osgood Rd., Greenville.

PHILADELPHIA COUNTY

Mrs. Florence Haldeman, 4644 N. Broad St.
Miss Marie A. O'Hara, 620 Packard Bldg. (2).
Miss Anastasia M. White, 1224-34 Lincoln-Liberty Bldg.

To compute from January 30, 1949

LYCOMING COUNTY

T. B. Sullivan, Williamsport.

WASHINGTON COUNTY

Mrs. M. C. Edwards, California.

To compute from January 31, 1949

ALLEGHENY COUNTY

J. Boyd Duff, Jr., Pittsburgh, 1503 Law & Finance Bld., 429 4th Ave.
Wilmer G. Engel, Bridgeville.

BERKS COUNTY

Miss Catharine McDonough, Reading.

MONROE COUNTY

Harry M. Albert, Stroudsburg.

MONTGOMERY COUNTY

P. Frank Hunter, Jr., Norristown.

NORTHUMBERLAND COUNTY

Mrs. Hester M. Waltman, Milton.

PHILADELPHIA COUNTY

H. Walter Geuther, 2513 N. Front St. (33).
Ashley W. Hagey, 166 E. Duval St. (44).
Miss Louise E. Kephart, 5907 Germantown Ave. (44).
Patrick J. Meehan, 5435 Chester Ave.
Walter H. Mensch, 5439 Woodland Ave. (43).
Charles Rockman, 309 S. Chadwick St.
Palmer Watson, 1010 Real Estate Trust Bldg. (7).

JAMES H. DUFF.

Commonwealth of Pennsylvania.

Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ADAMS COUNTY

Pius I. Topper, McSherrystown.

ALLEGHENY COUNTY

Mrs. Marie V. Adams, Pittsburgh, 2930 Liberty Ave.
Mrs. K. M. Amon, Emsworth.
Frank Apter, Pittsburgh, 1833 Murray Ave.
Bruce H. Archer, Pittsburgh, 1015 Frick Bldg. (19)
C. D. Bassett, Pittsburgh, 434 Fifth Ave.
Ubi C. Bernabei, Bridgeville.
G. H. Blank, Carnegie.
Miss Lorraine E. Blashford, Pittsburgh, 7th Fl., 212 Wood St.
E. A. Bloch, Pittsburgh, 3224 Blvd. of the Allies. (13)
Miss Eleanore M. Blum, Pittsburgh, 1218-48 W. Carson St.
Joseph Blunkosky, Jr., Bridgeville.
David W. Brant, West View.
T. M. Brassell, Pittsburgh, 432 City County Bldg.
Mrs. Nora Brophy, Pittsburgh, 401 Grant Bldg. (19)
Miss Hilda M. Brown, Bridgeville.
Miss Myrtle E. Carey, Oakmont.
Miss A. M. Casillo, Pittsburgh, 1st Fl., 427 4th Ave.
N. R. Comley, Wilkinsburg.
Miss Mary J. Conway, Pittsburgh, 6314 Forbes St. (17)
Mrs. Hazel G. Cornitcher, Pittsburgh, 220 Auburn St.
Robert C. Cosgrove, Pittsburgh, 711 Union Tr. Bldg.
Miss Ruth E. Covert, Pittsburgh, 414 Wood St. (30)
Miss Eugenia Danilowicz, Pittsburgh, 4400 Butler St. (1)
Mrs. Leah Davidson, Pittsburgh, 4839 Harrison St.
Joseph Obusek, Jr., McKees Rocks.
Miss Kathryn J. Tremont, McKeesport.
Miss Mildred E. Dillow, McKeesport.
Leonard J. Durschinger, Neville Twp., 400 Grand Ave., Pittsburgh. (25)
Miss Grace J. Evans, Pitcairn.
John C. Ferguson, Pittsburgh, 1006 Peoples Gas Bldg. (19)
Mrs. Rose A. Feuchter, Neville Twp., Grand Ave., Pittsburgh. (25)
Mrs. Florence M. Fisher, Bellevue.
Miss Agnes E. Fleming, Sharpsburg.

Mrs. Dorothy Focer, Brentwood.
Miss Mildred C. Freund, Pittsburgh, 1106 Keenan Bldg. (22)
Miss Mary E. Friedel, Pittsburgh, 1006 Chamber of Commerce Bldg.
Joseph L. Friedman, Pittsburgh, Rm. 205, 508 Grant St.
Clarence E. Fulton, East Deer Twp., Glass Div., Research Lab., Pgh. Plate Glass Co., Creighton.
Miss M. F. Ganley, Pittsburgh, 204 Law & Finance Bldg. (19)
Paul J. Gerhardt, Pittsburgh, 6301 Butler St. (1)
Miss Betty M. Gorman, Pittsburgh, 1204 Peoples E. E. Bldg. (6)
Mrs. Dorothy B. Greene, Pittsburgh, 301 Paulson Ave. (6)
A. S. Gruber, Pittsburgh, 2118 Carson St. (3)
Emil C. Handke, Pittsburgh, Esso Standard Oil Co. of Pa. Bldg., 35th St. & A. V. R. R.
Miss S. R. Harnack, Pittsburgh, 706 Peoples E. E. Bldg. (6)
Herman Harris, Pittsburgh, 2033 Center Ave. (19)
Charles R. Heuser, East Deer Twp., Pgh. Plate Glass Co., Duplate Bldg., Creighton.
Miss Loretta Hippeli, Pittsburgh, 801 Gulf Bldg.
Wm. W. Hurrell, McKeesport.
M. V. G. Huston, Pittsburgh, 5625 Baum Blvd.
Mrs. M. B. Jackson, Pittsburgh, 3d Fl., 538 Smithfield St.
Miss Marjorie L. Jacob, Pittsburgh, 2028 Farmers Bank Bldg. (22)
Miss Doris Louise Jones, Pittsburgh, Standard Brands, Inc., 1000 Western Ave. (12)
Michael A. Kazmierski, Pittsburgh, 327 Hancock St.
Mrs. Jane H. Keith, Pittsburgh, 1319 Farmers Bank Bldg. (22)
A. J. Killard, Pittsburgh, 820 Grant Bldg.
Herbert F. Klug, Aspinwall.
Edward F. Koch, Pittsburgh, 2424 E. Carson St. (3)
Miss Elvina Kopp, Millvale.
Sam W. Litman, Pittsburgh, 1301 Grant Bldg.
S. H. Lloyd, Pittsburgh, 1126 Highland Bldg.
Mrs. Mary C. Logan, McKeesport.
Armand E. Lombardo, McKeesport.
Wilbert Male, Jr., Pittsburgh, 6301 Butler St. (1)
Mrs. Leona Mandel, Pittsburgh, 807 Jones Law Bldg.
Miss Irene Matyasovics, Pittsburgh, Club Fl., 415 5th Ave.
Miss Sara E. McClinchie, Pittsburgh, 1940 Brighton Rd.
William A. McClone, Pittsburgh, 1717 Clark Bldg.
John M. McClure, Oakmont.
Miss Anne T. McMeel, Pittsburgh, American Red Cross, 235 Fourth Ave.
Mrs. Elizabeth W. McMillen, Mount Lebanon Twp., 700 Cedar Blvd., Pittsburgh. (16)
Miss Mary L. Merdian, Pittsburgh, The University Club. (13)
Mrs. Anna B. Merz, Wilkinsburg.
Charles C. Miller, Mount Lebanon Twp., 710 Washington Rd., Pittsburgh. (16)
Miss Loretta J. Miller, Pittsburgh, 5 Court Place.
Wm. L. Mosenson, Pittsburgh, 7523 Finance St.
C. E. Mowry, Jr., West Homestead.
Joseph A. Mustio, Findley Twp., Sauers Bldg., Main St., Imperial.
William M. Neel, Dormont.
Kenneth H. Oldham, Pittsburgh, 110 S. Main St. (20)
Robert F. Pascuzzi, Pittsburgh, 1025 Chateau St. (12)
Thos A. Passafiume, Homestead.
J. C. Peterson, Pittsburgh, 800 Union Tr. Bldg.
A. M. Pivrotto, Pittsburgh, 5526 Penn Ave. (6)

ALLEGHENY COUNTY

Harry E. Dau, Pittsburgh, 1507 Keenan Bldg.
Sister Francis Regis, Pittsburgh, 3339 McClure Ave.
Fred C. Reinhardt, Pittsburgh, 801 N. Homewood Ave.
Mrs. Frances M. Reno, Pittsburgh, 13 Southern Ave. (11)
Mrs. Margery W. Riggs, Pittsburgh, 800 Union Tr. Bldg.
Raymond L. Ritenbaugh, Pittsburgh, 4620 Hatfield St (1).
Mrs. Elda Romersa, Turtle Creek.
W. J. Rusiewicz, Harrison Twp., 35 Chestnut St., Natrona.

Mrs. Rosalia Ann Ruziczka, North Braddock.
K. O. F. Schramm, Pittsburgh, 1st Fl., 5211 Butler St. (1).
C. R. Scott, McKeesport.
Martin Seder, Pittsburgh, 1009 Beech Ave. (12).
H. Charles Seelhorst, Emsworth.
Miss M. Elizabeth Seif, Pittsburgh, 826 Grant Bldg. (19).
Mrs. Ida M. Seneff, Turtle Creek.
C. V. Shanahan, Pittsburgh, 1045 Union Tr Bldg.
Dorr M. Sheppard, Pittsburgh, 1801 Clark Bldg. (22).
Clyde B. Shirey, Pittsburgh, Mellon Natl. Bank & Tr. Co., Main Office.
Miss Rose M. Shupala, Pittsburgh, 1301 Peoples Bank Bldg. (22).
Mrs. Catherine C. Simonson, Pittsburgh, 2d Fl., 1310 Wylie Ave.
Miss Elizabeth R. Slattery, Pittsburgh, 333 Oliver Bldg. (22).
Anton G. Sporcic, Pittsburgh, 400 Law & Finance Bldg. (19).
Charles J. Steinmayer, Pittsburgh, Chamber of Commerce Bldg.
Chas. J. Stromoski, Shaler Twp., 172 Grant Ave., Etna.
Mrs. Wilma J. Taylor, Pittsburgh, 1937 Oliver Bldg.
Mrs. Louise R. Tedesco, Pittsburgh, 3050 Jenkins, Arcade Bldg.
Mrs. Theresa M. Vander Miller, Pittsburgh, 1304 Law & Finance Bldg. (19).
Mrs. Elizabeth McClain Wallace, Pittsburgh, 830 Grant Bldg. (19).
Harvey A. Wallace, Pittsburgh, 5905 Baum Blvd.
Mrs. Mary M. Walters, Pittsburgh, 506 Highland Bldg. (6).
Mrs. Valerie M. Ward, Coraopolis.
Miss Norma Weidenhamer, Pittsburgh, 6550 Hamilton Ave. (6).
Herman J. Weihrauch, Pittsburgh, 1759 Frick Bldg. Annex (19).
Miss Phyllis Williams, Pittsburgh, American Red Cross, 235 Fourth Ave.
K. T. Wilson, Pittsburgh, 402 Jones & Laughlin Bldg. (30).
Mrs. Elizabeth C. Wynn, Pittsburgh, 917 Park Bldg. (22).
Mrs. Sarah Young, Pittsburgh, 3178 Beechwood Blvd.
Charles N. Zellinger, Pittsburgh, 3928 Beechwood Blvd.
Miss Catherine Zeppenfeld, Sharpsburg.
William R. Zesky, Verona.
H. A. Zirkle, Pittsburgh, Armour & Co., Union Stock Yards (30).

ARMSTRONG COUNTY

Laird S. Boarts, Apollo.
William C. Campbell, Apollo.
John L. Harmon, Apollo.
Ira M. Henry, Ford City.
J. Herbert Kreider, Gilpin Twp., Schenley.
William Phillips, Leechburg.
Alfred A. Rizzo, Gilpin Twp., Schenley.

BEAVER COUNTY

Paul W. Heller, Beaver.
Thomas E. Kistler, Rochester.
Mrs. Ethyle McClelland, Aliquippa.
O. E. McDowell, Harmony Twp., A. M. Byers Co., Duss Ave., Ambridge.
Mrs. Geneva M. Stout, Beaver.
Mrs. Gertrude D. Tinsman, Beaver Falls.
Joseph N. Tosh, Freedom.
Miss Gertrude Zeigler, Ambridge.

BERKS COUNY

Richard A. Behrenhausen, Muhlenberg Twp., 1501 Frush Valley Rd., Temple.
H. Gordon Bolden, Reading.
Allan L. Briner, Reading.
John I. Brown, Reading.
C. Robert Eiseman, Reading.
T. Clair Flemming, Reading.

Mrs. Ida R. Fox, Temple.
 Miss Dorothy C. Fry, Reading.
 George L. Heckman, Reading.
 Miss Marie A. Heine, Reading.
 Miss Freeline C. Kunkel, Reading.
 Wayne P. J. Lenhart, Hamburg.
 Miss Miriam M. Moll, Reading.
 Erwin Moskowitz, Reading.
 Mrs. Edith S. Moyer, Reading.
 Mrs. Elizabeth R. Quigley, Bally.
 Miss Beatrice M. Roper, Reading.
 Miss Lillian R. Sassman, Reading.
 C. Jacob Speicher, Robesonia.
 Miss Edwina J. Scott, Reading.
 Mrs. Beulah B. Stover, Reading.
 William H. Weidman, Reading.
 Robert P. Weiherer, Reading.

BLAIR COUNTY

Charles E. Burket, Greenfield Twp., Burket Bldg., Main St., Claysburg.
 John H. Canole, Altoona.
 Miss Margaret F. Flanagan, Altoona.
 John F. Groll, Altoona.
 Robert C. Haberstroh, Altoona.
 Leo C. Mullen, Altoona.
 Lewis G. Musser, Altoona.
 Clarence H. Smyers, Altoona.
 Miss Louise E. Stevens, Altoona.
 Miss Helen J. Urban, Tyrone.

BRADFORD COUNTY

Miss Teresa McAuliff, Towanda.
 Miss Mabel L. Norhrup, Athens.
 Alvin L. Raulerson, Athens.
 Miss Edith C. Snook, Athens.

BUCKS COUNTY

T. L. Beane, Doylestown.
 Miss Lillian M. Fell, Doylestown.
 Ralph Foster, Bristol Twp., R. D. 2, Bristol.
 Samuel U. Gratz, Bristol.
 Miss M. Alice Hennessy, Doylestown.
 Miss Maggie W. Hestand, Doylestown.
 Irvin L. MacNair, Chalfont.
 Richard J. Murray, Doylestown.
 Wayne K. Warner, Bristol.

BUTLER COUNTY

Herbert B. Beighley, Zelienople.
 W. J. Cramer, Butler.
 Mrs. Sara W. Edwards, Butler.
 R. H. Hammond, East Butler.
 James O. Howard, Butler.
 Mervin L. Knouse, Butler.
 J. E. Pfister, Butler.
 J. Robert Rodgers, Slippery Rock.

CAMBRIA COUNTY

Edwin J. Baudoux, Portage.
 Miss Theresa Goetzl, Johnstown.
 Mrs. Dorothy H. Hoyt, Johnstown.
 Miss Marie Moeller, Johnstown.
 Miss Dorothy Robinson, Johnstown.
 Lester A. Schettig, Cresson.
 Mrs. Nora C. Springer, Barnesboro.
 Miss Philomena J. Weat, Johnstown.
 Mrs. Lillian Noland Wentworth, Johnstown.

CARBON COUNTY

Burris T. Kressly, Lansford.
 Mrs. Elaine R. Reitz, Palmerton.
 Mrs. Florence Warner, Weatherly.
 Joseph A. Yuskanish, Mauch Chunk Twp., 256 W. Railroad St., Nesquehoning.

CHESTER COUNTY

George W. Aumiller, Downingtown.
 Miss Dorothy H. Bane, West Chester.
 Miss Ruth A. Crosley, West Chester.
 George S. Dowlin, Caln Twp., G. O. Carlson, Inc., Marshallton Rd., Thorndale.
 Miss Vivian T. Fahnestock, West Chester.
 Miss Catherine J. Huber, West Chester.
 Miss Sara Sue Humpton, West Chester.
 Mrs. Velma D. McNutt, Oxford.
 Miss Alice M. Morris, Phoenixville.
 Harold M. Roser, Kennett Square.

CLARION COUNTY

Howard R. Panton, Foxburg.

CLEARFIELD COUNTY

Elbert A. Garrison, DuBois.
 John H. Heussner, DuBois.
 Bernard A. Johnson, Decatur Twp., Gearhartville, Philipsburg.
 Chas. T. Kinney, Houtzdale.
 LeRoy M. Miller, DuBois.

COLUMBIA COUNTY

Mrs. Dorothy S. Reice, Bloomsburg.

CRAWFORD COUNTY

Miss Betty M. McConnell, Meadville.
 Mrs. Margaret C. McDaniel, Meadville.
 Miss Marie M. Weidenbach, Meadville.
 Gaylord O. Wentworth, Randolph Twp., R. D. 2, Guys Mills.

CUMBERLAND COUNTY

Richard D. Davis, Carlisle.
 Paul L. Fogelsanger, Shippensburg.
 G. Leonard Fogelsonger, Shippensburg.
 Howard M. Thompson, Mechanicsburg.
 Miss Mary R. Wert, Carlisle.

DAUPHIN COUNTY

C. Lester Bay, Harrisburg.
 Clarence R. Burris, Harrisburg.
 Ezra C. Cassell, Harrisburg.
 Ray L. Cover, Harrisburg.
 W. Homer Englehart, Harrisburg.
 Mrs. Charlotte R. Gerow, Harrisburg.
 Ray E. Gruber, Hummelstown.
 Mrs. Helen V. Johnson, Harrisburg.
 Mrs. Ida I. Kines, Harrisburg.
 Miss Lucinda E. Rigling, Harrisburg.
 Frank J. Simonc, Harrisburg.
 Edmund L. Staats, Paxtang.
 Homer Hummel Strickler, Hummelstown.
 Lester J. Sutton, Harrisburg.
 Lester E. Swartz, Harrisburg.
 L. W. Zimmerman, Penbrook.

DELAWARE COUNTY

C. N. Agnew, Radnor Twp., 106 E. Lancaster Ave., Wayne.
 Nicholas A. Alexander, Aldan.
 Chester A. Borkland, Glenolden.
 Mrs. Daisy M. Bushong, Upper Darby Twp., Bushong Pontiac, State Rd. & W. Chester Pike, Upper Darby.
 William J. Costa, Ridley Park.
 Peter Craciun, Prospect Park.
 Benjamin Davis, Upper Darby Twp., 7052 Garrett Rd., Upper Darby.
 Mrs. Louise H. Davis, Darby.
 Miss Elizabeth C. Ellwood, Media.
 Miss Florence E. Elzey, Upper Darby Twp., 207 Long Lane, Upper Darby.
 Miss Gladys I. Feeser, Marcus Hook.
 Miss Anne C. Gara, Media.

Mrs. Pauline C. Hipple, Marple Twp., Sproul Rd., Broomall.

Charles F. Hoopes, Upper Darby Twp., Union & Baltimore Ave., Lansdowne.

Harry L. Kailer, Jr., Lower Chichester Twp., Houdry Process Corp., Linwood.

Mrs. Mabel M. Palmer, Clifton Heights.

William M. Parks, Radnor Twp., 100 W. Lancaster Ave., Wayne.

Saxon W. Peel, Springfield Twp., 237 Sedgewood Rd., Springfield.

Mrs. Revilla B. Read, Chester.

Mrs. Gertrude M. Rollison, Chester.

William Russo, Upper Chichester Twp., 13 Bethel Rd., Boothwyn.

Mrs. E. T. Scally, Upper Darby Twp., Rm. 211, 6820 Ludlow St., Upper Darby.

Mrs. Cora M. Shepperly, Lansdowne.

Lindsley M. Washburn, Darby.

Graeme G. Whytlaw, Marcus Hook.

John A. Yarnall, Jr., Lansdowne.

ELK COUNTY

Paul B Greiner, Ridgway.

ERIE COUNTY

Louis R. Benacci, Erie.

Miss Victoria M. Brunner, Erie.

Miss Mary Carle, Erie.

Ernest A. Clark, Erie.

Albert D. Fay, Corry.

Miss Mary C. King, Erie.

J. Fred Kinley, Corry.

Mrs. Ruth M. Krill, Erie.

Milo J. Oesterlin, Erie.

Charles S. Robie, Erie.

Harrison J. Rogers, Albion.

John A. Spaeder, Erie.

Miss Mildred E. Wesley, Erie.

FAYETTE COUNTY

John C. Abraham, Uniontown.

Mrs. Marie G. Barnhart, Uniontown.

Miss Margaret P. Buttermore, Connellsville.

Amerigo Donald Nick Correal, Nicholson Twp., R. 1, Box 260, Masontown.

John H. Dey, Uniontown.

Frank R. Foster, Uniontown.

Mrs. Helen A. Peary, Masontown.

Mrs. Bessie H. Phalin, South Connellsville.

R. V. Rendine, Connellsville.

John Sisson, South Union Twp., Morgantown Rd., Box 329, R. D. 3, Uniontown.

Miss Mary L. Snider, Uniontown.

Richard B. Weightman, Fayette City.

FRANKLIN COUNTY

Miss Anna R. Geary, Chambersburg.

Mrs. Esther B. Lickle, Waynesboro.

Lawrence A. Nessel, Chambersburg.

Mrs. Mary G. Rines, Chambersburg.

GREENE COUNTY

W. R. Johnson, Waynesburg.

Mrs. Beatrice E. Vance, Perry Twp., R. D. 1, Mt. Morris.

HUNTINGDON COUNTY

Paul R. Grove, Huntingdon.

Miss Katharine Henry, Mount Union.

INDIANA COUNTY

Miss C. H. Abel, Indiana.

D. Roy Bolvin, Green Twp., Dixonville.

Mrs. Minnie S. Kissinger, Indiana.

Norman F. Moore, Blairsville.

J. M. Turner, Blairsville.

Charles E. Wassam, Green Twp., Starford.

JEFFERSON COUNTY

Dan. W. Law, Brookville.

Miss Marie A. Madden, Punxsutawney.

Mrs. Lucille V. Scava, Punxsutawney.

Mrs. Josephine D. Sweeney, Punxsutawney.

John L. Van Dyke, Punxsutawney.

LACKAWANNA COUNTY

Mrs. Edna D. Borthwick, Scranton.

Miss Margaret B. Cawley, Scranton.

H. Milton Cross, Scranton.

Earl F. Detweiler, Jr., Scranton.

Mrs. Emyle Dunbar, Scranton.

Mrs. Elvera M. Dunnigan, Scranton.

Joseph P. Gallagher, Scranton.

Miss Nellie L. Hennigan, Scranton.

Mrs. Jeanette Klein, Scranton.

Walter W. Kohler, Scranton.

John Laboranti, Winton.

Morris Moskovitz, Dickson City.

James P. Norton, Scranton.

Mrs. Mary Syron Norton, Carbondale.

Miss Thelma R. Ross, Scranton.

Joseph Smetana, Scranton.

Mrs. Pauline Kingsley Smith, Scranton.

Stanley E. Thomas, Scranton.

Miss Flora L. Zumbach, Scranton.

LANCASTER COUNTY

James E. Brinton, Lancaster.

Mrs. Anna V. Brown, Lancaster.

Mrs. R. A. Close, Lancaster.

Miss Myrtle M. Doner, Lancaster.

Henry J. Erisman, Lancaster.

James W. Ladd, Lancaster.

Miss Agatha McNamee, East Lampeter Twp., R. 4, Lancaster.

Mrs. Dorothy M. Monyer, Lancaster.

Miss Frances D. Reinhold, Marietta.

Miss Bertha E. Resh, Lancaster.

Harry F. Ruley, Lititz.

H. B. Slack, Leacock Twp., Intercourse.

Miss Sadie Valudes, Lancaster.

Clyde M. Whitaker, Lancaster.

Miss Naomi B. Winer, Lancaster.

F. P. Wolf, Manheim Twp., 1002 N. Prince St., Lancaster.

LAWRENCE COUNTY

Mrs. Margaret J. Burnside, New Castle.

Miss Katherine A. Jacoby, Ellwood City.

Marshall G. Matheny, New Castle.

Miss Eleanor M. Ubry, New Castle.

LEBANON COUNTY

Miss Helen M. Bolger, Lebanon.

Woodrow W. Seibert, North Cornwall Twp., 2200 W. Cumberland St., Lebanon.

Michael Stefonich, Cornwall.

LEHIGH COUNTY

Mrs. Anna G. Berg, Allentown.

Mrs. Golden R. Bergstresser, Coopersburg.

Harry D. Brady, Allentown.

Wm. B. Cass, Allentown.

Mrs. Miriam C. Fritz, Weisenberg Twp., R. 1, Kutztown.

Miss Viola M. Gaugler, Allentown.

Francis Gehman, Emmaus.

Frank D. Hartzell, Fountain Hill.

Miss Charlotte E. Herman, Allentown.

Carl Hoffman, Allentown.

Mrs. Miriam R. Kelchner, North Whitehall Twp., Main St., Neffs.

Mrs. Ruth E. Kern, Allentown.

Elmer C. Kistler, Lynn Twp., R. F. D. 1, Kempton.

Mrs. Blanche Lucas, Allentown.

Miss Mary C. McFadden, Allentown.

Alfred H. Newhard, Allentown.
Mrs. Elsie F. Roberts, Allentown
Chas. C. Schneck, Allentown.
Mrs. Jennie L. Shockcor, Allentown.
Miss June Trexler, Allentown.
Alfred L. Wallitsch, Allentown.
Miss Grace E. Walp, Catasauqua.

LUZERNE COUNTY

John R. Bonner, Kingston.
Miss Mary A. Brady, Hazleton.
Sister Mary Camillus, Wilkes-Barre.
W. C. Cortright, Sr., Shickshinny.
Raymond J. Faust, Wilkes-Barre.
Patrick J. Flannery, Pittston.
Mrs. Mary T. Frantz, Plymouth.
John L. Gerbacik, Hazle Twp., 619 W. Green St., Hazle-
ton.

Kenneth J. Guest, Plymouth.
Mrs. Mary A. Hagan, Newport Township, 23 Prince
Street, Alden.

Mrs. Elizabeth M. Jones, Nanticoke.
Francis X. Knebel, White Haven.
Joseph A. Lyman, Hazleton.
W. F. Nenstiel, West Hazleton.
John B. Perna, Hazleton.
Francis J. Peterson, Larksville.
Mrs. Maude Schmidt, Wilkes-Barre.
Thomas Stashko, Hazleton.
Mrs. Teresa Stenach, Plymouth.
Miss Alice M. Wildoner, Wilkes-Barre.
Miss Thurza M. Williams, Kingston.
S. Dutt Wolcott, Wilkes-Barre.

LYCOMING COUNTY

Dorance E. Frymire, Williamsport.
Miss Mabel E. Gohrs, Williamsport.
Miss Esther A. Kehler, Williamsport.
John L. Kelly, South Williamsport.
Miss Grace E. Kerstetter, Williamsport.
C. Gelbert Lloyd, Williamsport.
I. S. Mabee, Williamsport.
Miss Caroline Faber Martz, Williamsport.
A. D. Pfeiffer, Williamsport.
Miss J. L. Rubendall, Williamsport.
Mrs. Lena Pearl Seibert, Hughesville.
Mrs. Cecelia A. Shick, Williamsport.

McKEAN COUNTY

Mrs. Helena R. Clayton, Bradford.
Michael Ferko, Smethport.
Mrs. Lois Goodrich, Bradford.
Henry Graff, Bradford.
Miss Ruth A. McCready, Bradford.
Miss Della B. Seal, Bradford.

MERCER COUNTY

J. W. Bingham, Sharon.
Charles S. Collins, Sharpsville.
Miss Margaret Evans, Sharon.
Jos. A. Franek, Farrell.
Terence C. Ogden, Sharon.

MONTGOMERY COUNTY

Frank W. Baer, Abington Twp., 500 Old York Rd.,
Abington.
Miss Helen M. Bell, Pottstown.
Therman P. Britt, Jenkintown.
Richard O. Brower, Lower Merion Twp., 503 Times
Medical Bldg., Ardmore.
Max M. Brunner, East Greenville.
Miss Claire E. Burk, Pottstown.
Robert L. Clayton, Lansdale.
Sylvester B. Conrad, Abington Twp., York Rd. & High-
land Ave., Abington.
P. Sheridan Corson, Abington Twp., 342 Central Ave.,
North Hills.

Mrs. Mabel E. Gotwals, Norristown.
Newton H. Hackman, Hatfield Twp., 108 W. Walnut
St., Colmar.

Harold E. Hennessey, Lower Merion Twp., 801 Lancas-
ter Ave., Bryn Mawr.

Norman S. Henry, Abington Twp., 2412 Woodland Rd.,
Roslyn.

F. Carl Hitze, West Norriton Twp., 1416 W. Main St.,
Norristown.

I. Ely Hough, Ambler.

Mrs. Elizabeth M. Klapper, Lower Merion Twp., Times
Medical Bld., Ardmore.

Russell L. Mathias, Lower Merion Twp., 15 Rittenhouse
Place, Ardmore.

H. R. McKeever, Lower Gwynedd Twp., P. O. Box 72,
Bethlehem Pike, Spring House.

Wilmer S. Moyer, Lansdale.

Francis J. Mullin, Norristown.

George R. Neal, Whitemarsh Twp., P. O. Box 129, Ply-
mouth Meeting.

Miss Sophie Schwenk, Souderton.

Horace Y. Seidel, Pottstown.

Miss Anna M. Smith, Ambler.

T. Malcolm Williams, Upper Gwynedd Twp., Gwynedd.

J. Harold Wolf, Telford.

NORTHAMPTON COUNTY

Wallace F. Grube, Bethlehem.

Claude R. Laros, Easton.

Miss Jeanne A. Ward, Bethlehem.

NORTHUMBERLAND COUNTY

Louis Apichell, Jr., Coal Twp., Luke Fidler St., Sha-
mokin.

Miss Jessie E. Gulick, Sunbury.

Mrs. Marian Hillman, Shamokin.

Miss Olive D. Kester, Sunbury.

Wm. Marsh Lantz, Watsonstown.

Miss Cora A. Martin, Shamokin.

Mrs. Ruth M. Phillips, Milton.

Benjamin E. Trautman, Sunbury.

PERRY COUNTY

Mrs. Mabel E. Gelbach, Duncannon.

Mrs. Velva E. Keller, Marysville.

George A. Robb, Bloomfield.

PHILADELPHIA COUNTY

G. Gilbert Abel, SW Cor. 13th & Market Sts.

Miss Jane W. Allen, 4811 Van Kirk St.

Samuel M. Alper, 1229 N. Broad St. (22).

C. R. Andrews, 1983 Broad St. Sta. Bldg. (4).

Miss Mary Armstrong, 1403 Fox Bldg. (3).

Miss Margaret M. Astley, Rm. 615, 112 S. 16th St. (2).

Mrs. Evelyn Baitzel, Patent Dept. Philco Corp., Tioga &
C Sts. (34).

Mrs. Anna R. Barkley, 636 N 38th St.

Miss Katharine J. Bartlett, 143 E. Pomona Terrace (44).

George B. Bates, 6724 Torresdale Ave. (35).

Mrs. Ada E. Beckman, 239 E. Girard Ave. (25).

Stanley M. Bednarek, 2607 E. Allegheny Ave. (25).

Walter N. Berry, SF Cor. 13th & Market Sts.

Miss Helen W. Bonner, 2227 Bryn Mawr Ave.

Edgar Bordley, 2431 W. Norris St.

Miss Renee M. Bournonville, 222 W. Washington Sq.

Miss Florence M. Boyd, Rm. 505, 1500 Walnut St. (2).

Hugh R. Boyle, 104 Public Ledger Bldg.

John J. Bracken, Jr., 1st Fl., 4848 Lancaster Ave. (31).

Patrick J. Brennan, 2321 W. Atlantic St.

Norman A. Brenner, 5614 Germantown Ave.

Mrs. Catherine J. Breslin, Rm. 1710, 1616 Walnut St. (3).

William N. Britton, 1500 Walnut St. (1).

Fred Brucker, 504 W. Lehigh Ave. (33).

J. Norman Bruner, Cor. 5th & Glenwood Ave. (40).

Frank P. Bucco, 1625 Oregon Ave. (45).

Miss Dorothy A. Bullock, 1st Fl., 501 S. 16th St.

Frank J. Buono, Phila., 4454 Main St. (27).

- Mrs. Dorothy W. Byerly, Phila., Institute for Cancer Research, Inc., Girard & Corinthian Ave.
 Mrs. Marie F. Carley, Phila., 200 Aldine Professional Bldg.
 Miss Elizabeth L. Carr, Rm. 2424, 12 S. 12th St. (7).
 Miss M. M. Carroll, Phila., Petroleum Terminal Corp., 2100 Chestnut St. (3).
 Martin W. Casey, Phila., 3607 Walnut St.
 Martin M. Chofnas, Phila., 623 Diamond St. (22).
 Mrs. Ethel M. Christ, Phila., 1830 Land Title Bldg.
 Leonard M. Cohen, Phila., 2000 S. 71st St.
 Miss Dorothy Collingwood, Phila., c/o J. Russell Winder, 5025 Wayne Ave.
 Miss Marie G. Conroy, Phila., GMC Truck & Coach Div., 2300 Carpenter St. (46).
 Francis A. Cotney, Phila., 5314 Kingsessing Ave. (43).
 Miss Helen A. Cullen, Phila., 456 Bourse Bldg. (6).
 John M. Dager, Phila., 921 Wagner Ave. (41).
 Mrs. Nell E. Dannettell, Phila., Yale & Towne Mfg. Co., Roosevelt Blvd. & Haldeman Ave. (15).
 Herbert S. Dawson, Phila., Leas & McVitty, Inc., 303 Vine St.
 Leslie O. Deans, Phila., Stephen Girard Bldg. (1).
 Charles Di Santo, Phila., 4152 Dungan St. (24).
 Mrs. Helen Dougherty, Phila., 5200 Grays Ave.
 Miss Anna L. Draeger, Phila., 20th Fl., 117 S. 17th St.
 Chas. Duchene, Phila., 3d Fl., Packard Bldg.
 George E. Eichele, Phila., 1508 Walnut St.
 Nelson Engelbach, Phila., 6000 Baltimore Ave.
 Mrs. Rebecca Q. Etris, Phila., 6758 Ridge Ave.
 Mrs. Anna M. Farnan, Phila., Rm. 1010, 1616 Walnut St.
 William N. Farran, Jr., Phila., 7981 Oxford Ave. (11).
 Mrs. Claire Faulkner, Phila., Rm. 411, 4 S. 15th St. (2).
 John B. Felton, Phila., 914 Lincoln-Liberty Bldg. (7).
 Miss Mona K. Fisher, Phila., 209 Lewis Tower.
 Philip S. Fisher, Phila., 903 City Hall Annex.
 Walter B. Fitt, Phila., 6628 Rising Sun Ave. (11).
 William E. Foody, Phila., Rm. 1208, 1500 Walnut St. Bldg.
 Miss Mary E. Fox, Phila., 6112 Germantown Ave.
 Mrs. Mollie S. Furia, Phila., 2132 Lincoln-Liberty Bldg. (7).
 Mrs. F. M. Gegenheimer, Phila., 718 Fidelity-Phila. Trust Bldg.
 Conrad W. Geissel, Phila., 485 N. 3d St. (23).
 William J. Gilmore, Jr., Phila., 4521 Chestnut St.
 Willard H. Goeckler, Phila., 610 W. Carpenter Lane (19).
 Miss Gertrude B. Grabiak, Phila., McNeely & Price Co., Tioga & Edgemont Sts. (34).
 Frank A. Griesser, Phila., 2557 S. Dewey St.
 Mrs. Elsie Gross, Phila., 2656 S. 62d St.
 Frederick C. Gruber, Phila., 2317 Fidelity-Phila. Tr. Bldg.
 John H. Gruninger, Phila., 2312 Orthodox St. (37).
 Elmer F. Hand, Phila., Pa. Railroad Co., 6th & Jones Lane.
 George W. Hausmann, Phila., 5821 Market St.
 James L. Hawley, Phila., 4700 Stenton Ave.
 Miss Elsie A. Helmich, Phila., Container Corp. of America, Nixon & Fountain Sts. (27).
 Mrs. Anne M. Henry, Phila., 1340 Widener Bldg. (7).
 Samuel F. Herst, Phila., 2215 Washington Ave. (46).
 Miss Elizabeth M. Hoeschle, Phila., 1706 Morris Bldg. (2).
 Harry L. Hubbs, Phila., 1215 Nedro Ave. (41).
 Miss Madeline Hutt, Phila., Front St. & Olney Ave. (20).
 Miss Margaret M. Hyde, Phila., 10th Fl., Market St. Natl. Bank Bldg.
 Nelson W. Jones, Phila., 5500 Germantown Ave. (44).
 W. B. Jones, Phila., c/o Raymond Rosen & Co., 32d & Walnut Sts.
 Raymond C. Kaelin, Phila., Public Ledger Bldg. (5).
 Leon Kafin, Phila., 656 N. 11th St.
 Miss Reba Kancher, Phila., 1921 Walnut St.
 Julius Katz, Phila., 700 S. 18th St. (46).
 Miss Eleanor Kearney, Phila., 1338 Fidelity-Phila. Trust Bldg. (9).
 Mrs. Margaret C. Keegan, Phila., 1815 Packard Bldg. (2).
 Miss Esther V. Kennedy, Phila., 1119 Bankers Securities Bldg. (7).
 Miss Florence S. Kennington, Phila., 1638 Land Title Bldg.
 Mrs. Grace L. Kohn, Phila., 1345 Broad St. Suburban Sta. (3).
 Miss Betty Patricia Komp, Phila., 6600 N. Broad St. (26).
 Charles Kroehling, Phila., 6305 Rising Sun Ave. (11).
 Frederick P. Landenberger, Phila., 229 Arch St.
 Walter L. Landis, Phila., 7600 State Rd. (36).
 Miss Geraldine L. Leeper, Phila., Rm. 1512, 1420 Walnut St.
 Bernard Leibovitz, Phila., 3410 Kensington Ave. (34).
 Bernard D. Levin, Phila., 717 W. Moyamensing Ave.
 William H. Lewis, Phila., Franklin Sugar Refinery, Foot of Reed St.
 H. L. Leiberman, Phila., 305-19 Lewis Tower.
 Miss Marguerite M. Litzke, Phila., Heyer-Kemner, Inc., 9431 Bustleton Ave.
 James H. Livezly, Jr., Phila., 1501 S. 6th St.
 John H. Luecke, Phila., 1456 Robbins Ave.
 Mrs. Margaret Lyle, Phila., 804 S. 12th St.
 Dolf L. Lyons, Phila., SE Cor Broad & Girard Ave. (23).
 Miss Florence A. MacDonald, Phila., 10 S. 18th St. (3).
 Miss Mary Magan, Phila., 432 Chestnut St. (6).
 J. R. Magnus, Phila., 211 S. 12th St. (5).
 Edward B. Maguire, Phila., 7905 Cedarbrook St.
 Miss Emma B. Mann, Phila., 1300 Packard Bldg.
 Mrs. E. E. Marks, Phila., 5441 Baltimore Ave. (43).
 J. Earl Martin, Phila., 5244 Pennway Ave.
 Nicholas H. Mastrantuono, Phila., 1603 E. Passyunk Ave. (48).
 J. H. Mattis, Phila., 1726 Locust St.
 Ernest B. Mayberry, Phila., 1531 Locust St.
 Mrs. Helen M. McCormick, Phila., Mezzanine Fl., 20 S. 15th St.
 Thomas McDonough, Phila., 2601 P. S. F. S. Bldg. (7).
 Miss A. Marguerite McDowell, Phila., 1535 Land Title Bldg. (10).
 Miss Martha T. McGovern, Phila., 608 Bulletin Bldg.
 Miss Agnes McLaughlin, Phila., 18th Fl., 1518 Walnut St. (2).
 J. Herbert McMullen, Phila., 50th & Wynnefield Ave. (31).
 Edward E. McNally, Phila., 1st Fl., 6819 Ogontz Ave.
 Abe Middleman, Phila., 516 S. 7th St. (47).
 Mrs. E. K. Moedern, Phila., 2215 Land Title Bldg. (10).
 Miss Helen I. Motson, Phila., 7981 Oxford Ave.
 Miss Mabel Mudd, Phila., Budd Co., 2450 Hunting Park Ave.
 Miss Dorothy Myers, Phila., 146 N. Delaware Ave.
 J. Miller Neeger, Phila., 4221 Chestnut St. (4).
 Miss Alberta A. Neiman, Phila., 1307 Market St. Natl. Bank Bldg.
 C. W. Neuber, Sr., Phila., 1525 E. Washington Lane.
 William J. Neville, Phila., 6129 N. Fairhill St.
 David Newhall, Jr., Phila., 6112 Germantown Ave. (44).
 H. Jack Null, Phila., 309 Lafayette Bldg. (6).
 James B. Odom, Phila., 306 N. 41st St. (4).
 Miss Anne M. O'Donnell, Phila., 305 Horn Bldg.
 Mrs. Dorothea G. O'Hare, Phila., 907 Fidelity-Phila. Tr. Bldg. (9).
 Thomas F. O'Keefe, Phila., 736 Commercial Trust Bldg.
 William R. Orr, Jr., Phila., 1078 Frankford Ave.
 John Linwood Owens, Phila., 514 Wesley Bldg. (3).
 Miss Diane Paolone, Phila., 6th Fl., 219 N. Broad St.
 Joseph N. Pattison, 3d, Phila., Public Ledger Bldg. (5).
 Mrs. Miriam A. Peterson, Phila., 1523 Widener Bldg.
 Albert E. Pomerantz, Phila., 524 City Hall Annex.
 Miss Mary B. Pope, Phila., 2610 Fidelity-Phila. Tr. Bldg. (9).
 Max S. Powell, Phila., 4100 Frankford Ave.
 Wm. R. Prager, Phila., 211 S. 12th St. (5).
 Miss Kathryn M. Pryor, Phila., Gill Glass & Fixture Co., Amber & Tioga Sts.
 W. H. Quigley, Phila., 135 S. Broad St. (9).
 Henry W. Reed, Phila., 2206 W. Columbia Ave. (21).
 Miss Kathryn Reichner, Phila., Newton Bldg., 53d & Baltimore Ave.

Nathan P. Reissman, Phila., Fidelity-Phila. Tr. Bldg.
Miss Florence M. Rheiner, Phila., Sharples Corp., 23d & Westmoreland Sts. (40)
Maynard K. Ross, Phila., Highway Trailer Co., 2308 N. 6th St. (33)

W. Robert Rowland, Phila., 818 Real Estate Tr. Bldg. (7)
Mrs. Miriam M. Rubin, 6964 Torresdale Ave.
William R. Rueter, Phila., 3524 N. 17th St. (40)
Robert J. Russell, Phila., 5926 N. 3d St. (20)
Samuel Sagan, Phila., 223 S. 60th St. (39)
Miss Rose R. Salandria, Phila., 1400 N. Broad St.
William J. Sargent, Phila., 1500 Walnut St. (1)
Alferd F. Schaefer, Phila., 5614 Germantown Ave.
Mrs. Florence A. Schaefer, Phila., 18th Fl., 1608 Walnut St. (3)

Miss Lillian A. Schaefer, Phila., 816 Market St. Natl. Bank Bldg. (7)

J. P. Scherf, Phila., 248 Hermitage St.
Herman Schroedel, Phila., 6502 Lebanon Ave.
Miss Esther Schwartz, Phila., 232 Market St. (6)
William Selmi, Phila., 3431 N. Broad St. (40)
Herbert F. Sharp, Phila., 215 S. Broad St.
Michael I. Sheeran, Phila., 5406 Pine St.
Abraham Shotz, Rm. 708, 121 S. Broad St. Bldg.
Sidney H. Shulman, Phila., 5902 Market St.
Mark Simon, Phila., 1719 N. 53d St.
Frank L. Siadek, Phila., Windsor Mfg. Co., Jasper & Butler Sts. (24)

Albert R. Slick, Phila., 12th Fl., Liberty Tr. Bldg.
Joseph E. Smolczynski, Phila., 3065 Richmond St. (34)
W. E. Spragins, Phila., 203 N. Vogdes St.
John C. Steinmetz, Phila., 18th Fl., 1518 Walnut St. (2)
Harry R. Still, Phila., 6552 Hegerman St. (35)
William J. Sutor, Phila., 8303 Mansfield Ave.
Miss Geraldine Summers, Phila., 306 Jefferson Bldg.
Miss Ethyl B. Taylor, Phila., 630 Widener Bldg. (7)
Mrs. Irma L. Taylor, Phila., John H. Oler & Son, 5251 Chestnut St. (39)

Miss Mary F. Tempest, Phila., 2519 S. 20th St. (45)
Miss Edith E. Tarburton, Phila., 1012 Finance Bldg. (2)
Mrs. Frances E. Terry, Phila., 4203 Haverford Ave.
Clayton H. Thomas, Phila., 3301 Ryan Ave. (36)
Meyer M. Tobias, Phila., 308 Brown Bldg.
Miss Margaret M. Tracey, Phila., 1242 Fidelity-Phila. Tr. Bldg. (9)

Reuben Trachtman, Phila., 523 N. 40th St. (4)
Mrs. Esther L. Tunstall, Phila., 1006 Cottman Ave. (11)
Sigmund Twersky, Phila., 220-26 Manton St.
Anthony Ursomarso, Phila., 2001 S. 12th St.
Miss Jessie D. Valenti, Phila., 900 Jefferson Bldg. (7)
Howard E. Walker, Phila., 1145 N. 4th St. (23)
Robert C. Wardlow, Phila., c/o W. H. & L. D. Betz, Gill-inger & Worth Sts.

Mrs. Gene Werner, Phila., 1804 E. Allegheny Ave. (34)
Otto W. Wetzork, Phila., 624 W. Kingsley St. (44).
Mrs. Ruth J. Wexler, Phila., 4060 Powelton Ave.
Mrs. Jane M. Whalen, Phila., Cadillac Bldg., Broad St., at Ridge Ave.
Earl W. Williams, Phila., 19th St. & Allegheny Ave. (32)
Mrs. Franklynne Williams, Phila., 1832 N. Bouvier St. (21)

Miss Margaret S. Wilson, Phila., 1917 Fidelity-Phila. Tr. Bldg. (9)

Robert L. Wiswell, Phila., 8527 Germantown Ave. (18)
Miss Eleanor V. Wolf, Phila., 12th Fl., 1600 Walnut St.
Samuel Wolk, Phila., 811 Porter St.
Miss Anna E. Woods, Phila., 1st Fl. 734 S. 2d St. (47)
Harry Woolever, Jr., Phila., 22 N. 52d St. (39)

POTTER COUNTY

Mrs. Elly M. Carter, Coudersport.

SCHUYLKILL COUNTY

William M. Barr, Cressona.
Joseph J. Boreese, Shenandoah.
Miss Virgie A. Flanagan, Pottsville.
Miss Sara M. Hill, Pottsville.
Mrs. Gertrude K. O'Brien, Pottsville.
Mrs. Anna Grace Rynkiewicz, Shenandoah.

John H. Schneider, Schuylkill Haven.
Allen Q. Schwalm, Pine Grove.
Mrs. Marguerite T. Rosenberger Trautman, Pottsville.
Cornelius B. Walters, New Philadelphia.
Miss Helen R. Zimmerman, Pottsville.

SNYDER COUNTY

Miss Aberdeen Phillips, Selinsgrove.

SOMERSET COUNTY

Frank R. Corliss, Somerset.
Mrs. Margaret K. Phillips, Meyersdale.
Thomas W. Sayers, Somerset.

SULLIVAN COUNTY

Mrs. Marceil Thomas, Forksville.

SUSQUEHANNA COUNTY

O. H. Truhn, Susquehanna.

TIOGA COUNTY

Walter A. Stoddard, Elkland.
Mark L. Tingley, Blossburg.

UNION COUNTY

Miss Kathryn Groover, East Buffalo Twp., R. D. 1, Lewisburg

VENANGO COUNTY

Miss Ruth L. Custer, Franklin.
Jack R. Heyison, Oil City.
W. F. Moyer, Oil City.
Mrs. Ethel L. Stewart, Oil City.
Miss M. Alma Walker, Oil City.

WARREN COUNTY

Kenneth R. Barrett, Warren.
Miss Ruth A. Kehrl, Warren.
Francis C. Kennedy, Warren.
Walter R. McKown, Warren.
Ernest C. Miller, Warren.
Miss Evelyn K. Miller, Warren.
Miss Alice C. Swanson, Warren.

WASHINGTON COUNTY

Miss Anna L. Alferi, Charleroi.
Miss Carolyn Allender, Claysville.
Robert S. Bauman, Washington.
J. E. Bushick, Bentleyville.
Miss Mary A. Callery, Finleyville.
E. M. Clark, Jr., Washington.
John A. Gallo, Charleroi.
Mrs. Mary K. Greenawalt, Washington.
Miss Irena M. Hormell, Washington.
Mrs. Elizabeth F. Keating, Charleroi.
Mrs. Mattie A. Kelley, Canton Twp., Chartiers St., Washington.
Charles E. Noble, Finleyville.
Miss Felomena A. Petardi, Canonsburg.
Harold Ream, Roscoe.
B. A. Sicchitano, Bentleyville.
Miss Garnett Sumney, Washington.
W. J. Wilson, Bentleyville.

WAYNE COUNTY

Miss Catherine T. Denver, Hawley.

WESTMORELAND COUNTY

A. B. Adams, West Newton.
Miss Anna Belli, New Kensington.
Willis J. Hutchins, Irwin.
Joseph J. Killar, Mount Pleasant.
A. R. Long, Greensburg.
Miss Marguerite M. McAtee, Latrobe.
Miss Mary Owens, Trafford.

Alfred W. Ratner, Greensburg.
U. C. Weidner, New Kensington.

YORK COUNTY

Mrs. Florence D. Aldinger, York.
Miss Dora E. Bankert, Hanover.
Paul E. Dietz, York.
C. C. Gruver, York.
Mrs. Nellie Hintze, Wrightsville.
Miss Evelyn M. Miller, York.
Jein B. Mummert, York.
Miss Bertha M. Neiman, York.
Mrs. Adda E. Raifsnider, York.
Mrs. Margaret M. Smith, York.

JAMES H. DUFF.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from January 7, 1949

NORTHAMPTON COUNTY

Harry L. Young, Pen Argyl.

PHILADELPHIA COUNTY

Miss Mary E. Misorech, Women's Homeopathic Hospital of Phila., 20th & Susquehanna Ave. (32).

WARREN COUNTY

Albert E. Merkle, Tidioute.

To compute from January 13, 1949

ALLEGHENY COUNTY

Edward S. Gall, Pittsburgh, 526 City-County Bldg.

BUCKS COUNTY

Winston W. Lindes, Quakertown.

To compute from January 15, 1949

ERIE COUNTY

Chas. H. Hinkler, Erie.

FRANKLIN COUNTY

Harold W. Brake, Waynesboro.

PHILADELPHIA COUNTY

Miss Evelyn Hinman, Phila., 8th Fl., The Blum Store, 1300 Chestnut St.

To compute from January 18, 1949

LEHIGH COUNTY

Miss Justine A. Roth, Allentown.

To compute from January 19, 1949

LAWRENCE COUNTY

Bernard N. Hanlon, New Castle.

To compute from January 22, 1949

ALLEGHENY COUNTY

Roy J. Heinsberg, Bellevue.
Miss Margaret L. Kennedy, North Braddock.

To compute from January 24, 1949

ALLEGHENY COUNTY

Miss Nora C. Fitzpatrick, Pittsburgh, Oakland Office, Mellon Natl. Bank & Trust Co., 3718 Fifth Ave. (13).
Mrs. Rosena L. Rice, Pittsburgh, 2123 Wylie Ave. (19).

PHILADELPHIA COUNTY

Miss Blanche B. Godshall, Phila., Maryland Casualty Co., 322 Walnut St., (6).
Mitchell L. Goldman, Phila., 620 Stock Exchange Bldg.
Miss Edna L. Heinel, Phila., 4240 N. Broad St. (20).
Louis R. Limpens, Phila., 177 W. Annsbury St., Nicetown.
Miss Jennie W. Scott, Phila., 1135 Shackamaxon St.
W. Evans Smith, Phila., 1531 Locust St.

SCHUYLKILL COUNTY

Mrs. N. Elma Bilder, Ashland.
Harvey E. Sheeler, Shenandoah.

WASHINGTON COUNTY

J. J. Norton, Donora.

To compute from January 25, 1949

INDIANA COUNTY

Miss Mary M. Plotzer, Indiana.

LACKAWANNA COUNTY

Wm. H. Sembrot, Scranton.

PHILADELPHIA COUNTY

Miss Mabel Wanewetch, Phila., 1010 Fidelity-Phila. Trust Building (9).

VENANGO COUNTY

Judson E. Trax, Oil City.

To compute from January 26, 1949

BEAVER COUNTY

Harry H. Blackwood, Beaver Falls.

CAMBRIA COUNTY

John Yacos, Jr., Portage.

LACKAWANNA COUNTY

Charles Hellard, Scranton.

PHILADELPHIA COUNTY

Thos. J. Campbell, Phila., 7470 Sommers Road.
Miss Emma K. Edler, Phila., 1542 Lincoln-Liberty Bldg.
Isadore A. Rupertus, Phila., 434 Public Ledger Bldg.

SCHUYLKILL COUNTY

John B. Johnston, Ashland.

To compute from January 27, 1949

ALLEGHENY COUNTY

Miss Madeline Levinson, Pittsburgh, 3020 Grant Bldg.
E. S. McPherson, Pittsburgh, Union Trust Office, Mellon Nat'l Bank & Trust Company, 5th Avenue.
Hymen Schlesinger, Pittsburgh, 1302 Park Bldg.

BEAVER COUNTY

Miss Josephine Lutz, Beaver Falls.

BUTLER COUNTY

Leo A. Bloom, Butler.

CAMBRIA COUNTY

Miss Zola K. Rodkey, Spangler.

CHESTER COUNTY

Harold W. Hood, Coatesville.

CUMBERLAND COUNTY

Edward A. Shissler, Lemoyne.

ERIE COUNTY

Spencer A. Sisson, Erie.

HUNTINGDON COUNTY

John L. Gilliland, Warriors Mark Twp., Warriors Mark.

LAWRENCE COUNTY

Mrs. Pauline V Isaac, North Beaver Twp., Mahoningtown.

Miss Helen M. McCracken, New Castle.
Miss Emma L. Thompson, New Castle.

LEHIGH COUNTY

Leshner Y. Raymond, Allentown.

LYCOMING COUNTY

Norman A. Norrito, Williamsport.

MERCER COUNTY

Royal J. Morrison, Stoneboro.

MONTGOMERY COUNTY

Edward W. Jones, Whitmarsh Twp., W. C. Hamilton & Sons, Miquon.

Harry I. Schotter, Lower Merion Twp., 7 East Lancaster Ave., Ardmore.

PHILADELPHIA COUNTY

C. Frank Ayer, Phila., SE Cor. 18th & Susquehanna Ave.

Miss Nora D. Benson, Phila., 322 Walnut St. (6).

P. Chas. DeRita, Phila., 1939 S. Broad St.

John P. Fletcher, Phila., 2507 W. Lehigh Ave. (32).

SCHUYLKILL COUNTY

W. John Krommes, Pottsville.

Miss Dora D. Thompson, Tower City

SOMERSET COUNTY

Miss Bertha R. Stein, Meyersdale.

VENANGO COUNTY

Miss Genevieve Snyder, Oil City.

WASHINGTON COUNTY

John B. Smith, Charleroi.

JAMES H. DUFF.

NOMINATIONS FOR NOTARIES PUBLIC

A motion was made by Mr. LORD, JR. and Mr. WALKER,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS—50

Barr,
Barrett,
Berger,
Blass,
Chapman,
Crowe,
Dent,
Diehm,
DiSilvestro,
Doehla,
Donlan,
Farrell,
Frazier,

Geltz,
Haluska,
Hare,
Holland,
Homsher,
Kephart,
Lane,
Leader,
Letzler,
Lord,
Mahany,
Mallery,
McPherson, Jr.,

Meade,
Neff,
Pechan,
Peelor,
Robinson,
Rosenfeld,
Ruth,
Scarlett,
Snowden,
Stevenson,
Stiefel,
Tallman,

Tarr,
Taylor,
Toole,
Wade,
Wagner,
Walker,
Watkins,
Watson,
Wolfe,
Wood, L. H.,
Wood, T. N.,
Yosko,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the members in Joint Session on January 4, 1949, at three o'clock in the afternoon.

JAMES H. DUFF.

JOINT SESSION

Mr. WAGNER offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 4, 1949.

Resolved (if the House of Representatives concur), That the Senate and House of Representatives meet in joint session Tuesday, January 4, 1949, at three o'clock, P. M., in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, the Governor of the Commonwealth, also witnessing the opening, counting and computing of the official returns of the election for Auditor General and State Treasurer held Tuesday, November 2, 1948, in the several counties of this Commonwealth, and to elect the Director of the Legislative Reference Bureau.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

COMMITTEE TO ESCORT THE GOVERNOR
TO THE HALL OF THE HOUSE

Mr. LLOYD H. WOOD offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 4, 1949.

Resolved, (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor, to the Hall of the House to address the Members of the General Assembly in Joint Session, pursuant to a resolution already adopted by the Senate and House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

APPOINTMENT OF COMMITTEE

The PRESIDENT. The Chair announces on behalf of the President pro tempore, the appointment of the following committee to escort the Governor to the Hall of the House: the gentleman from Montgomery, Mr. WOOD; the gentleman from Chester, Mr. SCARLETT, and the gentleman from Berks, Mr. RUTH.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and were laid on the table:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, Pa., January 4, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

SUPERINTENDENT OF PUBLIC INSTRUCTION

Francis B. Haas, Harrisburg, from August 23, 1947, for the term of four years.

COMMISSIONER OF FISHERIES

Charles A. French, Ellwood City, from July 10, 1947, for the term of six years and until his successor shall have been appointed and qualified.

MAJOR GENERALS, PENNSYLVANIA NATIONAL GUARD

Charles Clarence Curtis, Allentown, from December 23, 1947, until annulled.

Daniel Bursk Strickler, Lancaster, from December 23, 1947, until annulled.

BRIGADIER GENERALS, PENNSYLVANIA NATIONAL GUARD

Brenton G. Wallace, Rosemont, from January 19, 1948, until annulled.

Richard K. Mellon, Ligonier, from July 2, 1948, until annulled.

Thomas Linus Hoban, Scranton, from September 14, 1948, until annulled.

MEMBERS OF THE ADVISORY HEALTH BOARD

John J. Hughes, Wilkes-Barre, from November 10, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Herbert K. Cooper, Lancaster, from November 10, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

George S. Klump, Williamsport, from February 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

James D. Stark, Erie, from February 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Esmond R. Long, Wayne, from February 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE ADVISORY HOSPITAL COUNCIL

H. W. Prentis, Jr., Lancaster, from November 18, 1947, for the term of three years, and until his successor is appointed and qualified.

William P. McFall, Pittsburgh, from November 18, 1947, for the term of two years, and until his successor is appointed and qualified.

Howard K. Petry, Harrisburg, from November 18, 1947, for the term of two years, and until his successor is appointed and qualified.

Norris W. Vaux, Glenmoore, from November 18, 1947, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE PENNSYLVANIA AERONAUTICS COMMISSION

Ralph C. Hutchison, Washington, from July 25, 1947, until June 2, 1951, and until his successor shall be duly appointed and shall have qualified.

Ralph Earle, Haverford, from July 25, 1947, until June 2, 1950, and until his successor shall be duly appointed and shall have qualified.

John Henry Leh, Allentown, from July 25, 1947, until June 2, 1949, and until his successor shall be duly appointed and shall have qualified.

William R. McMillen, Black Lick, from July 25, 1947, until December 1, 1950, and until his successor shall be duly appointed and shall have qualified, unless not reelected for the next succeeding term.

John H. Dent, Jeannette, from July 25, 1947, until December 1, 1952, and until his successor shall be duly appointed and shall have qualified, unless not reelected for the next succeeding term.

Charles C. Smith, Philadelphia, from July 25, 1947, until December 1, 1950, and until his successor shall be duly appointed and shall have qualified, unless not reelected for the next succeeding term.

MEMBER OF THE BOARD OF TRUSTEES OF ALLENTOWN STATE HOSPITAL

John C. Kistler, Allentown, from July 29, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF ASHLAND STATE HOSPITAL

George C. Shoemaker, Ashland, from February 17, 1948, for the term of four years, and until his successor is qualified.

Gregory G. Hubler, Gordon, from February 17, 1948, for the term of four years, and until his successor is qualified.

John J. Jones, Frackville, from February 17, 1948, for the term of four years, and until his successor is qualified.

John H. Bilder, Fountain Springs, from February 17, 1948, for the term of four years, and until his successor is qualified.

A. J. Farrell, Girardville, from February 17, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BANKING BOARD

Norman T. Hayes, Rosemont, Montgomery County, from September 4, 1947, until September 1, 1955, and until his successor is duly appointed and qualified.

Daniel H. Erdman, Coopersburg, from September 4, 1947, until September 1, 1955, and until his successor is duly appointed and qualified.

Wm. B. McFall, Mt. Lebanon from September 4, 1947, until September 1, 1949, and until his successor is duly appointed and qualified.

Mark Willcox, Wawa, Delaware County, from September 4, 1947, until September 1, 1949, and until his successor is duly appointed and qualified.

Wm. J. Hamilton, Jr., Philadelphia, from September 4, 1947, until September 1, 1953, and until his successor is duly appointed and qualified.

George R. Howell, Reading, from September 4, 1947, until September 1, 1949, and until his successor is duly appointed and qualified.

E. E. Bauer, Wexford, Allegheny County, from September 4, 1947, until September 1, 1953, and until his successor is duly appointed and qualified.

T. C. Swarts, Aliquippa, from October 23, 1947, until September 1, 1949, and until his successor is duly appointed and qualified.

MEMBER OF THE STATE COUNCIL FOR THE BLIND

Paul L. Goldstrohm, Penns Park, Bucks County, from December 4, 1947, for the term of four years, and until his successor is qualified.

MEMBER OF THE BOARD OF TRUSTEES OF BLOOMSBURG STATE TEACHERS' COLLEGE

C. William Kreisher, Catawissa, from February 13, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF BLOSSBURG STATE HOSPITAL

(Mrs.) Cora Tucker, Knoxville, from February 13, 1948, for the term of four years, and until her successor is qualified.

Milton Barden, Mansfield, from February 13, 1948, for the term of four years, and until his successor is qualified.

Robert S. Irving, Ogdensburg, from February 13, 1948, for the term of four years, and until his successor is qualified.

John Gray, Arnot, from February 13, 1948, for the term of four years, and until his successor is qualified.

William F. White, Wellsboro, from February 13, 1948, for the term of four years, and until his successor is qualified.

Ambrose Manakowski, Blossburg, from February 13, 1948, for the term of four years, and until his successor is qualified.

(Mrs.) Hazel Parsells, Wellsboro, from February 13, 1948, for the term of four years, and until her successor is qualified.

MEMBERS OF THE BRANDYWINE BATTLEFIELD PARK COMMISSION

Frank W. Melvin, Philadelphia, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Edward Hobkinson, Jr., Chestnut Hill, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Bart Anderson, West Chester, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Henry Pleasants, Jr., West Chester, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Jos. Knox Fornance, Norristown, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

J. Truman Swing, Merion Station, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Martin W. Clement, Rosemont, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

J. Clark Mansfield, Pittsburgh, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Samuel Bunting Lewis, Philadelphia, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE BUILDING AND LOAN BOARD

Frank W. Harris, Jr., Philadelphia, from October 23, 1947, until September 1, 1955, and until his successor is duly appointed and qualified.

Joshua W. Swartz, Harrisburg, from October 23, 1947, until September 1, 1955, and until his successor is duly appointed and qualified.

George L. Transue, Easton, from October 23, 1947, until September 1, 1951, and until his successor is duly appointed and qualified.

J. Howard Gilroy, Beaver Falls, from October 23, 1947, until September 1, 1953, and until his successor is duly appointed and qualified.

G. Raymond Greeby, Bala-Cynwyd, from October 23, 1947, until September 1, 1953, and until his successor is duly appointed and qualified.

MEMBERS OF THE PENNSYLVANIA STATE BOARD OF CENSORS

(Mrs.) Edna R. Carroll, Philadelphia, from September 2, 1947, until the third Tuesday of January, 1951, and until her successor shall have been appointed and qualified.

(Mrs.) Beatrice Z. Miller, Germantown, from September 7, 1948, until the third Tuesday of January, 1951, and until her successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF CHEYNEY TRAINING SCHOOL FOR TEACHERS

(Mrs.) Verona Beckett, Germantown, from January 9, 1948, until the third Tuesday of January, 1949, and until her successor shall have been appointed and qualified.

James G. Vail, Media, from January 9, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF CLARION STATE TEACHERS' COLLEGE

Raymond E. Brown, Brookville, from February 16, 1948, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Evan J. Jones, Bradford, from February 16, 1948, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Samuel Breene, Oil City, from February 16, 1948, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Percy C. Andrews, New Bethlehem, from February 16, 1948, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Roy R. Underwood, Knox, from February 16, 1948, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

(Mrs.) Margaret B. Beck, Clarion, from February 16, 1948, until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified.

John H. Hughes, Brookville, from February 16, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Henry M. Amsler, Clarion, from February 16, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Robert S. Bates, Meadville, from February 16, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF COALDALE STATE HOSPITAL

Robert Gormley, Summit Hill, from March 25, 1948, for the term of four years, and until his successor is qualified.

(Mrs.) Martha Edwards, Lansford, from March 25, 1948, for the term of four years, and until her successor is qualified.

Charles D. Rubert, Lansford, from March 25, 1948, for the term of four years, and until his successor is qualified.

Harry Kleckner, Tamaqua, from March 25, 1948, for the term of four years, and until his successor is qualified.

Joseph J. Humphries, Lehigh, from March 25, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF CONNELLSVILLE STATE HOSPITAL

Paul O. Malone, Connelville, from February 5, 1948, for the term of four years, and until his successor is qualified.

Frank Lane, Monessen, from February 5, 1948, for the term of four years, and until his successor is qualified.

Frank W. Byrne, Connelville, from February 5, 1948,

for the term of four years, and until his successor is qualified.

James M. Driscoll, Connellsville, from February 5, 1948, for the term of four years, and until his successor is qualified.

W. J. B. Mayo, Melcroft, from February 5, 1948, for the term of four years, and until his successor is qualified.

Daniel Durie, Connellsville, from February 5, 1948, for the term of four years, and until his successor is qualified.

Philip Galiardi, Connellsville, from February 5, 1948, for the term of four years, and until his successor is qualified.

William J. Davidson, Connellsville, from February 5, 1948, for the term of four years, and until his successor is qualified.

Meyer Aaron, Connellsville, from February 5, 1948, for the term of four years, and until his successor is qualified.

MEMBER OF THE BOARD OF TRUSTEES OF DANVILLE STATE HOSPITAL

Clarence B. Gray, Bloomsburg, from November 13, 1947, for the term of four years, and until his successor is qualified.

MEMBER OF THE BOARD OF TRUSTEES OF PENN- SYLVANIA STATE ORAL SCHOOL FOR THE DEAF

Frank Lucas, Throop, from September 23, 1948, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

MEMBERS OF THE DELAWARE RIVER JOINT COMMISSION

Jay Cooke, Wyndmoor, Montgomery County, from July 8, 1947, for the term of five years, and until his successor shall have been appointed and qualified.

Clarence Tolan, Jr., Wayne, from July 8, 1947, for the term of five years, and until his successor shall have been appointed and qualified.

Edwin R. Cox, Philadelphia, from July 8, 1947, for the term of five years, and until his successor shall have been appointed and qualified.

Alvin A. Swenson, Philadelphia, from July 8, 1947, for the term of five years, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE DENTAL COUNCIL AND EXAMINING BOARD

A. M. Stinson, Stewartstown, from September 10, 1947, for the term of six years, and until his successor is appointed and qualified.

Andrew J. Heffernan, Wilkes-Barre, from September 10, 1947, for the term of six years, and until his successor is appointed and qualified.

Wayde D. Kelly, Harrisburg, from September 10, 1947, for the term of six years, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF EASTERN STATE PENITENTIARY

F. A. Warner, Philadelphia, from August 21, 1947, for the term of four years, and until his successor is qualified.

George Blair, Drexel Hill, from August 21, 1947, for the term of four years, and until his successor is qualified.

Henry Faulkner, Philadelphia, from August 21, 1947, for the term of four years, and until his successor is qualified.

Maurice C. Gregory, Philadelphia, from August 21, 1947, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF EAST STROUDSBURG STATE TEACHERS' COLLEGE

Randall J. Marsh, Stroudsburg, from March 24, 1948, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Gordon E. Ulshafer, Nesquehoning, from March 24, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Joseph P. Flanagan, Wilkes-Barre, from March 24, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Lloyd Yeisley, Pen Argyl, from March 24, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

William R. Toewe, East Stroudsburg, from March 24, 1948, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

John C. Litts, Scotrun, from March 24, 1948, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

MEMBERS OF THE COMMITTEE TO COOPERATE WITH THE JOINT STATE GOVERNMENT COM- MISSION IN STUDYING EDUCATIONAL FACILITIES, ETC.

Robert L. Johnson, Philadelphia, from August 30, 1947, until annulled.

Theodore A. Distler, Lancaster, from August 30, 1947, until annulled.

Herbert L. Spencer, Lewisburg, from August 30, 1947, until annulled.

Francis X. N. McGuire, Villanova, from August 30, 1947, until annulled.

Robert M. Steele, California, from August 30, 1947, until annulled.

Ralph Cooper Hutchison, Easton, from August 30, 1947, until annulled.

Carl E. Seifert, Harrisburg, from August 30, 1947, until annulled.

Alan M. Scaife, Pittsburgh, from August 30, 1947, until annulled.

J. Belmont Mosser, St. Marys, from August 30, 1947, until annulled.

John A. Stevenson, Philadelphia, from August 30, 1947, until annulled.

MEMBERS OF THE EIGHTIETH DIVISION HISTORY COMMISSION

Rodney T. Bonsall, Philadelphia, from February 16, 1948, until annulled.

Carl F. Case, Pittsburgh, from February 16, 1948, until annulled.

E. Y. Dobson, Pittsburgh, from February 16, 1948, until annulled.

Dwight H. Fee, Pittsburgh, from February 16, 1948, until annulled.

William B. McFall, Pittsburgh, from February 16, 1948, until annulled.

MEMBERS OF THE BOARD OF TRUSTEES OF EMBREEVILLE STATE HOSPITAL

(Mrs.) Mary S. Gawthrop, West Chester, from February 17, 1948, for the term of four years, and until her successor is qualified.

(Mrs.) Henrietta G. Bowman, Glenmoore, from February 17, 1948, for the term of four years, and until her successor is qualified.

Harvey M. Thomas, Edgemont, from February 17, 1948, for the term of four years, and until his successor is qualified.

W. Perry Tyson, Downingtown, from February 17, 1948, for the term of four years, and until his successor is qualified.

Howard M. Way, Mendenhall, from February 17, 1948, for the term of four years, and until his successor is qualified.

Douglas Gilpin, Kennett Square, from February 17, 1948, for the term of four years, and until his successor is qualified.

Charles E. Heald, West Grove, from February 17, 1948, for the term of four years, and until his successor is qualified.

George D. Baldwin, West Chester, from February 17, 1948, for the term of four years, and until his successor is qualified.

MEMBER OF THE STATE REGISTRATION BOARD FOR PROFESSIONAL ENGINEERS

Charles Haydock, Philadelphia, from December 22, 1947, for the term of six years, and until his successor is appointed and qualified.

MEMBERS OF THE STATE FARM PRODUCTS SHOW COMMISSION

George W. Slocum, Milton, from September 29, 1947, for the term of four years, and until his successor is qualified.

Kenzie S. Bagshaw, Hollidaysburg, from September 29, 1947, for the term of four years, and until his successor is qualified.

James F. Torrance, Export, from September 29, 1947, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF FARVIEW STATE HOSPITAL

Luis Consagra, Mayfield, from February 18, 1948, for the term of four years, and until his successor is qualified.

Vassor P. Jones, Carbondale, from February 18, 1948, for the term of four years, and until his successor is qualified.

Floyd Bayly, Beachlake, from February 18, 1948, for the term of four years, and until his successor is qualified.

Raymond H. Leet, Starrucca, from February 18, 1948, for the term of four years, and until his successor is qualified.

Asa B. Martin, Milford, from February 20, 1948, for the term of four years, and until his successor is qualified.

Charles H. Ainey, New Milford, from February 20, 1948, for the term of four years, and until his successor is qualified.

William Stratford, Forest City, from February 20, 1948, for the term of four years, and until his successor is qualified.

R. LeRoy Dengler, Mount Pocono, from February 20, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF FISH COMMISSIONERS

Albert H. Stackpole, Dauphin, from August 26, 1947, for the term of six years, and until his successor is qualified.

Wm. D. Burke, Melrose Park, Montgomery County, from August 26, 1947, for the term of six years, and until his successor is qualified.

Paul F. Bittenbender, Kingston, from August 26, 1947, for the term of six years, and until his successor is qualified.

Bernard Horne, Pittsburgh, from August 26, 1947, for the term of six years, and until his successor is qualified.

Milton L. Peek, Radnor, from August 26, 1947, for the term of six years, and until his successor is qualified.

Louis S. Winner, Lock Haven, from January 28, 1948, for the term of six years, and until his successor is qualified.

MEMBERS OF THE FLOOD CONTROL COMMISSION

J. L. Carey, Pittsburgh, from November 14, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

L. C. Rummage, Nanticoke, from November 14, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Larry Woodin, Wellsboro, from November 14, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

E. M. Schumo, Hamburg, from November 14, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF HAZLETON STATE HOSPITAL

Thomas C. Price, Hazleton, from April 6, 1948, for the term of four years, and until his successor is qualified.

Martin A. Corrigan, Hazleton, from April 6, 1948, for the term of four years, and until his successor is qualified.

Stephen Pavlovich, Jeddo, from April 6, 1948, for the term of four years, and until his successor is qualified.

Conrad Falvello, Hazleton, from April 6, 1948, for the term of four years, and until his successor is qualified.

John J. Kaschak, Hazleton, from April 6, 1948, for the term of four years, and until his successor is qualified.

Harry Shanno, Freeland, from April 6, 1948, for the term of four years, and until his successor is qualified.

Henry Walser, Hazleton, from April 6, 1948, for the term of four years, and until his successor is qualified.

MEMBER OF THE PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION

John W. Oliver, Pittsburgh, from March 26, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE BOARD OF HOUSING

Arthur C. Kaufmann, Ardmore, from November 20, 1947, until August 17, 1952, and until his successor is appointed and qualified.

Owen B. Hannon, Pittsburgh, from November 20, 1947, until August 17, 1949, and until his successor is appointed and qualified.

Ritchie Lawrie, Jr., Harrisburg, from November 20, 1947, until August 17, 1950, and until his successor is appointed and qualified.

Henry C. Spencer, Carbondale, from November 20, 1947, until August 17, 1951, and until his successor is appointed and qualified.

J. E. Burns, Oil City, from October 18, 1948, until August 17, 1953, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

Albert R. Pechan, Ford City, from August 22, 1947, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Steele Clark, Cherry Tree, from August 22, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Harry F. Carson, Saltsburg, from August 22, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

(Mrs.) Edna B. Pierce, Indiana, from August 22, 1947, until the third Tuesday of January, 1951, and until her successor shall have been appointed and qualified.

MEMBERS OF THE INDUSTRIAL BOARD

John B. Backhus, Philadelphia, from October 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Elvin W. Overdorff, Johnstown, from October 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

(Mrs.) Margaret J. Keane Rau, Philadelphia, from October 11, 1948, until the third Tuesday of January, 1951, and until her successor shall have been appointed and qualified.

Wilbert Wear, Harrisburg, from October 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF PENNSYLVANIA INDUSTRIAL SCHOOL AT CAMP HILL

Dale F. Shughart, Carlisle, from February 6, 1948, for the term of four years, and until his successor is appointed and qualified.

C. Howard Witmer, Lancaster, from February 6, 1948, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF STATE INDUSTRIAL HOME FOR WOMEN

Frank Smith, Philadelphia, from June 10, 1948, for the term of four years, and until his successor is appointed and qualified.

(Mrs.) Katherine S. Carpenter, Jersey Shore, from June 10, 1948, for the term of four years, and until her successor is appointed and qualified.

Dale S. Furst, Williamsport, from June 10, 1948, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF KUTZ-TOWN STATE TEACHERS' COLLEGE

Paul H. Price, Wyomissing, from February 17, 1948, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

C. Fred Beck, Cressona, from February 17, 1948, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

MEMBERS OF THE LABOR-MANAGEMENT ADVISORY COMMITTEE

H. K. Breckenridge, Pittsburgh, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

Van Horn Ely, Bryn Mawr, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

L. M. Ayers, Pittsburgh, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

C. G. Simpson, Philadelphia, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

Dan J. Egan, Pittsburgh, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

E. J. Brill, Allentown, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

Harry Boyer, Harrisburg, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

Hunter P. Wharton, Pittsburgh, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

James L. McDevitt, Philadelphia, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

John W. Thomas, Catasauqua, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

Joseph Gallagher, Freeland, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

MEMBER OF THE PENNSYLVANIA LIQUOR CONTROL BOARD

Frank D. Armstrong, Paxtang, from January 21, 1948, until November 29, 1951, and until his successor shall have been appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF LOCUST MOUNTAIN STATE HOSPITAL

Ben Swirsky, Frackville, from February 17, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF MANSFIELD STATE TEACHERS' COLLEGE

Walter W. Swimley, Knoxville, from September 26, 1947, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Clarke W. Prindle, Elkland, from September 26, 1947, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Thomas A. Crichton, Wellsboro, from September 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Lloyd G. Cole, Blossburg, from September 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Richard G. Lowe, Williamsport, from September 26, 1947, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

John M. Lumley, Dushore, from September 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

George F. Case, Troy, from September 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Merrill S. Brodrick, Mansfield, from September 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Arthur E. Dick, Jr., Hazleton, from September 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF MAYVIEW STATE HOSPITAL

Oliver E. Turner, Mt. Lebanon, from November 12, 1947, for the term of four years, and until his successor is qualified.

Charles F. O'Hanlon, Mt. Lebanon, from July 30, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE STATE BOARD OF MEDICAL EDUCATION AND LICENSURE

Elmer Hess, Erie, from July 2, 1947, for the term of four years, and until his successor is appointed and qualified.

Charles L. Shafer, Kingston, from March 15, 1948, for the term of four years, and until his successor is appointed and qualified.

Charles J. Hemminger, Somerset, from March 15, 1948, for the term of four years, and until his successor is appointed and qualified.

MEMBER OF THE MILK CONTROL COMMISSION

Charles J. O'Loughlin, Aliquippa, from November 10, 1947, until May 1, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE BOARD OF EXAMINERS FOR THE REGISTRATION OF NURSES

Sister Mary Carlotta Vanvoy, Pittsburgh, from November 13, 1947, for the term of six years, and until her successor is qualified.

(Miss) Edith Denney Payne, Philadelphia, from November 13, 1947, for the term of six years, and until her successor is qualified.

(Miss) Mary Rachel Lau, Harrisburg, from November 13, 1947, for the term of six years, and until her successor is qualified.

MEMBERS OF THE OHIO RIVER VALLEY WATER SANITATION COMMISSION FOR THE COMMONWEALTH OF PENNSYLVANIA

Herbert P. Sorg, St. Marys, from May 24, 1948, for the term of six years, and until his successor shall be appointed and qualified.

E. A. Holbrook, Pittsburgh, from May 24, 1948, for the term of three years, and until his successor shall be appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF PHILIPSBURG STATE HOSPITAL

Rembrandt Dunsmore, Philipsburg, from March 11, 1948, for the term of four years, and until his successor is qualified.

Walter Williams, Ramey, from March 11, 1948, for the term of four years, and until his successor is qualified.

Richard Hess, Morrisdale, from March 11, 1948, for the term of four years, and until his successor is qualified.

(Mrs.) Nancy Fryberger, Philipsburg, from March 11, 1948, for the term of four years, and until her successor is qualified.

Benjamin Nicodemus, Port Matilda, from March 11, 1948, for the term of four years, and until his successor is qualified.

Roy H. Schreffler, Philipsburg, from March 11, 1948, for the term of four years, and until his successor is qualified.

James F. Dugan, Osceola Mills, from March 11, 1948, for the term of four years, and until his successor is qualified.

Jonathan E. Hutchinson, Houtzdale, from March 11, 1948, for the term of four years, and until his successor is qualified.

Charles G. Waple, Tyrone, from March 11, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE STATE PLANNING BOARD

Milo F. Draemel, Wynnewood, from November 17, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Miles Horst, Lebanon, from November 17, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Ray F. Smock, Harrisburg, from November 17, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Curtis Bok, Philadelphia, from November 17, 1948, until November 17, 1953, and until his successor shall have been appointed and qualified.

(Mrs.) Hannah M. Dunham, Allentown, from November 17, 1948, until November 17, 1952, and until her successor shall have been appointed and qualified.

S. W. Fletcher, State College, from November 17, 1948, until November 17, 1952, and until his successor shall have been appointed and qualified.

G. Richard Fryling, Erie, from November 17, 1948, until November 17, 1949, and until his successor shall have been appointed and qualified.

Edward Hopkinson, Jr., Philadelphia, from November 17, 1948, until November 17, 1951, and until his successor shall have been appointed and qualified.

S. E. Lauer, York, from November 17, 1948, until November 17, 1950, and until his successor shall have been appointed and qualified.

James L. McDevitt, Harrisburg, from November 17, 1948, until November 17, 1949, and until his successor shall have been appointed and qualified.

H. W. Prentis, Jr., Lancaster, from November 17, 1948, until November 17, 1951, and until his successor shall have been appointed and qualified.

Alfred H. Williams, Philadelphia, from November 17, 1948, until November 17, 1950, and until his successor shall have been appointed and qualified.

George W. Reily, Harrisburg, from November 17, 1948, until November 17, 1953, and until his successor shall have been appointed and qualified.

Wallace Richards, Pittsburgh, from December 6, 1948, until November 17, 1953, and until his successor shall have been appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF POLK STATE SCHOOL

E. Clarence Erickson, Titusville, from August 11, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF INTERSTATE COMMISSION ON THE POTOMAC RIVER BASIN FOR THE COMMON-WEALTH OF PENNSYLVANIA

Herbert P. Sorg, St. Marys, from November 10, 1947, for the term of two years, or until his successor is appointed.

Harry Gard Knox, Harrisburg, from September 9, 1948, for the term of two years, or until his successor is appointed.

MEMBERS OF THE STATE BOARD OF PRIVATE BUSINESS SCHOOLS

Sterling B. Seeley, Scranton, from September 2, 1947, for the term of four years, and until his successor is qualified.

Charles R. McCann, Reading, from September 2, 1947, for the term of six years, and until his successor is qualified.

H. E. McLaughlin, Beaver Falls, from September 2, 1947, for the term of two years, and until his successor is qualified.

Charles Churchman, Easton, from September 2, 1947, for the term of four years, and until his successor is qualified.

(Mrs.) Sadie Hartsock, Harrisburg, from September 2, 1947, for the term of two years, and until her successor is qualified.

E. A. Glatfelter, York, from September 2, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

A. Bruce Denniston, Greenville, from September 2, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBER OF THE STATE BOARD FOR THE EXAMINATION OF PUBLIC ACCOUNTANTS

George R. Drabenstadt, Philadelphia, from April 12, 1948, for the term of four years, and until his successor is appointed and qualified.

MEMBER OF STATE BOARD OF PUBLIC ASSISTANCE

John E. Schlottman, Pottsville, from January 9, 1948, until the third Tuesday of January, 1951, and until his successor is appointed and qualified.

MEMBERS OF THE PUBLIC SERVICE INSTITUTE BOARD

Chester E. Rogers, Easton, from September 2, 1947, for the term of four years, and until his successor is qualified.

John A. Moran, Johnstown, from September 2, 1947, for the term of four years, and until his successor is qualified.

Stephen B. Sweeney, Philadelphia, from September 2, 1947, for the term of four years, and until his successor is qualified.

Leon T. Stern, Philadelphia, from September 2, 1947, for the term of four years, and until his successor is qualified.

Fred Hosler, Allentown, from September 2, 1947, for the term of four years, and until his successor is qualified.

Francis V. Murphy, Wilkes-Barre, from September 2, 1947, for the term of four years, and until his successor is qualified.

H. F. Alderfer, Harrisburg, from September 2, 1947, for the term of four years, and until his successor is qualified.

Fred C. Peters, Norristown, from July 28, 1948, for the term of four years, and until his successor is qualified.

Preston O. Van Ness, Harrisburg, from July 28, 1948, for the term of four years, and until his successor is qualified.

H. E. Gayman, Harrisburg, from July 28, 1948, for the term of four years, and until his successor is qualified.

C. M. Wilhelm, Harrisburg, from July 28, 1948, for the term of four years, and until his successor is qualified.

F. A. Pitkin, Harrisburg, from July 28, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE STATE REAL ESTATE COMMISSION

Carl G. Wright, Erie, from July 9, 1947, until September 25, 1951, and until his successor is appointed and qualified.

Leonard P. Kane, Pittsburgh, from January 20, 1948, until September 21, 1950, and until his successor is appointed and qualified.

Henry Mathieu, Norristown, from January 20, 1948, until September 21, 1952, and until his successor is appointed and qualified.

MEMBER OF THE SANITARY WATER BOARD

F. M. Geer, Warren, from July 16, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBER OF THE PENNSYLVANIA SECURITIES COMMISSION

Louis J. Conley, Pittsburgh, from March 5, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF SLIPPERY ROCK STATE TEACHERS' COLLEGE

W. W. Irwin, New Castle, from August 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

W. Lee Gilmore, Pittsburgh, from August 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Stacy T. Dean, Greenville, from August 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

(Mrs.) Henriette Kratzert, Monaca, from August 26, 1947, until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified.

(Mrs.) Marian Foster Smith, Saxonburg, from August 26, 1947, until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified.

(Mrs.) Zillah J. Shremp, Slippery Rock, from August 26, 1947, until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified.

John L. Wise, Butler, from August 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Wm. C. Campbell, Butler, from August 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Byron H. Canon, Pittsburgh, from August 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE SOIL CONSERVATION COMMISSION

E. M. Shaulis, Hollsopple, from November 10, 1947, for the term of two years, and until his successor is appointed and qualified.

Frank W. Gorham, Wysox, from November 10, 1947, for the term of two years, and until his successor is appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF THE PENNSYLVANIA STATE COLLEGE

Roger W. Rowland, New Castle, from January 6, 1948, until July 1, 1949, and until his successor is appointed and qualified.

Edgar C. Weichel, Scranton, from January 6, 1948, until July 1, 1949, and until his successor is appointed and qualified.

W. Stewart Taylor, Harrisburg, from January 6, 1948, until July 1, 1950, and until his successor is appointed and qualified.

Fred M. Waring, Shawnee on Delaware, from January 6, 1948, until July 1, 1950, and until his successor is appointed and qualified.

Howard J. Lamade, Williamsport, from October 4, 1948, until July 1, 1951, and until his successor is appointed and qualified.

Frank R. Denton, Pittsburgh, from October 4, 1948, until July 1, 1951, and until his successor is appointed and qualified.

REPORTER OF THE DECISIONS OF THE SUPREME COURT OF PENNSYLVANIA

Laurence H. Eldredge, Bryn Mawr, from March 31, 1948, for the term of five years, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE TAX EQUALIZATION BOARD

Edwin Winner, Willow Grove, from November 14, 1947, until November 14, 1951, and until his successor shall be duly appointed and shall have qualified.

Walter J. Kress, Johnstown, from November 14, 1947, until November 14, 1951, and until his successor shall be duly appointed and shall have qualified.

John N. O'Neil, Harrisburg, from March 5, 1948, until November 14, 1951, and until his successor shall be duly appointed and shall have qualified.

MEMBER OF THE TAX STUDY COMMITTEE

Frank Wilbur Main, Pittsburgh, from November 19, 1947, until annulled.

Philip Sterling, Philadelphia, from November 19, 1947, until annulled.

MEMBERS OF THE BOARD OF TRUSTEES OF TORRANCE STATE HOSPITAL

Robert G. Scott, Vandergrift, from February 23, 1948, for the term of four years, and until his successor is qualified.

Edward Tomajko, Jr., Adamsburg, from February 23, 1948, for the term of four years, and until his successor is qualified.

MEMBER OF THE UNEMPLOYMENT COMPENSATION BOARD OF REVIEW

J. K. Clement, Dauphin, from February 20, 1948, until July 1, 1949, and until his successor shall have been appointed and qualified.

MEMBER OF THE BOARD OF COMMISSIONERS ON UNIFORM STATE LAWS

Robert E. Woodside, Millersburg, from June 3, 1948, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE STATE VETERANS' COMMISSION

George J. Didyoung, Reading, from July 7, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Hiram V. Hartman, New Kensington, from July 28, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Anthony R. McGrath, Pittsburgh, from August 5, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Charles S. Winters, Terre Hill, from August 5, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Lawrence Trainor, Duquesne, from November 1, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBER OF THE STATE BOARD OF VETERINARY MEDICAL EXAMINERS

Otto Stader, Ardmore, from January 9, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF WARREN STATE HOSPITAL

Merle H. Deardorff, Warren, from February 2, 1948, for the term of four years, and until his successor is qualified.

Chester S. Allen, Warren, from February 2, 1948, for the term of four years, and until his successor is qualified.

Andrew LaVerne Clinger, Tidioute, from February 2, 1948, for the term of four years, and until his successor is qualified.

Elmer L. Evans, Erie, from February 2, 1948, for the term of four years, and until his successor is qualified.

R. G. Walters, Grove City, from February 2, 1948, for the term of four years, and until his successor is qualified.

R. R. Underwood, Knox, from February 2, 1948, for the term of four years, and until his successor is qualified.

Harry Smith, Ridgeway, from February 2, 1948, for the term of four years, and until his successor is qualified.

Donald C. Smith, Warren, from February 2, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE WASHINGTON CROSSING PARK COMMISSION

Ira Fisk, Danboro, from October 20, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Ernest H. Harvey, Langhorne, from October 20, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

William H. Gillam, Jr., Saint Davids, from October 23, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Arthur M. Eastburn, Doylestown, from February 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Thomas Elliot Wynne, Bala-Cynwyd, from February 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF WERNERSVILLE STATE HOSPITAL

(Mrs.) Stella Livingood, Robesonia, from February 11, 1948, for the term of four years, and until her successor is qualified.

D. W. Martin, Manheim, from February 11, 1948, for the term of four years, and until his successor is qualified.

I. E. Davies, Reading, from February 11, 1948, for the term of four years, and until his successor is qualified.

Cover O'Flaherty, Leesport, from February 11, 1948, for the term of four years, and until his successor is qualified.

Ronald S. Regar, Reading, from February 11, 1948, for the term of four years, and until his successor is qualified.

J. Fred Schofer, Mount Gretna, from February 11, 1948, for the term of four years, and until his successor is qualified.

Charles Wisser, Sinking Spring, from February 11, 1948, for the term of four years, and until his successor is qualified.

Charles Gebert, Tamaqua, from February 11, 1948, for the term of four years, and until his successor is qualified.

MEMBER OF THE BOARD OF TRUSTEES OF WOODVILLE STATE HOSPITAL

Edward Labowitz, Pittsburgh, from September 22, 1947, for the term of four years, and until his successor is qualified.

WORKMEN'S COMPENSATION REFEREES

Charles J. Bufalino, Pittston, from July 15, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

O. A. Wisansky, Frackville, from November 8, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

PUBLIC ASSISTANCE BOARDS

Also the following persons to be MEMBERS OF THE COUNTY BOARDS OF ASSISTANCE, for the terms set opposite their names:

ADAMS COUNTY

A. W. Geigley, Fairfield, from May 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

ALLEGHENY COUNTY

Stanton Belfour, Pittsburgh, from August 6, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Miss) Helen W. Leovy, Pittsburgh, from August 6, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

ARMSTRONG COUNTY

Earl D. Artman, Ford City, from January 19, 1948, until December 31, 1950.

R. J. Caretti, Kittanning, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Robert D. Noel Jr., Kittanning, from June 9, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

BEAVER COUNTY

(Mrs.) Mary L. Binkley, Rochester, from February 16, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Thomas H. Mansell, Aliquippa, from February 16, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

(Mrs.) Hazel Kenny Lucas, Beaver Falls, from February 16, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

BERKS COUNTY

Daniel E. Bause, Boyertown, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Percy F. Hess, Hamburg, from January 19, 1948, until December 31, 1949.

John F. McGlinn, Reiffton, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Edward L. Seasholtz, Reading, from January 19, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Darrell O. Smith, Reading, from January 19, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

BLAIR COUNTY

(Mrs.) Elizabeth T. Gardner, Tyrone, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Lawrence Schrenk, Altoona, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

BRADFORD COUNTY

John F. Beirne, Towanda, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Clayton H. Maryott, Monroeton, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

L. A. Merrill, Jr., Towanda, from February 4, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

BUCKS COUNTY

George M. Whitenack, Doylestown, from February 16, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Leah D. Earle, Southampton, from March 3, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

(Mrs.) Florence Tomb, Bristol, from July 14, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

BUTLER COUNTY

Ira Beahm, Zelienople, from October 8, 1947, until December 31, 1949, and until his successor is duly appointed and qualified.

(Mrs.) Rebekah Miller Cypher, Butler, from January 19, 1948, until December 31, 1950.

J. H. Allman, Butler, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

CAMBRIA COUNTY

John Thomas, Jr., Johnstown, from July 14, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

James G. Contakos, Johnstown, from July 14, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

CAMERON COUNTY

J. Wright Mason, Driftwood, from July 8, 1947, until December 31, 1949, and until his successor is duly appointed and qualified.

C. A. Casperson, Emporium, from January 19, 1948, until December 31, 1950.

Gerald V. Burns, Emporium, from January 19, 1948, until December 31, 1950.

(Mrs.) Christie Close, Emporium, from January 19, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

CARBON COUNTY

Raymond F. Smith, Palmerton, from January 19, 1948, until December 31, 1949.

Emerson C. West, Weatherly, from March 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Charles D. Neast, Mauch Chunk, from March 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

CENTRE COUNTY

Frank P. Knoll, State College, from March 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

W. Scott Wieland, State College, from March 3, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

CHESTER COUNTY

Sidney B. Hutton, West Grove, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

CLARION COUNTY

Edward A. Wilhelm, Clarion, from January 19, 1948, until December 31, 1950.

(Miss) Effie Blanche Hepler, New Bethlehem, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

CLEARFIELD COUNTY

M. L. Silberblatt, Clearfield, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

CLINTON COUNTY

(Mrs.) Ruby A. Brown, Renovo, from October 15, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

CRAWFORD COUNTY

George R. Wright, Linesville, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

James M. Regester, Cambridge Springs, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Gladys Harrison Roeder, Titusville, from January 19, 1948, until December 31, 1949.

Merle F. Baker, Conneautville, from January 19, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Kenneth W. Rice, Meadville, from November 18, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

CUMBERLAND COUNTY

(Mrs.) Marguerite Gruman, Shippensburg, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Bruce M. Bowman, Newville, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

DAUPHIN COUNTY

Daniel H. Hickok, Harrisburg, from December 6, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

James H. Lane, Harrisburg, from December 6, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

DELAWARE COUNTY

(Mrs.) Edna Salneu, Llanerch, from May 3, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

ERIE COUNTY

Edward G. Baker, Erie, from January 19, 1948, until December 31, 1949.

(Mrs.) Helen H. Gebhardt, Erie, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Michael Ricci, Erie, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

FAYETTE COUNTY

Amna B. Gault, Uniontown, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Maude S. Reynolds, Uniontown, from February 4, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

J. Alfred Baer, Masontown, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

FRANKLIN COUNTY

(Mrs.) Mary Elizabeth G. Glen, Chambersburg, from August 29, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

(Mrs.) Ethel Wyman, Mercersburg, from August 29, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

(Miss) Anna H. Sollenberger, Waynesboro, from August 29, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

J. Raymond Myers, Mercersburg, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

John H. Wenger, Chambersburg, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

GREENE COUNTY

(Mrs.) Mabel C. Baily, Waynesburg, from June 9, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Albert A. Sayers, Waynesburg, from June 9, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

HUNTINGDON COUNTY

Charles H. Stong, Petersburg, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Margaret Himes Ewing, Shade Gap, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

(Mrs.) Minnie Rudy, Huntingdon, from January 19, 1948, until December 31, 1949.

(Mrs.) Allie Jackson, Huntingdon, from January 19, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

INDIANA COUNTY

James M. Torrance, Blairsville, from January 19, 1948, until December 31, 1950.

J. J. Connolly, Indiana, from January 19, 1948, until December 31, 1950.

JEFFERSON COUNTY

Ben W. Irvin, Big Run, from February 16, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Marjorie Davis, Big Run, from February 16, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

JUNIATA COUNTY

Paul W. DeLauter, Mifflintown, from August 10, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Stephen Dodd, Mifflin, from August 10, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

J. Harold Zook, Mifflintown, from August 10, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

LACKAWANNA COUNTY

(Mrs.) Bertha Mika, Old Forge, from July 10, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

Charles A. Pfaff, Taylor, from October 20, 1947, until December 31, 1949, and until his successor is duly appointed and qualified.

Ernest Lamberti, Old Forge, from September 23, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

LANCASTER COUNTY

Francis P. Sharpless, Lancaster, from March 24, 1948, until December 31, 1950.

V. W. Dippell, Lancaster, from March 24, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Scott W. Baker, Lancaster, from November 9, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

LAWRENCE COUNTY

Edwin J. Ball, Mahoningtown, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

P. M. Cox, Volant, from February 4, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Joseph Ellsworth, New Castle, from February 4, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

(Mrs.) Florence Long, New Castle, from February 4, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

LEBANON COUNTY

Earnest Williams, Annville, from February 4, 1948, until December 31, 1950.

(Mrs.) Anne Blodgett Bashore, Lebanon, from February 4, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

LUZERNE COUNTY

William Dombroski, Pittston, from August 25, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Francis Ferry, Hazleton, from August 25, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

LYCOMING COUNTY

John E. Whittaker, Williamsport, from February 4, 1948, until December 31, 1950.

Preston H. Smith, Williamsport, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

McKEAN COUNTY

Hamlin D. Redfield, Smethport, from December 7, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

L. Earl McLaughlin, Eldred, from December 7, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

R. C. Wilber, Port Allegany, from December 7, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

J. A. Fitzgibbon, Bradford, from December 7, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

E. H. Watts, Kane, from December 7, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

MIFFLIN COUNTY

(Mrs.) Lucy G. Foster, Lewistown, from January 19, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

Harry F. Hostetler, Lewistown, from January 19, 1948, until December 31, 1950.

(Mrs.) Gladys Wilson, Lewistown, from January 19, 1948, until December 31, 1950.

MONROE COUNTY

George F. Stack, Cresco, from March 3, 1948, until December 31, 1950.

(Mrs.) Pearl Altemose, Brodheadsville, from March 3, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

(Miss) Lucie M. Girard, Stroudsburg, from March 3, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Merle C. Ostrom, Stroudsburg, from December 6, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

MONTGOMERY COUNTY

(Miss) Pearl Fox, Souderton, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Floyd B. Kulp, Lansdale, from May 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

NORTHAMPTON COUNTY

Hillard A. Miller, Northampton, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Harry Flory, Bangor, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

NORTHUMBERLAND COUNTY

W. J. Engle, Sunbury, from September 2, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Donald Myers, Shamokin, from September 2, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Robert Malick, Shamokin, from September 2, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

PHILADELPHIA COUNTY

James Edgar Gibson, Germantown, from February 10, 1948, until December 31, 1950.

PIKE COUNTY

(Mrs.) Lena Donovan, Milford, from December 13, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Budde Brumbaugh, Dingmans Ferry, from December 13, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

POTTER COUNTY

John Stilson, Coudersport, from March 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Robert R. Lewis, Coudersport, from March 18, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

SCHUYLKILL COUNTY

William Boussum, Cressona, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Thomas Dove, Pottsville, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

SNYDER COUNTY

Clarence W. Wilhour, Hummels Wharf, from March 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Ralph M. Baker, McClure, from March 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

SOMERSET COUNTY

(Mrs.) Orpha M. Meyers, Meyersdale, from March 24, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

G. G. Grazier, Hollsopple, from March 24, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

SUSQUEHANNA COUNTY

Walter I. Davies, Forest City, from March 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Byron Benninger, Dimock, from March 3, 1948, until December 31, 1950.

TIOGA COUNTY

Wayne M. Kelts, Mansfield, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Raymond Miller, Wellsboro, from January 19, 1948, until December 31, 1950.

UNION COUNTY

Robert Smith, Millmont, from May 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

VENANGO COUNTY

E. H. Messer, Oil City, from January 19, 1948, until December 31, 1950.

John B. Williams, Franklin, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Andrew J. Harper, Oil City, from January 19, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

WARREN COUNTY

C. H. Whittaker, Sheffield, from January 19, 1948, until December 31, 1950.

E. J. Jacobs, Tidioute, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

WASHINGTON COUNTY

(Mrs.) Irene Walker, Daisytown, from July 23, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

(Mrs.) Delia Kelly, Donora, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Russell Z. Moninger, Washington, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

WAYNE COUNTY

William Robacker, South Sterling, from March 10, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Mildred Vanderhoof, Honesdale, from March 10, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

WESTMORELAND COUNTY

S. S. Smith, Derry, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Sarah K. Evans, Herminie, from February 4, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

JAMES H. DUFF.

MEMBER OF THE PENNSYLVANIA AERONAUTICS COMMISSION

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Honorable T. N. Wood, R. D. 1, Alderson, Luzerne County, for reappointment as a Member of the Pennsylvania Aeronautics Commission, until December 1, 1950, and until his successor shall be duly appointed and shall have qualified, unless not reelected for the next succeeding term.

JAMES H. DUFF.

MEMBER OF THE BOARD OF TRUSTEES OF EASTERN STATE PENITENTIARY

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Major General Norman D. Cota, St. George's Apartments, Ardmore, Montgomery County, for appointment as a Member of the Board of Trustees of Eastern State Penitentiary, for the term of four years, and until his successor is qualified, vice Vincent deP. Henderson, Wyncote, whose term expired.

JAMES H. DUFF.

MEMBER OF THE BRANDYWINE BATTLEFIELD PARK COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Edward Leroy van Roden, Media, Delaware County, for appointment as a Member of The Brandywine Battlefield Park Commission, for the term of four years, and until his successor is appointed and qualified, vice Lewis H. VanDusen, Philadelphia, deceased.

JAMES H. DUFF.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Albert D. Henderson, R. D. 3, Linesville, Crawford County, for appointment as Justice of the Peace in and for the Township of Summit, Crawford County, until the first Monday of January, 1950, vice Harold D. Mathews, resigned.

JAMES H. DUFF.

MEMBERS OF THE ERIE COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Erie County Board of Assistance:

John W. English, Esquire (Republican), 2050 South Shore Drive, Erie, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment).

Robert A. Ott (Republican), 109 East Frederick Street, Corry, to serve until December 31, 1951, and until his successor is duly appointed and qualified, vice Horton J. Davis, Corry, whose term expired.

JAMES H. DUFF.

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

CAMBRIA COUNTY

W. K. McHenry (Republican), 199 Worth Street, Johnstown, Cambria County, to serve until December 31, 1951. (Reappointment).

Robert T. Ingram (Republican), 531 Wood Street, Johnstown, Cambria County, to serve until December 31, 1950, and until his successor is duly appointed and qualified. (Reappointment).

Albert L. O'Connor (Democrat), Loretto, Cambria County, to serve until December 31, 1951, and until his successor is duly appointed and qualified, vice Neice Malloy, Carrolltown, whose term expired.

DAUPHIN COUNTY

Donald B. Hudson (Republican), Elizabethville, Dauphin County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment).

INDIANA COUNTY

James H. Pease (Republican), R. D. 3, Indiana, Indiana County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment).

Joseph I. McElhoes (Democrat), R. D. 2, Home, Indiana County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment).

LEHIGH COUNTY

Mrs. Blanche Hopkins (Republican), 848 Main Street, Slatington, Lehigh County, to serve until December 31, 1950, and until her successor is duly appointed and qualified. (Reappointment).

Victor L. Johnson (Republican), 306 Main Boulevard, Allentown, Lehigh County, to serve until December 31, 1950, and until his successor is duly appointed and qualified, vice William A. Gibson, Allentown, resigned.

McKEAN COUNTY

Mrs. Margaret M. Dunn (Democrat), 97 West Washington Street, Bradford, McKean County, to serve until December 31, 1951, and until her successor is duly appointed and qualified. (Reappointment).

Dr. M. L. Tyrrel (Republican), 31 Chautauqua Place, Bradford, McKean County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment).

JAMES H. DUFF.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to present herewith the reasons for pardons and commutations of sentence granted from January 7, 1947, to date.

JAMES H. DUFF.

(For reasons see Appendix.)

HOUSE MESSAGES

HOUSE CONCURS IN SENATE RESOLUTIONS

JOINT COMMITTEE BE APPOINTED TO REPRESENT THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA IN THE INAUGURAL CEREMONIES OF THE HONORABLE HARRY S. TRUMAN

The Clerk of the House of Representatives being introduced informed the Senate that the House has concurred in Resolution from the Senate as follows:

In the Senate, January 4, 1949.

Whereas, On January 20, 1949, the Honorable Harry S. Truman will be inaugurated as the President of the United States of America, and

Whereas, It is fitting and proper that a delegation represent the General Assembly of the Commonwealth of Pennsylvania at the inaugural ceremonies, to be held in Washington at that time, now therefore be it

Resolved, (if the House of Representatives concur), That the President Pro Tempore of the Senate is hereby

authorized to appoint fifteen Members of the Senate, and the Speaker of the House is hereby authorized to appoint thirty Members of the House of Representatives, who together shall constitute a Joint Committee to represent the General Assembly of the Commonwealth of Pennsylvania in the inaugural ceremonies of the Honorable Harry S. Truman.

JOINT SESSION

He also informed the Senate that the House has concurred in Resolution from the Senate as follows:

In the Senate, January 4, 1949.

Resolved (if the House of Representatives concur), That the Senate and House of Representatives meet in joint session Tuesday, January 4, 1949, at three o'clock, P. M., in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, the Governor of the Commonwealth; also witnessing the opening, counting and computing of the official returns of the election for Auditor General and State Treasurer held Tuesday, November 2, 1948, in the several counties of this Commonwealth, and to elect the Director of the Legislative Reference Bureau.

COMMITTEE TO ESCORT THE GOVERNOR TO THE HALL OF THE HOUSE

He also informed the Senate that the House has concurred in Resolution from the Senate as follows:

In the Senate, January 4, 1949.

Resolved, (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor, to the Hall of the House to address the Members of the General Assembly in Joint Session, pursuant to a resolution already adopted by the Senate and House of Representatives.

POSTAGE ON LEGISLATIVE JOURNAL

He also informed the Senate that the House has concurred in Resolution from the Senate as follows:

In the Senate, January 4, 1949.

Whereas, The Post Office Department has decided that the Legislative Journal must be third class matter and has so instructed the Postmaster at Harrisburg, therefore, be it

Resolved (if the House of Representatives concur), That the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives be directed to make arrangements for the necessary postage so that the Legislative Journal may be mailed according to the requirements of the Post Office Department, and that the payment of the postage for the Legislative Journal, also for the bills, Calendars and Histories be provided for in the Appropriation Bill.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess until 2:30 o'clock, p. m., Eastern Standard Time.

Mr. KEPHART. Mr. President, I second the motion. The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

HOUSE NOTIFIES SENATE IT IS READY TO CONVENE IN JOINT SESSION

The PRESIDENT. The Chair recognizes the Sergeant-at-Arms.

The SERGEANT-AT-ARMS. Mr. President, I have the honor of presenting a committee on behalf of the House of Representatives.

Mr. WATKINS. Mr. President, this committee on the part of the House of Representatives is instructed to inform the Senate it is ready to receive the Officers and Members of the Senate in Joint Session and escort them to the Hall of the House.

The PRESIDENT. The Chair thanks the committee on the part of the House of Representatives.

SENATE PROCEEDS TO HOUSE TO HEAR GOVERNOR'S MESSAGE, TO COUNT VOTE FOR STATE OFFICERS AND TO ELECT DIRECTOR OF THE LEGISLATIVE REFERENCE BUREAU

The hour of three o'clock, p. m., having arrived Messrs. Watkins, Williams and Scanlon, a committee on the part of the House of Representatives being introduced informed the Senate that the House of Representatives was ready for the reception of the President and Members of the Senate for the purpose of listening to the reading by His Excellency the Governor of his message and witnessing the opening, counting and publishing of the official returns of the votes cast on the first Tuesday of November, A. D., 1948, for Auditor General and State Treasurer, and the election of a director of the Legislative Reference Bureau.

Whereupon,

The President and Members of the Senate proceeded to the Hall of the House of Representatives.

SENATE RETURNS FROM THE HOUSE

After some time the President and Members of the Senate returned to the Senate Chamber.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. CHAPMAN. Mr. President, I second the motion. The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE RESOLUTION TIME OF NEXT MEETING

The Clerk of the House of Representatives being introduced informed the Senate that the House has concurred in Resolution from the Senate as follows:

In the Senate, January 4, 1949.

Resolved (If the House of Representatives concur), That when the Senate adjourns this week, it reconvene on Monday, January 17, 1949, at 12 o'clock noon and when the House of Representatives adjourns this week, it reconvene on Monday, January 17, 1949 at 4:30 P. M.

TELLER'S REPORT OF PROCEEDINGS OF JOINT SESSION OF SENATE AND HOUSE OF REPRESENTATIVES FOR THE OPENING, COUNTING AND PUBLISHING OF VOTES FOR AUDITOR GENERAL AND STATE TREASURER

Mr. HARE, teller on the part of the Senate made a report, which was read as follows:

That the President and Members of the Senate and the Speaker and Members of the House of Representatives, met in the Hall of the House of Representatives at three o'clock p. m., this day, and the Honorable Daniel B. Strickler, President of the Senate, in pursuance of the Constitution and laws of the Commonwealth, did then and there proceed to open and counting and publish the official returns of the election for Auditor General and State Treasurer, held on the second day of November, Anno Domini One Thousand Nine Hundred and Forty-eight, in the City of Philadelphia and the several counties of the Commonwealth.

REPORT OF ELECTION OF DIRECTOR OF LEGISLATIVE REFERENCE BUREAU

Mr. HARE. Mr. President, I beg to report that during the Joint Session of the Senate and House of Representatives, in accordance with the provisions of section two of the act, approved the seventh day of May, one thousand nine hundred and twenty-three (P. L. 153), entitled "An Act creating a Legislative Reference Bureau, providing for the election of the director by the General Assembly, designating the officers and employes of such bureau, defining their duties, fixing their salaries, abolishing the present Legislative Reference Bureau, and making an appropriation," the Senate and House of Representatives in joint convention today assembled elected S. Edward Hannestad as director of the Legislative Reference Bureau, and that the oath of office was administered to S. Edward Hannestad, by the Honorable Robert E. Woodside, Judge of the Court of Common Pleas, Dauphin County.

APPOINTMENT OF SENATE LIBRARIAN

The PRESIDENT. The Chair wishes to announce that on April 15, 1948, the oath of office was administered in the Senate Chamber to Charles L. Lathero, to the office of Senate Librarian for the interim. Oath of office was administered by the President pro tempore, M. Harvey Taylor.

STATEMENT BY THE CHAIR

The PRESIDENT. The Chair wishes to announce that on January 5, 1948, the oath of office was administered in the Senate Chamber to Senator-elect Harold W. Risser of the Seventeenth Senatorial District, by Judge A. H. Ehrgood.

This Senator was elected at a special election held on the Fourth day of November, 1947.

A stenographic record was made of these proceedings including the reading of the writ of election and the returns, and if there are no objections, the Chair will direct the proceedings to be incorporated in the Legislative Journal.

Are there any objections? The Chair hears none. It is so ordered.

(Above mentioned proceedings were as follows:)

SUPPLEMENT

In the Senate, January 5, 1948.

Pursuant to notification, Hon. Harold W. Risser, of the 17th Senatorial District, elected at a Special Election held on November 4, 1947, to fill a vacancy, presented himself in the Hall of the Senate on January 5, 1948, at twelve o'clock noon, when the oath of office was administered to him, the President, Lieutenant-Governor, Daniel B. Strickler, presiding.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

The PRESIDENT. The Senate has met today to enable Senator-elect Harold W. Risser, to take the Oath of Office in the Senate Chamber in accordance with the Constitution of Pennsylvania. The Chair directs the Clerk to read the returns of the Special Election held on the Fourth day of November, 1947.

In the Name and by Authority of the Commonwealth of Pennsylvania

To His Excellency the President of the Senate and to the Members of the Senate of the General Assembly of the Commonwealth of Pennsylvania, Greetings:

I have the honor to present the returns of the Special Election of the Member of the Senate of the General Assembly of the Commonwealth of Pennsylvania for the Seventeenth Senatorial District, as the same has been certified to and filed with the Secretary of the Commonwealth of Pennsylvania by the several County Boards of Elections:

HAROLD W. RISSER

Seventeenth Senatorial District of Pennsylvania.

In Testimony Whereof, I have hereunto set my hand, at the City of Harrisburg this eighteenth day of November, in the year of our Lord one thousand nine hundred and forty-seven and of the Commonwealth the one hundred and seventy-second.

(SEAL)

C. M. MORRISON,
Secretary of the Commonwealth.

SPECIAL ELECTION

OFFICE OF THE COUNTY BOARD OF ELECTIONS

Commonwealth of Pennsylvania } ss:
County of Lancaster }

Lancaster, Pa., November 12, 1947.

To the Secretary of the Commonwealth:

We Hereby Certify, That the following is a true and correct statement of the returns of the votes cast at the Special Election held on Tuesday, November 4, 1947, for each and every candidate in the County of Lancaster as the same remain on file in this office, for the office of Senator in the General Assembly.

DEMOCRATIC

Gideon R. Light, and thirty nine hundred and ninety votes 3990

REPUBLICAN

Harold W. Risser, had ten thousand and forty-two votes 10,042

In Testimony Whereof, We have hereunto set our hands and seal of office, this 12th day of November, 1947.

(SEAL) OLIVER S. SHEAFFER, P. J.
GEORGE B. MINSTER
County Board of Elections.

Attest:

WM. F. PAES,
Clerk.

SPECIAL ELECTION

OFFICE OF THE COUNTY BOARD OF ELECTIONS

Commonwealth of Pennsylvania } ss:
County of Lebanon }

Lebanon, Pa., November 13, 1947.

To the Secretary of the Commonwealth:

We Hereby Certify, That the following is a true and correct statement of the returns of the votes cast at the Special Election held on Tuesday, November 4, 1947, for each and every candidate in the County of Lebanon as the same remain on file in this office, for the office of Senator in the General Assembly.

DEMOCRATIC

Gideon R. Light had seven thousand six hundred thirty-six votes 7,636

NO-PARTY

James R. Whitman had one vote 1
Wm. H. Worrilow had one vote 1

REPUBLICAN

Harold W. Risser had twelve thousand three hundred seventy-nine votes 12,379

In Testimony Whereof, We have hereunto set our hands and seal of office, this 13th day of November, 1947.

(SEAL) GEO. S. BLEISTEIN, Sr.
MILFORD B. MAURER,
County Board of Elections.

Attest:

FLORENCE E. BOESHORE,
Acting Clerk

IN THE NAME AND BY THE AUTHORITY OF THE COMMONWEALTH OF PENNSYLVANIA

I, C. M. Morrison, Secretary of the Commonwealth do hereby certify that at the Special Election held on the Fourth day of November, 1947, Harold W. Risser having received 22,421 votes, was duly elected to the office of Senator in the General Assembly in the Seventeenth Senatorial District of Pennsylvania.

(SEAL) Witness my hand and the seal of
my office this eighteenth day of
November, 1947.

C. M. MORRISON
Secretary of the Commonwealth.

The PRESIDENT. The Chair directs Senator-elect Harold W. Risser to stand before the Senate Bar.
(Senator-elect Harold W. Risser came to the front of the Senate.)

The PRESIDENT. The Chair also invites to the rostrum Judge A. H. Ehrgood to administer the oath of office.

(The oath of office was accordingly administered.)

The PRESIDENT. The Chair wishes to congratulate Senator Harold W. Risser.

Are there any remarks.?

The Chair directs the Chief Clerk to have the proceedings of this meeting entered in the Senate Journal when the Senate shall next convene in session.

The meeting is now adjourned.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Monday, January 17, 1949, at 12:00 o'clock noon, Eastern Standard Time.

Mr. DIEHM. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 4:20 o'clock P. M., Eastern Standard Time until Monday, January 17, 1949, at 12:00 o'clock noon, Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, January 4, 1949

At 11:45 a.m. Mr. Norman Wood, senior Republican Member in length of service, from Lancaster County, made the following announcement in the Hall of the House.

In accordance with the provisions of Article II Section 4 of the Constitution of Pennsylvania, the Members-elect of this 138th regular session of the House of Representatives will meet this day at twelve o'clock noon in the Hall of the House for the purpose of organization.

The hour of twelve o'clock having arrived, Honorable William E. Habbyschaw, Chief Clerk of the House of Representatives, called the Members-elect to order and announced, that

This being the day and hour fixed by Article II, Section 4 of the Constitution of Pennsylvania for the meeting of the General Assembly, the Members-elect of the House of Representatives will come to order.

THE CHIEF CLERK. At the conclusion of the prayer the Members-elect will remain standing in silence until the gavel falls as a mark of respect to the Members who died since we last met, Honorable Ellwood J. Turner who represented the second Legislative District of the County of Delaware, Honorable Harry E. Trout, who represented the second Legislative District of the County of Lancaster, Honorable Irving S. Dix who represented the County of Wayne, Honorable Furman H. Geyger who represented the second Legislative District of the County of Chester, Honorable Thomas P. Mooney who represented the second Legislative District of the County of Allegheny, Honorable William B. Patten who represented the twentieth Legislative District of the County of Philadelphia, and Honorable Thomas B. Stockham who represented the County of Bucks.

PRAYER

Prayer was offered by the Reverend Lester C. Updegrove, Chaplain of the House, as follows

Almighty God, Our Heavenly Father, in this hour of solemn assemblage as with reverent hands we open a new

volume of destiny in our Commonwealth's history, we would, first of all, in contrition of spirit, lift our hearts to Thee, in whom alone is found the way, the truth and the life. Grant that those who by the people's choice have been called as servants of our beloved State, may be filled with Thy Spirit, the spirit of wisdom and understanding, the spirit of knowledge, and the fear of Thee.

Upon the Governor of the Commonwealth and his associates, the Members of The House of Representatives and upon all trusted with authority, upon whom rest the responsibilities of vital decisions affecting the lives of millions, we implore the wisdom which is from above and the undergirding of Thy everlasting arms.

Together, with fixed purpose of heart, we march to meet the issues of this eventful legislative session as in the name of the Lord our God we set up our banners. AMEN.

PRESENTATION OF ELECTION RETURNS

The Deputy Secretary of the Commonwealth being introduced, pursuant to the provisions of the Act of June 3, 1937, P. L. 1333 presented to the House of Representatives the returns of the election for Members held on November 2, 1948.

RESOLUTION

ELECTION RETURNS OPENED

Mr. BOORSE, a Member-elect, offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, January 4, 1949.

Resolved, That the returns for the election of Members of the House of Representatives held Tuesday, November 2, 1948, be now opened and read.

The returns were opened and read as follows:

VOTES CAST FOR CANDIDATES FOR REPRESENTATIVES IN THE GENERAL ASSEMBLY AT THE GENERAL ELECTION—NOVEMBER 2, 1948

Party	Name	Address	Votes Cast
ADAMS COUNTY			
One Member			
*R.	Francis Worley	Latimore Twp., R. D. No. 1, York Springs	7,904
D.	Richard S. Cratin	529 South St., McSherrystown	5,505
ALLEGHENY COUNTY			
1st District—Two Members			
D.	Walter C. Rainey	1529 Wylie Ave., Pittsburgh (19)	4,979
R.	Joseph Mercurio	1000 Vickory St., Pittsburgh	4,740
*D.	Homer S. Brown	744 Anaheim St., Pittsburgh	17,197
*D.	Daniel A. Verona	65 Congress St., Pittsburgh	16,948
2nd District—Two Members			
R.	Robert J. Binnie, Jr.	5302 Holmes St., Pittsburghs (1)	6,186
R.	Joseph Omulac	5148 Butler St., Pittsburgh	5,944
*D.	George J. Sarraf	3701 Penn Ave., Pittsburgh (1)	19,135
D.	Walter T. Kamyk	184 44th St., Pittsburgh (1)	19,021

Party	Name	Address	Votes Cast
3rd District—One Member			
R.	John F. Davies	110 Tecumseh St., Pittsburgh (7)	7,660
*D.	Edward A. Schuster	4923 Lytle St., Pittsburgh	16,449
4th District—One Member			
*R.	F. Garrett Richter	5914 Walnut St., Pittsburgh (6)	14,316
D.	Albert D. Brandon	5601 Howe St., Pittsburgh	14,433
5th District—One Member			
*R.	Harold Smith Haller	1140 Wightman St., Pittsburgh (17)	16,685
D.	Theodore H. Schmidt	1210 S. Negley Ave., Pittsburgh (17)	23,260
6th District—Three Members			
R.	David P. Ryan	927 Valonia St., Pittsburgh (20)	20,120
R.	Martin P. Burke	348 Bailey Ave., Pittsburgh	20,028
R.	Milton Wm. Rose	102 Boggs Ave., Pittsburgh (11)	19,496
D.	Louis Leonard	1217 Strahley Place, Pittsburgh (20)	31,548
*D.	Thomas J. Kirley	2717 Josephine St., S.S. Pittsburgh (3)	31,467
D.	Olaf E. Olsen	1703 Broadway St., Pittsburgh	31,255
7th District—Two Members			
R.	Edward F. Cook	1306 Sherman Ave., Pittsburgh (12)	7,604
R.	John J. Mill	21 Overlook St., Pittsburgh (14)	7,588
*D.	Martin C. Mihm	716 Lockhart St., N.S., Pittsburgh (12)	14,897
*D.	John L. Powers	222 Henderson St., N.S., Pittsburgh (12)	14,824
8th District—Two Members			
R.	J. Edward Waldron	1006 Pennsylvania Ave., Pittsburgh (12)	11,563
*R.	John J. Vaughan	2423 Osgood St., Pittsburgh (14)	11,501
D.	Maurice L. Reynolds	3546 Fleming St., N.S., Pittsburgh	15,383
D.	Thomas V. McNally	1908 St. Ives St., N.S., Pittsburgh (12)	15,356
9th District—One Member			
R.	John J. Donahoe	2008 Sylvan Ave., McKeesport	6,946
*D.	William J. Yester	1717 Jenny Lind St., McKeesport	12,323
10th District—Four Members			
*R.	Albert E. Beech	1810 Montier St., Wilkesburg (21)	40,134
*R.	William P. H. Johnston	Penn Twp., Rosedale, Orin St., Verona	39,097
*R.	Peter F. Bender	7544 Roslyn Ave., Swissvale (18)	38,791
R.	Donald F. Davison	610 Second St., Elizabeth	38,005
D.	B. Frank Hunter	1034 South Ave., Wilkesburg, P.O., Pgh. (21)	50,807
D.	J. P. Moran	116 8th St., Turtle Creek	50,473
D.	George E. Jenkins	913½ Locust St., North Braddock, P.O., Braddock	49,291
D.	Thomas J. Heatherington	R. D. No. 1, Eden Park, P. O., McKeesport	48,836
P.	Thomas Quinn	201 Beech St., East Pittsburgh	3,645
P.	Edward Wadeck	512 Crossland St., Port Vue	2,540

* Incumbent.

Party	Name	Address	Votes Cast	Party	Name	Address	Votes Cast
11th District—Two Members				D. Andrew Kondrath, 219 Brookline St., Reading .. 21,461			
R.	C. V. Allshouse, 618 Grant Ave., Duquesne ..		13,990	S.	Elwood R. Keppley, 588 Ave. B, Reading ..		2,064
R.	Cyril D. Butler, 1727 Vermont St., West Mifflin, P. O., Duquesne ..		13,850	S.	Earl S. Packard, 232 Penn St., Reading		1,896
*D.	David M. Boies, 312 Fourth St., Clairton		28,324	2nd District—One Member			
D.	Jules Filo, Box 340, Greensprings Ave., West Mifflin Borough, P. O., Terrace ..		27,649	*R.	LeRoy A. Weidner, 11 Marshall Ave., Stony Creek Mills ..		11,274
12th District—Four Members				D.	Chester R. Geiger, Amity Twp., P. O., R. D. No. 2, Douglassville ..		7,978
*R.	George W. Cooper, 47 W. Marlin Drive, Mt. Lebanon Twp., P. O., Pittsburgh (16) ..		55,437	S.	Oliver Maurer, R. D. No. 1, Stony Creek Mills ..		307
*R.	Edwin C. Ewing, 118 W. Marlin Drive, Mt. Lebanon, Pgh. (16) ..		54,184	3rd District—One Member			
*R.	John R. Haudenschild, 111 Ramsey Ave., Carnegie ..		53,571	R.	Percy F. Hess, 202 State St., Hamburg ..		4,099
R.	Ronald L. Thompson, 224 Parker Drive, Mt. Lebanon Twp., P. O., Pittsburgh (16)		52,722	*D.	J. Hiram Swope, Bethel Twp., P. O., R. D. No. 1, Myerstown ..		5,490
D.	George C. Kennedy, 532 Fifth Ave., Coraopolis ..		52,177	S.	Robert G. Aulenbach, 7 East High St., Womelsdorf ..		117
D.	Milton B. Church, 3839 Dalewood St., Brentwood, P. O., Pgh. (27) ..		50,687	4th District—One Member			
D.	Charles W. Beckman, 244 Hayes Ave., Mt. Oliver, P. O., Pgh. (10) ..		50,503	R.	G. Carl L. Riemer, 253 East Main St., Kutztown ..		5,662
D.	Frederick R. Mathews, 625 Library Ave., Carnegie ..		50,225	*D.	Harold A. Yetzer, 2514 Kutztown Road, Hyde Park, Reading ..		7,473
13th District—Two Members				S.	Roy Strohl, R. D. No. 3, Fleetwood ..		138
*R.	Robert D. Fleming, 212 Emerson Ave., Aspinwall, P. O., Pgh. (15) ..		42,855	BLAIR COUNTY			
*R.	George D. Stuart, Harrison Twp., 1419 Pacific Ave., Brackenridge ..		41,035	1st District—One Member			
D.	Frank D. Young, 128 N. Sprague Ave., Bellevue ..		36,833	*R.	Harold G. Miller, 3001 Fifth Ave., Altoona ..		9,244
D.	John Arnold, Rear 1029 Brackenridge Ave., Brackenridge ..		35,531	D.	John E. Reading, 1225 13th Ave., Altoona ..		6,833
ARMSTRONG COUNTY				2nd District—Two Members			
Two Members				*R.	Daniel H. Erb, 511 Wayne St., Hollidaysburg ..		13,975
*R.	W. Stuart Helm, 910 Wilson Ave., Kittanning ..		11,865	*R.	D. Raymond Sollenberger, 641 W. 2nd St., Williamsburg ..		13,558
*R.	W. Mack Guthrie, 801 Terrace Ave., Apollo ..		11,468	D.	Harry R. Deem, Jr., 425 Garber St., Hollidaysburg ..		6,426
D.	Jesse E. Boyer, Rural Valley ..		9,623	D.	Maurice G. De Lancey, 221 8th Ave., Juniata, P.O., Altoona ..		6,014
D.	Paul J. Fasser, R. D. No. 3, Apollo ..		9,131	BRADFORD COUNTY			
BEAVER COUNTY				One Member			
1st District—One Member				*R.	Albert E. Madigan, R. D. No. 2, Towanda ..		11,970
*R.	George H. Kelley, 514 Park Road, Ambridge ..		7,521	D.	Albert E. Madigan, R. D. No. 2, Towanda ..		3,913
D.	Robert K. Hamilton, 917 Maplewood Ave., Ambridge ..		11,004	BUCKS COUNTY			
2nd District—Two Members				Two Members			
*R.	Gerald G. Goff, 1112 Fifth Ave., (Rear), Beaver Falls ..		14,421	*R.	Wilson L. Yeakel, 11 South Seventh St., Perkasio ..		29,057
*R.	Richard Holt West, 1015 Second St., Beaver ..		14,391	R.	Marvin V. Keller, 142 North Lincoln Ave., Newtown Borough ..		28,852
D.	Reuben A. Nagel, Big Beaver Twp., P. O., R. D. No. 1, New Galilee ..		16,046	D.	George F. Kane, 82 Central St., Morrisville ..		17,407
D.	William B. Smith, 1701 Boundary St., Aliquippa ..		15,673	D.	John J. Grabowski, R.F.D. No. 1, Sellersville ..		16,630
BEDFORD COUNTY				BUTLER COUNTY			
One Member				Two Members			
R.	Robert R. Clapper, Church St., Saxton ..		5,793	*R.	Thomas H. Greer, Jr., 427 First St., Butler ..		18,204
D.	John H. Moorehead, 103½ E. Pitt St., Bedford ..		4,146	*R.	Harvey A. Moore, R. D. No. 1, Butler ..		17,369
BERKS COUNTY				D.	Myrtle A. Palm (Write-in) ..		9,098
1st District—Two Members				D.	Albert G. Gehlmann (Write-in) ..		9,052
*R.	Neil E. Morrison, 139 West Buttonwood St., Reading ..		13,695	CAMBRIA COUNTY			
R.	C. Leroy Wanner, 1024 Washington St., Reading ..		13,590	1st District—Two Members			
*D.	Albert S. Readinger, 1722 Olive St., Reading ..		22,708	R.	David F. Benshoff, 152 Wilson St., Johnstown ..		8,870
				R.	S. Clyde Snook, 1075 McKinley Ave., Johnstown ..		8,756
				*D.	Hiram G. Andrews, 115 Main St., Johnstown ..		13,422
				D.	Frank J. Pentrack, 621 Broad St., Johnstown ..		12,264
				* Incumbent.			

Party	Name	Address	Votes Cast	Party	Name	Address	Votes Cast
2nd District—Three Members				COLUMBIA COUNTY			
One Member				One Member			
R.	Earl C. Farabaugh,	Main St., Carrolltown	19,448	*R.	George W. Getchey,	520 Locust Ave., Cen-	
R.	John D. Hamara,	1715 Franklin St., Ferndale	17,052		tralia		8,960
R.	Joseph Piurkowsky,	R. D. No. 5, Lower Yoder	16,865	D.	H. Clayton Beaver,	R. D. No. 1, Catawissa..	9,840
	Twp., Johnstown			CRAWFORD COUNTY			
*D.	Lewis E. Evans,	Colver	29,146	One Member			
D.	Dennis L. Westrick,	119 East Horner St.,	29,036	*R.	Robert F. Kent,	738 Maple St., Meadville	14,562
	Ebensburg			D.	W. F. Neugebauer,	1070 Liberty St., Meadville	8,608
D.	Louis Rovanseck,	414 Locust St., Conemaugh..	26,562	CUMBERLAND COUNTY			
CAMERON COUNTY				One Member			
One Member				One Member			
*R.	Edwin W. Thompkins,	120 W. Fourth St.,	1,629	R.	Arthur George,	114 S. West St., Carlisle	17,541
D.	Edwin W. Thompkins,	120 W. Fourth St.,	711	D.	Carl M. Richter,	10 Chestnut St., Newville ..	11,740
	Emporium			DAUPHIN COUNTY			
P.	Henry Palmateer,	Lumber Twp., P. O. Box	92	1st District—Two Members			
CARBON COUNTY				R.	Nolan F. Zeigler,	415 S 17th St., Harrisburg	22,959
One Member				R.	J. Calvin Frank,	2007 Mulberry St., Harrisburg	22,586
*R.	William Z. Scott,	2 E. Ludlow St., Summit Hill	10,158	D.	Joseph A. Randall,	413 Cumberland St., Har-	
D.	George W. Dolon,	415 South St., Mauch Chunk	9,005		risburg		14,814
CENTRE COUNTY				D.	Joseph Longstreth,	Riverview Manor Apts.,	
One Member					1519 N. Front St., Harrisburg		14,657
*R.	Preston A. Frost,	141 So. Frazier St., State	10,353	P.	F. D. Gholston,	1519 Derry St., Harrisburg ..	151
D.	George Narehood,	Pine Glen	6,677	2nd District—Two Members			
CHESTER COUNTY				*R.	Blaine C. Hocker,	42 Harrisburg St., Oberlin	21,911
1st District—One Member				R.	R. Dixon Herman,	357 North St., Millersburg	21,359
R.	William E. Brown,	78 Virginia Ave., Coates-	7,460	D.	Donald L. Beard,	418 Market St., Highspire ..	13,690
D.	David R. Scott,	133 Chapel Ave., Parkesburg	5,164	D.	Ralph J. Dengler,	219 Adelia St., Middletown	13,599
2nd District—Two Members				DELAWARE COUNTY			
*R.	Amos M. Leisey,	Honey Brook	21,724	1st District—One Member			
R.	Thomas P. Harney,	West Bradford Twp.,	21,634	*R.	Louis A. Bloom,	1713 Providence St., Chester	10,133
D.	Bena M. Shupe,	516 Gay St., Phoenixville..	9,239	D.	G. F. Dougherty,	529 Rose St., Chester	9,615
D.	Jerry E. Rutter,	542 West Bridge St., Phoenix-	9,232	P.	Raymond J. Clark,	2010 Edgmont Ave.,	
	ville				Chester		232
P.	Charles A. Melton,	212 N. Franklin St., West	224	2nd District—Three Members			
P.	Jack E. Law,	352 Washington Ave., Downin-	191	R.	Robert J. Clendening,	530 Netherwood Rd.,	
CLARION COUNTY					Upper Darby		81,904
One Member				R.	James N. Robertson,	Idlewild Lane & Gayley	
R.	Paige Varner,	Monroe Twp., P. O., R. D. No. 1,	6,085		St., Moylan, P. O. Idlewild Lane Media ...		81,872
D.	R. R. Whitmer,	6 N. 8th Ave., Clarion	5,821	R.	William H. Milliken, Jr.,	86 Ridley Ave.,	
CLEARFIELD COUNTY					Sharon Hill		81,654
1st District—One Member				D.	Marie L. Boyce,	203 N. Seventh St., Darby ..	46,335
R.	William I. Swoope,	Madera	5,865	D.	John M. Drew,	137 N. 10th St., Darby	46,245
D.	Harris G. Breth,	R. D. No. 2, Lawrence Twp.,	6,414	D.	Georgie W. Drinker,	408 West State St.,	
	P. O., Clearfield				Media		46,223
2nd District—One Member				P.	Marie L. James,	914 Cedar Ave., Darby	1,143
*R.	C. G. Krise,	42 East Scribner Ave., DuBois....	5,523	P.	Edward Sakers,	98 W. Greenwood Ave., Lans-	
D.	William A. Mark,	504 S. Main St., DuBois ...	5,449		downe		1,136
CLINTON COUNTY				ELK COUNTY			
One Member				One Member			
*R.	Clarence E. Moore,	402 Summit St., Lock	5,578	*R.	Herbert P. Sorg,	431 N. Michael St., St. Marys	5,251
D.	Chauncey F. Royer,	Loganton	5,079	D.	Herbert P. Sorg,	431 N. Michael St., St. Marys	5,126
				ERIE COUNTY			
				1st District—One Member			
				*R.	Delbert W. Dalrymple,	1358 Morse Ave., Erie	10,733
				D.	John N. Donaducy,	362 W. 21st St., Erie.....	8,871
				2nd District—One Member			
				R.	George Blossey,	824 Pennsylvania Ave., Erie..	8,395
				D.	Victor R. Glembocki,	222 Wallace St., Erie..	11,285
				* Incumbent.			

Party	Name	Address	Votes Cast	Party	Name	Address	Votes Cast
3rd District—One Member				JUNIATA COUNTY			
				One Member			
*R.	Wilmer W. Waterhouse,	17 East Smith St.,		*R.	Harry J. Graybill,	Pine St., Thompsontown.	2,917
	Corry	.....	6,832	D.	Russell Cunningham,	R. D. No. 2, Mifflintown	2,490
D.	Wilmer W. Waterhouse,	17 East Smith St.,		LACKAWANNA COUNTY			
	Corry	.....	2,969	1st District—One Member			
4th District—One Member				R.	Basil Jones,	1159 W. Elm St., Scranton.....	6,149
R.	Stanley L. Blair,	West Ave., Albion	8,339	*D.	Michael J. Needham,	324 S. Hyde Park Ave.,	
D.	Stanley L. Blair,	West Ave., Albion	3,750		Scranton		9,638
FAYETTE COUNTY				2nd District—One Member			
1st District—One Member				R.	Roy J. Davis,	1115 Fairfield St., Scranton....	8,779
R.	Walter Hager,	Farmington	5,430	D.	Robert A. Price,	805 Columbia St., Scranton.	9,455
*D.	Robert Wheeler, Jr.,	Georges Twp., P. O. Box		3rd District—One Member			
	94, Fairchance		13,354	*R.	Robert J. Cordier,	934 Wheeler Ave., Scranton	8,563
2d District—Three Members				D.	William J. Reidenbach,	230 Franklin Ave.,	
R.	Harry A. Rankin,	Star Route, Scottdale	14,016		Scranton		9,490
R.	George W. Liston,	31 Shady Lane, Uniontown	13,694	4th District—One Member			
R.	J. E. Kuhn,	203 Wood St., Belle Vernon	13,517	R.	Anthony F. Colucci,	332 Dolph St., Olyphant	5,149
*D.	Eustace H. Bane,	37 Kensington St., Union-		D.	Joseph G. Wargo,	R. 124 Grant St. Olyphant	15,753
	town		21,930	5th District—One Member			
*D.	E. Gadd Snider,	Poplar Lane Farm, Union-		R.	Carl W. Chido,	9 McGarry Ave., Carbondale	7,321
	town		21,907	*D.	Marion L. Munley,	175 Spruce St., Archbald	11,790
*D.	Harry Cochran,	Dawson	21,238	6th District—One Member			
FOREST COUNTY				R.	Henry C. Spencer,	R. D. No. 1, Carbondale ..	9,459
One Member				D.	Amos Reed,	306 Crestwood Ave., Clarks Sum-	
R.	Ira M. Fox,	Endeavor, Forest County	1,112		mit		7,777
D.	Charles Carlson,	Tionesta	802	LANCASTER COUNTY			
FRANKLIN COUNTY				1st District—One Member			
One Member				*R.	Paul G. Murray,	310 Race Ave., Lancaster..	13,337
R.	Wilbur F. Barkdoll,	Quincy Twp., R. F. D. 1,		D.	Marshall M. Cohen,	601 N. Duke St., Lancaster	9,290
	Waynesboro		11,630	2nd District—Three Members			
D.	Clarence R. Fry,	28 W. Seminary St., Mercers-		*R.	Baker Royer,	228 W. Franklin St., Ephrata..	32,380
	burg		7,868	*R.	Walter L. Bomberger,	60 S. Main St., Man-	
FULTON COUNTY					heim		32,193
One Member				*R.	Norman Wood,	Fulton Twp., Peach Bottom..	32,069
*R.	Harvey H. Clevenger,	N. Second St., McCon-		D.	Albert L. Engle,	Christiana	12,425
	nellsburg		1,694	D.	Joseph T. Whiteside,	R. D. No. 1, Nottingham	12,407
D.	Lewis Harris,	McConnellsburg	1,806	D.	Sara S. Mann,	557 Walnut St., Columbia....	12,336
GREENE COUNTY				LAWRENCE COUNTY			
One Member				1st District—One Member			
R.	John B. Carter,	Morris Twp., Nineveh	5,419	*R.	James C. Brice,	36 N. Jefferson St., New Castle	8,007
*D.	James D. Cole,	R. F. D. No. 1, Carmichaels..	7,357	D.	Joseph R. Hensley,	506 E. Washington St., New	
HUNTINGDON COUNTY					Castle		7,982
One Member				2nd District—One Member			
*R.	Joseph H. Neff,	R. D. No. 1, Alexandria	6,974	*R.	W. H. McCullough,	Big Beaver Twp., P. O.,	
D.	Harry Harrison,	626 Moore St., Huntingdon..	3,111		New Galilee		9,177
INDIANA COUNTY				D.	Tad E. Shields,	Pulaski Twp., New Bedford	6,633
Two Members				LEBANON COUNTY			
*R.	William R. McMillen,	Burrell Twp., Blacklick	12,739	One Member			
*R.	Earl E. Hewitt, Sr.,	1020 Philadelphia St.,		*R.	Samuel G. Kurtz,	1501 Oak St., Lebanon ..	15,814
	Indiana		12,488	D.	Monroe C. Smaltz,	402 Sand Hill St., R. 3,	
D.	C. Randall Campbell,	Blairsville, R. D. No. 1..	8,515		Lebanon		9,202
D.	G. G. Raglani,	Center Twp., P. O., Box 383,		* Incumbent.			
	Homer City		7,250				
JEFFERSON COUNTY							
One Member							
*R.	Samuel B. Dennison,	728 Main St., Reynolds-					
	ville		9,452				
D.	Milo Milford,	Brookville	5,374				

Party	Name	Address	Votes Cast	Party	Name	Address	Votes Cast
LEHIGH COUNTY				McKEAN COUNTY			
1st District—Two Members				One Member			
*R.	Reginald P. Stimmel,	1245 N. 19th St., Allentown	14,141	*R.	Albert W. Johnson,	409 Franklin St., Smethport	10,226
*R.	Paul A. DeLong,	502 Gordon St., Allentown	14,059	D.	George A. McClain,	16 Hemloc Ave., Kane	4,591
D.	Robert B. Doll,	33 S. 9th St., Allentown	13,938	MERCER COUNTY			
D.	James J. McDermott,	223 N. 5th St., Allentown	13,820	Two Members			
2nd District—One Member				*R.	Jeanette M. Dye,	Sandy Lake	18,751
R.	Mark W. Hoffman,	Lynn Twp., New Tripoli	16,932	*R.	Edward M. Young,	506 Oak Hill Drive, Grove City	18,714
D.	LaRoy C. Best,	Neffs	13,423	D.	Guy Thorne,	104 Shenango St., Greenville	16,224
LUZERNE COUNTY				D.	Austin B. O'Toole,	432 Harrison St., Sharon	15,728
1st District—One Member				MIFFLIN COUNTY			
*R.	John J. Mikula,	28 West Spring St., Hazleton	10,264	One Member			
D.	Earl Strack,	126 Putnam St., West Hazleton	6,781	*R.	Harry W. Price, Jr.,	135 W. 3rd St., Lewis-town	5,628
2nd District—One Member				D.	Lowell H. Alexander,	115 West Main St., Belleville	4,717
*R.	William P. Kohl,	11 Oaklawn Ave., Hanover Twp., Wilkes-Barre	8,510	P.	Josephine Stokes,	608 S. Wayne St., Lewis-town	90
D.	Andrew Kerestes,	30 West Liberty St., Hanover Twp., Ashley	8,053	MONROE COUNTY			
3rd District—One Member				One Member			
R.	Charles Mecadon,	Rr. 95 Oak St., Pittston Twp., Pittston	8,891	*R.	Herbert R. Imbt,	501 E. Bryant St., Stroudsburg	6,188
D.	James Musto,	61 Bryden St., Pittston Twp., P. O., Pittston	10,352	D.	Chester A. Coleman,	Analomink	6,531
4th District—One Member				MONTGOMERY COUNTY			
*R.	Leonard A. Najaka,	50 East Main St., Glen Lyon	8,020	1st District—One Member			
D.	Steven P. Cottrino,	418 S. Porspect St., Nanticoke	6,308	*R.	Lambert Cadwalader,	142 Grays Lane, Haverford	21,213
5th District—One Member				D.	Emily L. Ehle,	Montgomery Court Apts., Narberth	8,035
*R.	Charles M. Robbins,	368 N. Maple Ave., Kingston	7,313	2nd District—One Member			
D.	Francis E. McCarthy,	231 State St., Larksville, P. O., Kingston	5,986	*R.	Charles H. Brunner, Jr.,	506 Hamilton St., Norristown	8,799
P.	John Liqua,	101 Page St., Kingston	77	D.	J. Raymond Corrigan,	802 Green St., Norristown	7,687
6th District—One Member				3rd District—Three Members			
*R.	Harold E. Flack,	Saginaw St., R. D. No. 1, Dallas	15,924	*R.	Howard F. Boorse,	42 Vine St., Lansdale	54,814
D.	Edward A. Maziarz,	221 Pettebone St., Duryea	10,354	*R.	Henry J. Propert,	East Welsh Road, Bethayres	54,319
7th District—Two Members				*R.	Raymond C. Kratz,	Summit Ave., Fort Washington	53,910
R.	George J. Bednarek,	68 South Washington St., Wilkes-Barre	12,521	D.	Mary M. Douty,	315 Harrison Ave., Elkins Park	26,274
*R.	James J. Jump,	69 East Jackson St., Wilkes-Barre	12,274	D.	Peter Schneider,	Glassgow St., Stowe	26,052
D.	William A. Schrode,	330 Park Ave., Wilkes-Barre	11,097	D.	James C. Costello,	213 Orlemann Ave., Orland	25,572
D.	James W. Hennihan,	244 Barney St., Wilkes-Barre	10,741	MONTOUR COUNTY			
LYCOMING COUNTY				One Member			
Two Members				*R.	John M. Reilly,	124 E. Center St., Danville	2,460
*R.	Ray L. Riley,	41 Ross St., Williamsport	17,178	D.	Jeremith T. Fisher,	220 Church St., Danville	2,156
*R.	W. Henry Elder,	425 Allegheny St., Jersey Shore	16,537	NORTHAMPTON COUNTY			
D.	Marion R. Wilcox,	531 Broad St., Montoursville	14,152	1st District—One Member			
D.	Mervyn L. Ellison,	1501 Northway Road, Williamsport, P. O., R. D. No. 1, Williamsport	13,325	R.	Harry M. Hetrick,	1874 Lincoln St., Bethlehem	6,478
				*D.	Francis W. Buccchin,	830 E. 4th St., Bethlehem	10,108
				* Incumbent.			

Party	Name	Address	Votes Cast	Party	Name	Address	Votes Cast
2nd District—Three Members				D.	Louis J. Amarando, 2523 S. 16th St., Philadelphia	35,161	
*R.	John N. Hoffman, 335 Market St., Bangor ..		19,648	D.	Mary A. Varallo, 1418 Point Breeze Ave., Philadelphia	35,153	
*R.	Henry E. Ragot, 864 Cattell St., Easton		19,107	D.	Thomas P. Peta, 1923 McClellan St., Philadelphia (45)	35,142	
*R.	John A. Jones, Moore Twp., R. F. D. No. 1, Bath		18,909	6th District—One Member			
R.	James L. Gaffney, 724 Lincoln St., Easton ..		22,932	*R.	Lewis M. Mintess, 1730 Addison St., Philadelphia	5,659	
D.	Elwood M. Good, Lower Mt. Bethel Twp., R. D. No. 3, Bangor		22,749	D.	M. Mossell Griffin, 1432 Lombard St., Philadelphia	3,305	
D.	John M. Jones, 113 Northampton St., Easton		22,629	P.	Dorothy M. Pearson, 422 S. Broad St., Philadelphia	393	
NORTHUMBERLAND COUNTY				7th District—One Member			
1st District—One Member				*R.	William A. Upshur, Jr., 817 S. 21st St., Philadelphia (46)	4,550	
*R.	Adam T. Bower, 138 Bainbridge St., Sunbury		8,682	D.	Granville E. Jones, 2233 Christian St., Philadelphia	5,533	
D.	Charles A. Stewart, 115 Awl St., Sunbury ..		4,918	P.	Allan Freelon, 2220 Catherine St., Philadelphia	207	
2nd District—Two Members				8th District—Two Members			
*R.	William L. Kemp, 816 N. Sixth St., Shamokin		13,548	*R.	John R. McCormack, 1007 Mt. Vernon St., Philadelphia	10,282	
R.	John A. Harter, 237 S. Maple St., Mt. Carmel		12,960	*R.	James J. O'Dare, 813 Buttonwood St., Philadelphia	10,275	
*D.	John F. Stank, Coal Twp., 517 Webster St., Ranshaw		13,539	D.	George W. Casey, Jr., 2121 Cherry St., Philadelphia	4,885	
D.	Carl J. Bielski, 1264 Chemung St., Coal Twp., P. O., Shamokin		11,093	D.	Mattie Johnson, 1101 Brown Place, Philadelphia	4,864	
PERRY COUNTY				9th District—One Member			
One Member				*R.	Herman J. Tahl, 317 Green St., Philadelphia ..	2,885	
*R.	T. Luke Toomey, Juniata Twp., P. O., Wila ..		5,480	D.	Gerson Rasumny, 628 N. 2nd St., Philadelphia	1,491	
D.	David E. Blattenberger, Liverpool		2,526	10th District—Two Members			
PHILADELPHIA COUNTY				R.	Edward J. Driscoll, 872 N. 27th St., Philadelphia	7,551	
1st District—Two Members				R.	William W. Felton, 850 N. Perkiomen St., Philadelphia	7,516	
R.	P. Morton Rothberg, 301 Tasker St., Philadelphia		18,175	D.	Francis X. McClanaghan, 807 N. 20th St., Philadelphia	7,279	
*R.	Raymond A. Wallin, 2616 S. Philip St., Philadelphia		18,160	D.	Josephine C. Coyle, 600 N 23rd St., Philadelphia	7,270	
D.	James J. Dougherty, 117 Tree St., Philadelphia		23,603	11th District—One Member			
D.	George T. Guarnieri, 1837 S. 12th St., Philadelphia		23,601	R.	William O'Brien, 156 Richmond St., Philadelphia	5,580	
P.	Louis V. Temkin, 2029 S. 6th St., Philadelphia		1,199	D.	Miles Lederer, 1231 Shackamaxon St., Philadelphia	5,947	
P.	John C. Tumbelty, 1018 Oregon Ave., Philadelphia		1,196	12th District—Two Members			
2nd District—One Member				R.	Elmer J. Turner, 2406 N. Hancock St., Philadelphia (33)	7,739	
*R.	Frank A. Costa, 1016 S. Sixth St., Philadelphia (47)		5,300	*R.	Albert McDonald, 2517 N. Howard St., Philadelphia (33)	7,726	
D.	Charles Maguire, 313 Wharton St., Philadelphia		2,919	D.	Albert L. Pfaff, 2145 N. Second St., Philadelphia	9,555	
3rd District—Two Members				D.	William Limper, 169 W. Huntingdon St., Philadelphia	9,553	
*R.	Louis Sax, 818 South St., Philadelphia ..		9,188	13th District—Two Members			
R.	Benjamin S. Altshuler, 730 Fitzwater St., Philadelphia		9,159	*R.	Harry Pichney, 1851 N. 7th St., Philadelphia	10,293	
D.	Ella Wolson Ostroff, 273 S. 4th St., Philadelphia		3,730	*R.	Edwin F. Thompson, 1619 N. 12th St., Philadelphia	10,222	
D.	Charles C. Scarduzio, 601 Fulton St., Philadelphia		3,712	D.	Louis A. Sternberg, 2162 N. 7th St., Philadelphia (22)	10,656	
4th District—One Member				D.	Samuel Floyd, 954 N. Warnock St., Philadelphia (22)	10,597	
*R.	Cornelius J. Loftus, 937 Spruce St., Philadelphia (7)		5,114	* Incumbent.			
D.	Bernard L. Barkan, 1505 Spruce St., Philadelphia		1,945				
5th District—Three Members							
*R.	Joseph B. Cassidy, 1251 S. Bucknell St., Philadelphia		26,394				
*R.	Joseph J. Feola, 1240 S. Iseminger St., Philadelphia		26,373				
*R.	James J. McAleer, 2124 Mifflin St., Philadelphia		26,348				

Party	Name	Address	Votes Cast	Party	Name	Address	Votes Cast
14th District—One Member				22nd District—Two Members			
*R.	Thomas H. Lee,	Roxborough, 1 Lothian Place, Philadelphia (28)	12,479	*R.	Edwin S. Livingston,	1710 S. 55th St., Phila- delphia (43)	44,939
D.	Morton Sablosky,	Park Line & Cliveden Drive, Philadelphia	7,067	*R.	Edward J. Griffiths,	718 South 55th St., Philadelphia	44,847
15th District—One Member				D.	Joseph A. McGee,	2519 S. 61st St., Phila- delphia	49,124
*R.	Charles C. Smith,	503 E. Wadsworth St., Philadelphia	31,286	D.	Morris Rosen,	6036 Locust St., Philadelphia	48,901
D.	Anthony S. Lorenzo,	6411 Chew St., Philadel- phia	19,414	23rd District—One Member			
16th District—One Member				R.	Samuel E. Wadkins,	2131 N. Marvine St., Philadelphia	5,270
*R.	Michael J. O'Donnell,	6345 North Sixth St., Philadelphia	42,395	D.	Susie Monroe,	1942 North 23rd St., Phila- delphia	11,034
D.	A. Albert Cherashore,	5737 Virginian Road, Philadelphia	39,300	24th District—One Member			
17th District—One Member				*R.	Louis Mohr, Jr.,	2019 W. Somerset St., Philadelphia	13,918
*R.	Edward T. Gallagher, Jr.,	3511 Aldine St., Philadelphia	53,416	D.	John J. Welsh,	3544 N. Broad St., Philadelphia	17,182
D.	Joseph A. Magrath,	1648 Pratt St., Philadel- phia (24)	47,462	25th District—One Member			
18th District—Three Members				R.	Frank H. Haller,	2715 N. Mascher St., Phila- delphia	10,992
*R.	William J. Reilly,	4661 Lancaster Ave., Phila- delphia	34,086	*D.	Joseph A. Scanlon,	3217 Rorer St., Phila- delphia	17,283
*R.	Henrietta C. McCosker,	3720 Spring Garden St., Philadelphia	33,985	26th District—One Member			
*R.	Howard M. Henry,	28 N. 57th St., Philadel- phia	33,728	*R.	S. Harry Myers,	1220 W. Tioga St., Phila- delphia	10,531
D.	Edward J. Conway,	941 N. Fallon St., Phila- delphia (31)	43,729	D.	George A. Penglase,	1750 St. Paul St., Phila- delphia	12,344
D.	Samuel Rose,	4126 W. Girard Ave., Philadel- phia	43,688	27th District—One Member			
D.	Dennie W. Hoggard,	558 N. 58th St., Philadel- delphia (31)	43,417	*R.	Herman H. Yaffe,	2149 E. Cumberland St., Philadelphia	5,752
19th District—Two Members				D.	Archie T. Smith,	2621 Memphis St., Phila- delphia, P. O., Kens. Zone (25)	5,708
*R.	Alfred V. Efenberg,	3175 Aramingo Ave., Philadelphia (34)	13,349	PIKE COUNTY			
*R.	Paul Naumann, Jr.,	2061 E. Kingston St., Philadelphia (34)	13,253	One Member			
D.	Leon J. Kolankiewicz,	3111 Richmond St., Philadelphia	17,945	*R.	Warner M. Depuy,	210 Ann St., Milford	2,809
D.	Martin J. Taylor,	3527 Frankford Ave., Philadelphia (34)	17,927	D.	John M. Hosier,	310 Pennsylvania Ave., Mata- moras	1,317
20th District—Two Members				POTTER COUNTY			
*R.	Nate Simons,	2928 W. York St., Philadelphia	11,727	One Member			
*R.	William B. Patten,	1214 W. Hazzard St., Phila- delphia	11,701	*R.	Wrayburn B. Hall,	501 Park Ave., Couders- port	3,562
D.	Eugene J. Hagerty,	2308 N. Broad St., Phila- delphia (32)	17,326	D.	Michael J. Popadick,	R. D. No. 3, Coudersport	1,811
D.	Joseph J. Hersch,	917 W. Boston Ave., Phila- delphia	17,308	SCHUYLKILL COUNTY			
P.	Herman M. Barenbaum,	3341 Ridge Ave., Philadelphia	1,605	1st District—One Member			
P.	Booker T. W. Rowe,	1423 York St., Phila- delphia	1,598	*R.	Gus Wachhaus,	31 South West St., Shenan- doah	9,900
21st District—Two Members				D.	John Buchinsky,	230 E. Center St., Shenan- doah	9,333
*R.	Clayton A. Watson,	1617 N. 29th St., Phila- delphia (21)	10,563	2nd District—One Member			
*R.	Clarence M. Smith,	2229 W. Master St., Philadelphia (21)	10,556	*R.	George C. Shoemaker,	34 Hoffman Blvd., Ash- land	6,499
D.	Edward Duffy, Jr.,	1334 N. Dover St., Phila- delphia	14,292	D.	Harry Hause,	361 Preston Ave., Girardville	3,794
D.	J. Thompson Pettigrew,	1721 N. 23rd St., Philadelphia	14,261	3rd District—One Member			
P.	Fred B. Jacobson,	2336 Ridge Ave., Phila- delphia	697	*R.	Wayne M. Breisch,	R. D., Ringtown	9,642
P.	Robert C. Hinson,	1538 W. Thompson St., Philadelphia	677	D.	Peter Flyzik,	28 W. High St., Coaldale	5,795
				* Incumbent.			

Party	Name	Address	Votes Cast	Party	Name	Address	Votes Cast
4th District—Two Members				2nd District—Two Members			
*R.	Ivan C. Watkins,	927 E. Grand Ave., Tower City	18,767	R.	J. Boyd Spillman,	R. D. No. 2, Eighty Four ..	11,332
*R.	G. Edgar Kline,	433 E. Norwegian St., Pottsville	18,454	R.	Alden W. Shannon,	Fallowfield Twp. R. D. No. 1, Monongahela	10,940
D.	Fred C. Reichert,	120 Market St., Schuylkill Haven	8,842	*D.	Russell E. Reese,	Centerville Borough, P. O., R. D. No. 1, West Brownsville	24,675
D.	W. Earl Humphrey,	Market St., Auburn	8,541	D.	C. O. Williams,	Box No. 213, Denbo	24,288
SNYDER COUNTY				WAYNE COUNTY			
One Member				One Member			
R.	Ellis E. Ferster,	West Perry Twp., P. O., R. D. No. 1, Richfield	5,169	R.	George W. Firmstone,	640 Park St., Honesdale	7,150
D.	Anthony C. Herman,	401 North Orange St., Selinsgrove	1,447	D.	Vincent Martone,	Main St., Honesdale	2,864
SOMERSET COUNTY				WESTMORELAND COUNTY			
Two Members				1st District—Two Members			
*R.	Kenneth H. Wagner,	R. D. No. 2, Stoystown	14,026	*R.	John R. Madden,	225 S. Church St., Mt. Pleasant	10,783
*R.	Frank A. Orban, Jr.,	Main St., Hooversville ..	13,849	*R.	C. Blair Lyons,	219 W. 4th Ave., Derry	10,166
D.	Joseph P. Kepko,	1510 Graham Ave., Windber	8,438	D.	Charles J. Jim,	206 Gertrude St., Latrobe ..	12,116
D.	Frederick R. Sell,	1109 Somerset Ave., Windber	8,394	D.	James A. Posta,	308 E. Main St., Mt. Pleasant	11,584
SULLIVAN COUNTY				2nd District—Two Members			
One Member				R.	William L. Jefferson,	603 Fourth St., New Kensington	16,709
*R.	Walter Baumunk,	Elkland Twp., P. O., Forksville	1,923	R.	Stuart L. Kline,	Box No. 61, Ardara	15,100
D.	Edward M. Flynn,	Cherry Twp., Main St., Mildred	904	*D.	James E. Lovett,	521 Gilmore Ave., Trafford	25,044
SUSQUEHANNA COUNTY				*D.	Anthony J. Petrosky,	Main St., Slickville, P. O., Box 26, Slickville	23,574
One Member				Independent			
*R.	Harold G. Wescott,	23 State St., Oakland, Susquehanna	7,915	Veteran. Ward McAllister,			
D.	Paul E. Stockholm,	New Milford Twp., P. O., R. D. No. 2, Hallstead	3,473	R. D. No. 2, Apollo			
TIOGA COUNTY				3rd District—Two Members			
One Member				R.	Paul L. Davis,	618 Locust St., Greensburg..	14,957
*R.	Edwin K. Jennings,	25 Bacon St., Wellsboro..	9,829	R.	Paul Porter,	601 Vine St., West Newton ...	14,066
D.	John Allen,	Elkland	3,086	*D.	Charles J. Mills,	338 Hancock Ave., Greensburg	24,552
UNION COUNTY				*D.	David H. Weiss,	1175 Graham Ave., Monessen	24,212
One Member				WYOMING COUNTY			
*R.	Charles R. Reagan,	Winfield, Union Twp.....	4,990	One Member			
D.	P. H. Klick,	White Deer Twp. No. 2, New Columbia	1,491	*R.	Ray W. Greenwood,	27 Wyoming Ave., Tunkhannock	4,380
VENANGO COUNTY				D.	Ray W. Greenwood,	27 Wyoming Ave., Tunkhannock	1,562
One Member				YORK COUNTY			
*R.	John H. McKinney,	Cranberry Twp., R. D. No. 2, Franklin	12,013	1st District—One Member			
D.	John W. Collins,	Maple Ave., Hasson Heights, Oil City	4,971	R.	Judson E. Ruch,	832 McKenzie St., York	7,658
WARREN COUNTY				D.	Harry E. Seyler,	249 E. Princess St., York ..	13,349
One Member				2nd District—One Member			
*R.	Allen M. Gibson,	203 Crary Ave., Sheffield..	7,650	R.	Clarence Green,	31 N. Adams St., York	15,285
D.	William J. McGuckin,	2 N. South St., Warren	4,693	D.	Ray A. Gunnet,	North Codorus Twp., P. O., R. D. No. 1, Spring Grove	14,894
WASHINGTON COUNTY				Prog.	Daniel M. Black,	Manchester Twp., R. D. No. 4, York	687
1st District—Two Members				3rd District—One Member			
*R.	John Mazza,	306 West Pike St., Houston....	16,484	*R.	George A. Goodling,	Loganville	8,285
R.	Arthur L. Phillips,	78 South Wade Ave., Washington	15,025	D.	Howard H. Perry,	R. D. No. 8, York	7,453
D.	J. Dean Polen,	Morning Side Drive, Avella..	21,063	* Incumbent.			
D.	Michael Nixon,	Smith Twp., Bulger	20,628				

TO THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE MEMBERS OF THE HOUSE OF REPRESENTATIVES OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, GREETINGS:

I have the honor to present the returns of the election held November 2, 1948 of the following members of the House of Representatives in the General Assembly:

Francis Worley, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Adams County.

Homer S. Brown and Daniel A. Verona, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Allegheny County.

George J. Sarraf and Walter T. Kamyk, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Allegheny County.

Edward A. Schuster, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the third district of Allegheny County.

Albert D. Brandon, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the fourth district of Allegheny County.

Theodore H. Schmidt, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the fifth district of Allegheny County.

Louis Leonard, Thomas J. Kirkley and Olaf E. Olsen, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the sixth district of Allegheny County.

Martin C. Mihm and John L. Powers, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the seventh district of Allegheny County.

Maurice L. Reynolds and Thomas V. McNally, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the eighth district of Allegheny County.

William J. Yester, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the ninth district of Allegheny County.

J. P. Moran, B. Frank Hunter, George E. Jenkins and Thomas J. Heatherington, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the tenth district of Allegheny County.

David M. Boies and Jules Filo, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the eleventh district of Allegheny County.

George W. Cooper, Edwin C. Ewing, John R. Haudenshield and Ronald L. Thompson, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the twelfth district of Allegheny County.

Robert D. Fleming and George D. Stuart, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the thirteenth district of Allegheny County.

W Stuart Helm and W. Mack Guthrie, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly of Armstrong County.

Robert K. Hamilton, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Beaver County.

Reuben A. Nagel and William B. Smith, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Beaver County.

Robert R. Clapper, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Bedford County.

Albert S. Readinger and Andrew Kondrath, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Berks County.

LeRoy A. Weidner, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the second district of Berks County.

J. Hiram Swope, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the third district of Berks County.

Harold A. Yetzer, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the fourth district of Berks County.

Harold G. Miller, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Blair County.

Daniel H. Erb and D. Raymond Sollenberger, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Blair County.

Albert E. Madigan, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Bradford County.

Wilson L. Yeakel and Marvin V. Keller, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly of Bucks County.

Thomas H. Greer, Jr., and Harvey A. Moore, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly of Butler County.

Hiram G. Andrews and Frank J. Pentrack, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Cambria County.

Lewis E. Evans, Dennis L. Westrick and Louis Rovanssek, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Cambria County.

Edwin W. Tompkins, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Cameron County.

William Z. Scott, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Carbon County.

Preston A. Frost, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Centre County.

William E. Brown, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Chester County.

Amos M. Leisey and Thomas P. Harney, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Chester County.

Paige Varner, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Clarion County.

Harris G. Breth, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Clearfield County.

C. G. Krise, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the second district of Clearfield County.

Clarence E. Moore, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Clinton County.

H. Clayton Beaver, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Columbia County.

Robert F. Kent, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Crawford County.

Arthur George, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Cumberland County.

Nolan F. Ziegler and J. Calvin Frank, having received the highest number of votes were elected Members of the House of Representatives in the General Assembly in the first district of Dauphin County.

Blaine C. Hocker and R. Dixon Herman, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Dauphin County.

Louis A. Bloom, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Delaware County.

Robert J. Clendening, James N. Robertson and William H. Milliken, Jr., having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Delaware County.

Herbert P. Sorg, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Elk County.

Delbert W. Dalrymple, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Erie County.

Victor R. Glembocki, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the second district of Erie County.

Wilmer W. Waterhouse, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the third district of Erie County.

Stanley L. Blair, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the fourth district of Erie County.

Robert Wheeler, Jr., having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Fayette County.

Eustace H. Bane, E. Gadd Snider and Harry Cochran, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Fayette County.

Ira M. Fox, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Forest County.

Wilbur F. Barkdoll, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Franklin County.

Lewis Harris, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Fulton County.

James D. Cole, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Greene County.

Joseph H. Neff, having received the highest number of

votes was duly elected Member of the House of Representatives in the General Assembly of Huntingdon County.

William R. McMillen and Earl E. Hewitt, Sr., having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly of Indiana County.

Samuel B. Dennison, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Jefferson County.

Harry J. Graybill, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Juniata County.

Michael J. Needham, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Lackawanna County.

Robert A. Price, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the second district of Lackawanna County.

William J. Reidenbach, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the third district of Lackawanna County.

Joseph G. Wargo, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the fourth district of Lackawanna County.

Marion L. Munley, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the fifth district of Lackawanna County.

Henry C. Spencer, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the sixth district of Lackawanna County.

Paul G. Murray, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Lancaster County.

Baker Royer, Walter L. Bomberger and Norman Wood, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Lancaster County.

James C. Brice, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Lawrence County.

W. H. McCullough, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the second district of Lawrence County.

Samuel G. Kurtz, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Lebanon County.

Reginald P. Stimmel and Paul A. DeLong, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Lehigh County.

Mark W. Hoffman, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the second district of Lehigh County.

John J. Mikula, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Luzerne County.

William P. Kohl, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the second district of Luzerne County.

James Musto, having received the highest number of votes was duly elected Member of the House of Repre-

representatives in the General Assembly in the third district of Luzerne County.

Leonard A. Najaka, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the fourth district of Luzerne County.

Charles M. Robbins, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the fifth district of Luzerne County.

Harold E. Flack, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the sixth district of Luzerne County.

George J. Bednarek and James J. Jump, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the seventh district of Luzerne County.

Ray L. Riley and W. Henry Elder, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly of Lycoming County.

Albert W. Johnson, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of McKean County.

Jeanette M. Dye and Edward M. Young, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly of Mercer County.

Harry W. Price, Jr., having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Mifflin County.

Chester A. Coleman, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Monroe County.

Lambert Cadwalader, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Montgomery County.

Charles H. Brunner, Jr., having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the second district of Montgomery County.

Howard F. Boorse, Henry J. Propert and Raymond C. Kratz, having received the highest number of votes were duly elected Member of the House of Representatives in the General Assembly in the third district of Montgomery County.

John M. Reilly, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Montour County.

Francis W. Bucchin, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Northampton County.

James L. Gaffney, Elwood M. Good and John M. Jones, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Northampton County.

Adam T. Bower, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Northumberland County.

William L. Kemp and John F. Stank, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Northumberland County.

T. Luke Toomey, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Perry County.

James J. Dougherty and George T. Guarnieri, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Philadelphia County.

Frank A. Costa, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the second district of Philadelphia County.

Louis Sax and Benjamin S. Altshuler, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the third district of Philadelphia County.

Cornelius J. Loftus, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the fourth district of Philadelphia County.

Louis J. Amarando, Mary A. Varallo and Thomas P. Peta, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the fifth district of Philadelphia County.

Lewis M. Mintess, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the sixth district of Philadelphia County.

Granville E. Jones, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the seventh district of Philadelphia County.

John R. McCormack and James J. O'Dare, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the eighth district of Philadelphia County.

Herman J. Tahl, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the ninth district of Philadelphia County.

Edward J. Driscoll and William W. Felton, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the tenth district of Philadelphia County.

Miles Lederer, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the eleventh district of Philadelphia County.

Albert L. Pfaff and William Limper, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the twelfth district of Philadelphia County.

Louis A. Sternberg and Samuel Floyd, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the thirteenth district of Philadelphia County.

Thomas H. Lee, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the fourteenth district of Philadelphia County.

Charles C. Smith, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the fifteenth district of Philadelphia County.

Michael J. O'Donnell, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the sixteenth district of Philadelphia County.

Edward T. Gallagher, Jr., having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the seventeenth district of Philadelphia County.

Edward J. Conway, Samuel Rose and Dennie W. Hoggard, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the eighteenth district of Philadelphia County.

Leon J. Kolankiewicz and Martin J. Taylor, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the nineteenth district of Philadelphia County.

Eugene J. Hagerty and Joseph J. Hersch, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the twentieth district of Philadelphia County.

Edward Duffy, Jr. and J. Thompson Pettigrew, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the twenty-first district of Philadelphia County.

Joseph A. McGee and Morris Rosen, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the twenty-second district of Philadelphia County.

Susie Monroe, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the twenty-third district of Philadelphia County.

John J. Welsh, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the twenty-fourth district of Philadelphia County.

Joseph A. Scanlon, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the twenty-fifth district of Philadelphia County.

George A. Penglase, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the twenty-sixth district of Philadelphia County.

Herman H. Yaffe, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the twenty-seventh district of Philadelphia County.

Warner M. Depuy, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Pike County.

Wrayburn B. Hall, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Potter County.

Gus Wachhaus, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Schuylkill County.

George C. Shoemaker, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the second district of Schuylkill County.

Wayne M. Breisch, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the third district of Schuylkill County.

Ivan C. Watkins and G. Edgar Kline, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the fourth district of Schuylkill County.

Ellis E. Ferster, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Snyder County.

Kenneth H. Wagner and Frank A. Orban, Jr., having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly of Somerset County.

Walter Baumunk, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Sullivan County.

Harold G. Wescott, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Susquehanna County.

Edwin K. Jennings, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Tioga County.

Charles R. Reagan, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Union County.

John H. McKinney, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Venango County.

Allen M. Gibson, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Warren County.

J. Dean Polen and Michael Nixon, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Washington County.

Russell E. Reese and C. O. Williams, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Washington County.

George W. Firmstone, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Wayne County.

Charles J. Jim and James A. Posta, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Westmoreland County.

James E. Lovett and Anthony J. Petrosky, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Westmoreland County.

Charles J. Mills and David H. Weiss, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the third district of Westmoreland County.

Ray W. Greenwood, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Wyoming County.

Harry E. Seyler, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of York County.

Clarence Green, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the second district of York County.

George A. Goodling, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the third district of York County, as the same have been certified to and filed with the Secretary of the Commonwealth of Pennsylvania by the return boards.

Respectfully submitted,
C. M. MORRISON
Secretary of the Commonwealth

(SEAL)

January 4, 1949.

ROLL CALL

The CHIEF CLERK. The roll will now be called.

The roll was called and the following Members-elect were present:

MEMBERS PRESENT—207

Altshuler,	Frost,	Limper,	Robertson,
Amarando,	Gaffney,	Loftus,	Rose,
Andrews,	Gallagher,	Lovett,	Rosen,
Bane,	George,	Madigan,	Rovanske,
Barkdoll,	Gibson,	McCormack,	Royer,
Beaver,	Glenbockl,	McCullough,	Sarra,
Bednarek,	Good,	McGee,	Sax,
Blair,	Goodling,	McKinney,	Scanlon,
Bloom,	Graybill,	McMillen,	Schmidt,
Boles,	Green,	McNally,	Schuster,
Bomberger,	Greenwood,	Mihm,	Scott,
Boorse,	Greer,	Mikula,	Seyler,
Bower,	Guarnieri,	Miller,	Shoemaker,
Brandon,	Guthrie,	Milliken,	Smith, C. C.,
Breisch,	Hagerty,	Mills,	Smith, W. B.,
Breth,	Hall,	Mintess,	Snider,
Brice,	Hamilton,	Monroe,	Sollenberger,
Brown, H. S.,	Harney,	Moore, C. E.,	Sorg,

Brown, W. E.,	Harris,	Moore, H. A.,	Spencer,
Brunner,	Haudenschild,	Moran,	Stank,
Bucchin,	Heatherington,	Munley,	Sternberg,
Cadwalader,	Helm,	Murray,	Stimmel,
Clapper,	Herman,	Musto,	Stuart,
Clendenning,	Hersch,	Nagel,	Swope,
Cochran,	Hewitt,	Najaka,	Tahl,
Cole,	Hocker,	Needham,	Taylor,
Coleman,	Hoffman,	Neff,	Thompson,
Conway,	Hoggard,	Nixon,	Tompkins,
Cooper,	Hunter,	O'Dare,	Toomey,
Costa,	Jenkins,	O'Donnell,	Varallo,
Dalrymple,	Jennings,	Olsen,	Varner,
DeLong,	Jim,	Orban,	Verona,
Dennison,	Johnson,	Penglase,	Wachhaus,
Depuy,	Jones, G. E.,	Pentrack,	Wagner,
Dougherty,	Jones, J. M.,	Peta,	Wargo,
Driscoll,	Jump,	Petrosky,	Waterhouse,
Duffy,	Kamyk,	Pettigrew,	Watkins,
Dye,	Keller,	Pfaff,	Weidner,
Elder,	Kemp,	Polen,	Welss,
Erb,	Kent,	Posta,	Welsh,
Evans,	Kirley,	Powers,	Westcott,
Ewing,	Kline,	Price, H. W., Jr.,	Westrick,
Felton,	Kohl,	Price, R. A.,	Wheeler,
Ferster,	Kolankiewicz,	Propert,	Williams,
Filo,	Kondrath,	Readinger,	Wood,
Firmstone,	Kratz,	Reagan,	Worley,
Flack,	Krise,	Reese,	Yaffe,
Fleming,	Kurtz,	Reidenbach,	Yeakel,
Floyd,	Lederer,	Reilly, J. M.,	Yester,
Fox,	Lee,	Reynolds,	Yetzer,
Frank,	Lelsey,	Riley, R. L.,	Young,
	Leonard,	Robbins,	Ziegler,

The CHIEF CLERK. A majority of the Members-elect having answered to their names a quorum is present.

STATEMENT BY MR. BRUNNER

Mr. BRUNNER. Mr. Chief Clerk, I desire to make a prepared statement with regard to the administering of the oath to the Members-elect. There are two Members who have presented their certificates of election, certified by the Secretary of the Commonwealth that each received a majority of the votes cast in his respective election district. Despite this fact certain constitutional questions have been raised, and in order to avoid a time consuming parliamentary situation which would seriously hamper the organizational proceedings, the Members have voluntarily agreed to stand aside at this time without prejudice to their rights. On behalf of the Majority, I desire to express our deep appreciation for their consideration and cooperation.

STATEMENT BY MR. ANDREWS

Mr. ANDREWS. Mr. Chairman, I had it in mind to say what the Majority Leader, the gentleman from Montgomery County, has said. However, he has expressed my sentiments better than I could have hoped to have expressed them myself. The Minority membership of this House joins with the Majority in expressing its thanks to the gentleman from Berks, Mr. Kondrath, and the gentleman from Philadelphia, Mr. Altschuler, who have, as the Majority Leader has pointed out, rescued us from a time consuming parliamentary debate which might perchance have degenerated into a wrangle.

It is the more gratifying that the action upon the part of the gentleman from Berks and the gentleman from Philadelphia has been voluntary, and so we join with the Majority in thanking them, which just about, Mr. Chairman, makes it unanimous.

RESOLUTION

OATH ADMINISTERED TO MEMBERS-ELECT

Mr. HOCKER, a Member-elect, offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, January 4th, 1949.

Resolved, That the Honorable Robert E. Woodside, a Judge learned in the law of the Court of Common Pleas of Dauphin County, be requested to administer the oath of office required by Article VII of the Constitution, to be taken by the Members of the House of Representatives.

COMMITTEE APPOINTED TO ESCORT HON. ROBERT E. WOODSIDE TO ROSTRUM

The CHIEF CLERK appointed Messrs. Hocker and Heatherington to escort the Hon. Robert E. Woodside to the rostrum to administer the oath of office to the Members-elect.

OATH ADMINISTERED TO MEMBERS-ELECT

The CHIEF CLERK. A Bible will be found in the desk of each Member-elect for those who swear by the Bible.

The Members-elect will rise and remain standing at their desks during the administration of the oath of office.

The oath of office was then administered to two hundred and five Members-elect.

RESOLUTION

ELECTION OF SPEAKER

Mr. BRUNNER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, January 4th, 1949.

Resolved, That in accordance with the provisions of Article 2, Section 9 of the Constitution of Pennsylvania, the House do now proceed to the election of a Speaker, and that the clerks act as tellers.

NOMINATIONS FOR SPEAKER

Mr. BRUNNER. Mr. Chief Clerk, it gives me great pleasure to arise today to place in nomination for the highest office that this House can bestow, the Speakership, the name of a Member who has served in this House with honor and distinction. I have had the privilege of knowing this Member, who has been a member of the majority since he was first elected, and a good many on both sides of the House have seen him serve in that capacity.

In 1945 he was chosen as the Majority Whip, and in 1947 he became the Majority Leader. When the then Speaker of the House of Representatives was elected to the Congress of the United States, this man succeeded him and has since that time served as acting Speaker of this House, which has given all of us here today an opportunity to see that man, whom I believe we are certain to select as Speaker, to demonstrate his administrative qualifications since he became Acting Speaker.

It is not easy to be a speaker; some men do not possess the necessary qualifications, but I can assure you, Members of the House, that he possesses the qualifications so necessary for that high office. I am sure that all of you will agree that he has demonstrated that he has the

prerequisites, that he is just, that he is 'able, and I think he is patient. I am certain that he will recognize the rights and the duties of the Majority and will also recognize the rights of the Minority.

So, at this time, Mr. Chief Clerk, it gives me great pleasure to place in nomination for the Speaker of the House of Representatives a Member of the Majority, the distinguished gentleman from Elk, Honorable Herbert P. Sorg.

Mr. FLEMING. Mr. Chief Clerk, ladies and gentlemen of the House, it is with distinct pleasure and indeed an honor, to arise and second the nomination of the gentleman from Elk for the highest office that this House can bestow upon one of its Members. There is little that I can add to what the gentleman from Montgomery has said. I think we all recognize the fact that a leader of the House of Representatives must have certain attributes of leadership; he must be fair and just; he must recognize both the rights of the Majority and the rights of the Minority to be heard at all times.

I recall in the 1947 session, when the gentleman from Elk was the Majority Floor Leader, I believe all of us who had the opportunity to serve in that session are convinced with the way he handled himself, the courtesy which he extended not only to the Members on our side of the House but to the Members on the other side of the House. We feel that in him we will have a leader who will conduct the affairs of this House in a speedy and expeditious manner.

I have seen many Speakers since I first came to this House of Representatives. They were all capable, all excellent, but I feel, as Mr. Brunner, the gentleman from Montgomery, has said, when the gentleman from Elk is elected to this high office and when the record is finally written, I am sure that he will have given a pattern for future Speakers that will be hard to attain. I am positive that both the Members on our side of the House and the Members on the Minority side of the House, when our session has come to a close, will say that we have elected to this high office one of the finest Speakers that this Legislature has had in many years.

Mr. SCANLON. Mr. Chief Clerk, ladies and gentlemen of the House, it is certainly a privilege to rise on the floor of this House to place in nomination the name of a man, who most of you know has done a real job on the Democratic side of this House. He was our Whip and was very diligent in his duties, both as a Member of the House and as a member of the various committees on which he served, and in addition to that he was an advocate of the Square Deal.

I listened very attentively to the remarks of my colleague, the gentleman from Montgomery, eulogizing the gentleman from Elk, Mr. Sorg, about being just. It is our opinion on this side of the House that the gentleman that should be picked for Speaker of the House is that gentleman who always gets up and says "Let's be fair." It is a privilege to place in nomination the name of the gentleman from Westmoreland, the Honorable James E. Lovett, as our candidate on this side of the House.

Mr. ANDREWS. Mr. Chief Clerk, I positively can assure you that it would be safe at any time to dismiss the armed guards because we do not contemplate, notwithstanding

our augmented forces, we do not contemplate capturing this Speakership by means of physical force. We are all perfectly safe.

Gathered as we are, in this fairyland of flowers, banked high, with the array of feminine beauty, marred by an occasional intruding masculine face, we are engaged in the serious business of electing a Speaker. I am at a bit of a loss, Mr. Chief Clerk, to interpret these floral offerings. I don't know whether they are a remembrance for the brothers who have departed, or a tribute to the many Members who have returned.

We have had prior to this occasion, a few months ago, a very interesting political game, and I notice as a result of that game there were ninety-one home runs and one hundred seventeen errors. Now, Mr. Chief Clerk, I told them that this would happen, I told them that the G.O.P. was getting too fat,—whether in the head or hips I never said. I told them that they ought to reduce, and they have taken my advice and have reduced. Therefore, I am justified in offering them some more advice. I feel I can function as a sort of elder statesman, counselling this session as I did in the past, the Republican majority, which is still a majority, even though it has followed my advice.

Now, I submit to you, gentlemen, that if you were a football coach and you had a winning combination you would not break it up. You have just heard the testimonial to the victories that have been achieved as a result of the "Sorg to Brunner" and "Brunner to Sorg" combination.

Mr. Chief Clerk, every time that Brunner and Sorg marshalled those one hundred and seventy votes and we arrayed out thirty-eight votes, as a result of their brilliant statesmanship, those one hundred and seventy votes just went through our lines. We couldn't hold them with thirty-eight. After the affray and particularly after such a victory they are going to break up that winning combination, and I counsel against it. You will need that combination.

And now, Mr. Chief Clerk, we all remember, and well remember the occasion when I arose on this floor to make a learned argument about the budget, and the gentleman from Elk arose and in his might he said "Does the gentleman from Cambria mean to assert that two and two don't make four?" I sat down; I was licked. Can anybody else duplicate that performance?

I submit to you, Members of the House, that the gentleman from Elk was the greatest legislative babysitter that this House ever had. Just remember the way in which he handled 481. He nursed it, he wiped it, he cleaned it, he brought his baby through. He burped it, he took it back to committee and eventually passed it, and I say that is a record of achievement that you won't find duplicated by any other Member of this House, however mighty he may be.

I second the nomination of the gentleman from Westmoreland, Mr. Lovett. In the Chair, he will be the sort of a man who will lean over backwards for you; he will give you the benefit of the doubt. I have no doubt that the gentleman from Elk, if he becomes the Speaker, will also lean over backward for us. Wouldn't you rather have our man leaning over backward for you than have your man leaning over backward for us?

The gentleman from Philadelphia, Mr. Scanlon, has pointed out that our candidate for Speaker is the only

man who has written his personal slogan into the annals of this parliamentary body. "Let's be fair," "Let's be fair" has been heard in every session of this General Assembly since 1933. What more do you want? He has had the legislative experience, he has the temperament, and God knows how you are going to need that in the man you have up there in Chair!

So, Mr. Speaker, I once again in my role of elder statesman, advise the Republican Majority that they pursue the path of wisdom by electing as Speaker of this House the gentleman from Westmoreland, and permitting the gentleman from Elk to continue with his distinguished career upon the Floor.

Mr. COSTA. Mr. Chief Clerk, I move that nominations for Speaker of the House be closed.

The motion was agreed to.

ROLL CALL

The CHIEF CLERK. The roll will now be called. Each Member will announce distinctly, when his name is called, the candidate for whom he votes.

The roll was called and was as follows

FOR MR. SORG—115 VOTES.

Barkdoll,	Fleming,	Kratz,	Robbins,
Bednarek,	Fox,	Kurtz,	Robertson,
Blair,	Frank,	Lee,	Royer,
Bloom,	Frost,	Leisey,	Sax,
Bomberger,	Gallagher,	Loftus,	Scott,
Boorse,	George,	Lovett,	Shoemaker,
Bower,	Gibson,	Madigan,	Smith, C. G.,
Breisch,	Goodling,	McCormack,	Sollenberger,
Brice,	Graybill,	McCullough,	Spencer,
Brown, W. E.,	Green,	McKinney,	Stimmel,
Brunner,	Greenwood,	McMillen,	Stuart,
Cadwalader,	Greer,	Mikula,	Tahl,
Clapper,	Guthrie,	Miller,	Thompson,
Clendening,	Hall,	Milliken,	Tompkins,
Cooper,	Harney,	Mintess,	Toomey,
Costa,	Haudenschild,	Moore, C. E.,	Varner,
Dalrymple,	Helm,	Moore, H. A.,	Wachhaus,
DeLong,	Herman,	Murray,	Wagner,
Dennison,	Hewitt,	Najaka,	Waterhouse,
Depuy,	Hocker,	Neff,	Watkins,
Driscoll,	Hoffman,	O'Dare,	Weldner,
Dye,	Jennings,	O'Donnell,	Wescott,
Elder,	Johnson,	Orban,	Wood,
Erb,	Jump,	Price, H. W., Jr.,	Worley,
Ewing,	Keller,	Propert,	Yaffe,
Felton,	Kemp,	Reagan,	Yeakel,
Ferster,	Kent,	Relly, J. M.,	Young,
Firmstone,	Kline,	Riley, R. L.,	Ziegler,
Flack,	Kohl,		

FOR MR. LOVETT—90 VOTES.

Amarando,	Hamilton,	Musto,	Sarraf,
Andrews,	Harris,	Nagel,	Scanlon,
Bane,	Heatherington,	Needham,	Schmidt,
Beaver,	Hersch,	Nixon,	Schuster,
Boies,	Hoggard,	Olsen,	Seyler,
Brandon,	Hunter,	Penglase,	Smith, W. B.,
Breth,	Jenkins,	Pentrack,	Snider,
Brown, H. S.,	Jim,	Peta,	Sorg,
Bucchin,	Jones, G. E.,	Petrosky,	Stank,
Cochran,	Jones, J. M.,	Pettigrew,	Sternberg,
Cole,	Kamyk,	Pfaff,	Swope,
Coleman,	Kirley,	Polen,	Taylor,
Conway,	Kolankiewicz,	Posta,	Varallo,
Dougherty,	Lederer,	Powers,	Verona,
Duffy,	Leonard,	Price, R. A.,	Wargo,
Evans,	Limper,	Readinger,	Wells,
Filo,	McGee,	Reese,	Welsh,
Floyd,	McNally,	Reldenbach,	Westrick,
Gaffney,	Mihm,	Reynolds,	Wheeler,
Glembocki,	Mills,	Rose,	Williams,
Good,	Monroe,	Rosen,	Yester,
Guarnieri,	Moran,	Rovansek,	Yetzer,
Hagerty,	Munley,		

(During the calling of the roll when Mr. Tompkins' name was called)

PERMISSION TO ADDRESS HOUSE

Mr. Tompkins asked and obtained unanimous consent to address the House.

Mr. Chief Clerk, contrary to the attempt of the opposition to make me a Member of their party by Printer's fiat in the belated issue of the 1947-1948 Pennsylvania Manual, for the record I desire to let it be known that in 1947 I was a Republican and am now a Republican, and, therefore, I am happy to cast my vote for the Honorable Herbert P. Sorg.

The CHIEF CLERK. The Tellers agree in their count and the vote is as follows:

Honorable Herbert P. Sorg received one hundred fifteen votes.

Honorable James E. Lovett received ninety votes.

The Honorable Herbert P. Sorg having received a majority of all the votes cast is hereby declared elected Speaker of the House of Representatives.

ELECTION OF SPEAKER MADE UNANIMOUS

Mr. ANDREWS. Mr. Chief Clerk, I move that the election of the Honorable Herbert P. Sorg, who has now become your Speaker and mine be made unanimous.

The motion was agreed to.

COMMITTEE TO ESCORT SPEAKER-ELECT TO ROSTRUM

The CHIEF CLERK. The Chair appoints Messrs. Brunner and Lovett to escort the Speaker-elect to the rostrum.

OATH OF OFFICE ADMINISTERED TO SPEAKER-ELECT

The CHIEF CLERK. Members of the House, I have the honor to present the Honorable Herbert P. Sorg Speaker-elect of this House of Representatives.

The oath of office was then administered to Honorable Herbert P. Sorg, Speaker-elect of the House of Representatives, by the Honorable Robert E. Woodside.

THE SPEAKER (Herbert P. Sorg) IN THE CHAIR.

ADDRESS BY THE SPEAKER

The SPEAKER. Fellow Members, only a short time ago, I wouldn't have dared even to dream that some day I might be selected to preside over this House of Representatives, and I'm sure that no one could be more grateful to you than I am for this high honor.

There should be great respect for the responsibilities of membership in this House, and there should be full realization of the rights of each and every member, all of whom come here as the voices which speak the will of their own thousands of Pennsylvania people. Whether he be of the majority or the minority each member has the right to expect the highest regard for those prerogatives which are his by reason of his duty to give effective representation to the people of his district. He shall have it.

The chair will also have the greatest appreciation of the position of the leaders on both sides of the House. These are the men who have not only the responsibility of membership, but who, by virtue of their selection to leadership,

have a special kind of duty both to the members here and the people from all of Pennsylvania. Not only do I pledge to them the cooperation of the chair, but I seriously recommend the establishment of complete mutual confidence between them and the fullest kind of cooperation with them on the part of all the members.

There's work ahead—and it's serious work. Ten millions of Pennsylvania people—some of them needy, some of them ill, some of them in fear for their security, some having, some not having—all have a special right to look to us here to work in all seriousness toward the establishment of those rules of society which will operate most effectively against the common evil and in furtherance of the common good. We must not lose sight of this basis reason why there are Assemblies like this.

As presiding officer I shall try to do my part as impartially and as fairly as I can, to carry on the duty of enforcing the constitutional provisions and the rules adopted by the members themselves which govern the proceedings of this legislative body, and I earnestly and respectfully plead for the help that is your indispensable part.

It is my sincere hope that all our deliberations concerning the many worthy causes to be brought on the floor of this House will be motivated by a desire to promote the general welfare, and our proceedings conducted in such manner and form as to bring credit upon this the most fundamental kind of American institution.

Nor is this the responsibility of any one or few of us.—It's a job for all of us.

As so aptly put by a former President of the United States, "America is not anything if it consists of each of us, and it can consist of all of us only as our spirits are banded together in a common enterprise. That common enterprise is the enterprise of liberty, justice and right."

Thank you for the opportunity to try to do this part.

NOTIFICATION FROM SENATE

The SERGEANT-AT-ARMS. Mr. Speaker, a committee on the part of the Senate.

Mr. McPHERSON. Mr. Speaker, I have the honor to inform you that the Senate of the State of Pennsylvania is duly organized and ready to proceed to business.

The SPEAKER. The Chair receives with thanks the message of the Committee of the Senate.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor was introduced.

The SECRETARY TO THE GOVERNOR (David R. Perry). Thank you, Mr. Speaker. May I first express my personal and official welcome to you, sir, and then through you, to each and every one of the Members present, our sincere greeting that each and every one of you will have a very pleasant stay during the one hundred thirty-eighth Session of the General Assembly.

To you, Mr. Speaker, I wish to offer my personal congratulations that you may have a very happy and very successful term of office.

I now have the honor of presenting communications in writing from His Excellency, the Governor of the Commonwealth of Pennsylvania.

The SPEAKER. The Chair thanks the Secretary to His Excellency, the Governor of the Commonwealth.

The communications were laid upon the table.

THANKS EXTENDED TO CHIEF CLERK

The SPEAKER. The Chair wishes to thank the Chief Clerk, William E. Habbyshaw, for the able manner in which he has conducted the organization proceedings of the House.

THANKS EXTENDED TO MR. CONNER

The SPEAKER. The Chair requests the Sergeant-at-Arms to present the gentleman from Delaware, Mr. Clarence Conner, to the bar of the House.

(Mr. CONNOR was presented at the bar of the House by the Sergeant-at-Arms).

The SPEAKER. The Chair wishes to direct the attention of the Members to the most capable and efficient work that has been done on our behalf to provide for the convenience and comfort of the Members themselves and the guests who are present here today. Under very unusual and trying circumstances the gentleman from Delaware, Mr. Clarence Conner, at the request of the officers of the House and several leaders, has undertaken again without compensation to work out the details of this meeting today. He has done so again very efficiently.

On behalf of the Chair and the Chief Clerk and other officers of the House of Representatives I desire to express to him our very sincere thanks, and because he has refused to accept compensation for the effective work that he has done, we thought it would be fitting on our part that we present to him one little piece of silver at least.

NOMINATIONS FOR CHIEF CLERK

Mrs. DYE offered the following resolution which was read by the Clerk:

In the House of Representatives, January 4th, 1949.

Resolved, That William E. Habbyshaw of Dauphin County, be elected Chief Clerk of this House of Representatives.

Mr. STANK. Mr. Speaker, in behalf of my colleagues, I now place in nomination the name of a gentleman from Chambersburg for the office of Chief Clerk, the Honorable Chauncey M. Depuy.

Mr. CLARENCE E. MOORE. Mr. Speaker, I move the nomination for Chief Clerk of the House be now closed.

The motion was agreed to.

On a rising vote William E. Habbyshaw received one hundred fifteen votes, and Chauncey M. Depuy Received ninety votes.

The SPEAKER. Honorable William E. Habbyshaw having received the majority of all votes cast is declared elected Chief Clerk of the House of Representatives.

NOMINATIONS FOR SECRETARY

Mr. FLACK offered a resolution which was read by the Clerk as follows:

In the House of Representatives, January 4th, 1949.

Resolved, That William P. Roan of Luzerne County, be elected Secretary of this House of Representatives.

Mr. READINGER. Mr. Speaker, I desire to place in nomination as the Democratic candidate for the office of Secretary of the House a gentlemen from Cumberland County, Mr. Hermas L. Weary.

Mr. KLINE. Mr. Speaker, I move that nominations for the office of Secretary be now closed.

The motion was agreed to.

On a rising vote William P. Roan received one hundred fifteen votes and Hermas L. Weary received ninety votes.

The SPEAKER. Honorable William P. Roan having received the majority of all votes cast is declared elected Secretary of the House of Representatives.

COMMITTEE TO ESCORT CHIEF CLERK AND SECRETARY

The SPEAKER. The Chair appoints Mrs. Dye and Mr. Flack as a committee to escort the Chief Clerk and Secretary to the Bar of the House where the oath of office will be administered to them.

OATH OF OFFICE ADMINISTERED TO CHIEF CLERK AND SECRETARY

The oath of office was then administered to William E. Habbyslaw, Chief Clerk-elect, and William P. Roan, Secretary-elect of the House of Representatives by the Honorable Robert E. Woodside.

The SPEAKER. The Chair recognizes the Chief Clerk, William E. Habbyslaw.

The CHIEF CLERK (William E. Habbyslaw). Mr. Speaker, I want to thank the Members for electing me Chief Clerk of the House. I was very curious today in what the gentleman from Cambria, Mr. Andrews, said, about home runs and errors, but when it came to the selection of the Chief Clerk I noticed that you came pretty close to my territory by going right across the river into Franklin and Cumberland Counties. So it looks to me as though he came pretty close to home.

I want to say to all of you that I will try, as I have done before, to do everything possible for each and every one of you. There are times, possibly, when you ask me to do things that are impossible, but I will try to do my best for all of you, in cooperation with Bill Roan, the Secretary.

The SPEAKER. The Chair recognizes the Secretary of the House, William P. Roan.

Mr. ROAN, Secretary. Mr. Speaker, ladies and gentlemen of the House, I want to thank you for reelecting me for another term. I assure you it has been a pleasure to work for you. I want to say, as Bill Habbyslaw has already told you, that at any time in the future we can be of assistance to any of the Members, we will certainly be glad to do so.

RESOLUTION

THANKING JUDGE ROBERT E. WOODSIDE FOR ADMINISTERING OATH

Mr. HALL offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, January 4th, 1949.

Resolved, That the Members of the House of Representatives do hereby extend their thanks to the Honorable Robert E. Woodside of Dauphin County, for his services in administering the oath of office to its Members and Officers.

The SPEAKER. The Chair would like to present a former Member of this House, a former Floor Leader, as a matter of fact. He has come back to us again today to administer the oath of office to the Members-elect, and to

the officers of the House. It is with a great deal of pleasure that I present to you, the Honorable Robert E. Woodside, Judge of the Court of Common Pleas of Dauphin County.

ADDRESS OF HONORABLE ROBERT E. WOODSIDE

JUDGE WOODSIDE. Mr. Speaker, Members and friends of the House, I have participated in the organization of this House on a good many different occasions and in a number of different ways. I was just sitting down there thinking its the same thing and yet different each time.

There are always the new, fresh, energetic, enthusiastic faces of the new Members, and there are always the serene and sometimes even scarred faces of the veterans. There are always procedures which are followed which are somewhat the same, and yet are also somewhat different. I think that the legislative problems with which you are faced each session of the Legislature are somewhat of a similar nature. There is always the same problem of how to raise the necessary money, how much will be needed, and how to distribute that which will be available for distribution. That has been a problem which has been a problem of government ever since the beginning of government, and is one of the serious problems which you and every other session of the Legislature will have to face.

You will have the problem of weeding out the proper legislation. I sometimes think that all you have to do is to look over some of the legislation that has been introduced at the end of the session and you will realize that the fellow who put the brine barrel in the corner of the committee room rendered the Commonwealth a great service. On the other hand, it is necessary for each Member of the Legislature to be in tune with the times in order that this great Commonwealth will develop and maintain its position in the nation.

I have a great many friends in this Legislature; I have served in this Legislature a number of years, but I still welcome the opportunity which the Members of this House have afforded me today of meeting you here again, and of serving you in any way possible, because I look forward to meeting you each session with a great deal of pleasure.

I want to congratulate you upon your selection of your Speaker, because in that selection I think you have made a very fine choice. You have an excellent group of officers, the Speaker, the Majority Floor Leader, the Minority Floor Leader, whose quick wit and fine logic I suffered under when I was on this side of the House.

As to the Chief Clerk, I had the privilege of serving with him in this House as a Member from the same legislative district. As to your Secretary and many of your other officers, the Parliamentarian, I feel that I can say without exaggeration that there is not another body in this entire country that is blessed with as able officers and employes as the House of Representatives of the Commonwealth of Pennsylvania. I congratulate you upon choosing these employes, whether they be chosen by the House as a whole or whether they be chosen by a caucus of the respective parties of this House.

I again thank you for the privilege and opportunity of appearing before you and saying a few words. I wish

you luck during this session, when you will have very many difficult problems come before you for you to deal with.

FORMER SPEAKER WELCOMED

The SPEAKER. The Chair also notices in the House today a former Speaker of this House. Will the Gentleman please rise in his place, the Honorable Ira T. Fiss? The Chair requests the gentleman to make a few remarks?

ADDRESS OF HONORABLE IRA T. FISS

Honorable IRA T. FISS: Mr. Speaker and Members of the House, it seems to me like old times as I appear here today, noticing these many faces, even Hi Andrews and Homer Brown and also many other faces which would take too long to remember.

I am glad to be present here with you today, and I am glad of this opportunity of saying something about the Speaker. With his clear thinking, with his fine sense of fairness and justice, I know that he will make every decision impartially and without any prejudice. I don't know how you could have made a better choice than the selection of the Honorable Herbert P. Sorg as Speaker of this House. I had some little part when he was chosen as Secretary of the caucus, which was his beginning. I am certainly proud of it.

During the session you will not be thinking alike, but I say to you respect one another's opinions. Approach your tasks with diligence and understanding. There are more than ten million people whom you represent in this Commonwealth, and if you do your work fearlessly, courteously, and with common sense, I am sure you will pass legislation which will result in salutary benefit for every person in this Commonwealth. You may use dilatory tactics during the Session but that will only create confusion and delay and will not make for efficiency in legislation.

Again I thank you. I am glad to be here, and I want to say that I am forever grateful for the honors that you in the past have given to me.

APPOINTMENT OF PARLIAMENTARIAN

The SPEAKER. In compliance with the Act of Assembly approved the 28th day of May, 1931, as amended, the Speaker appoints S. Edward Moore of Cumberland County, as Parliamentarian of the House of Representatives.

RESOLUTION RULES OF HOUSE

Mr. HELM offered a resolution which was read, considered, and adopted as follows:

ADOPTION OF RULES

In the House of Representatives, January 4th, 1949.

Resolved, That the Rules of the 1947 House of Representatives be the Rules of this House.

APPOINTMENT OF MAJORITY LEADER AND WHIP

The SPEAKER. If there is no objection, and the Chair hears none, the Chair recognizes the gentleman from

Lancaster, Mr. Wood, for the purpose of making an announcement to the House.

Mr. WOOD. Mr. Speaker, as Chairman of the Republican Caucus, I have been instructed to announce for the information of the Members of the House and for the record that the gentleman from Montgomery, Mr. Brunner, has been elected by the Republican Caucus as Majority Leader of the House, and that the gentleman from Philadelphia, Mr. Charles C. Smith, has been elected Majority Whip of the House.

APPOINTMENT OF MINORITY LEADER AND WHIP

The SPEAKER. If there is no objection, and the Chair hears none, the Chair recognizes the gentleman from Allegheny, Mr. Brown for the purpose of making an announcement to the House.

Mr. HOMER S. BROWN. Mr. Speaker, I have the honor to announce to this House and for the purpose of the record, that the Democratic Caucus has elected the gentleman from Cambria, Mr. Andrews, as Minority Leader of the House, and the gentleman from Northumberland, Mr. Stank, as Minority Whip of the House.

RESOLUTIONS

NOTIFICATION TO SENATE

Mr. WATKINS offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, January 4th, 1949.

Resolved, That a committee of three be appointed by the Speaker to wait upon the Senate and inform that body that the House of Representatives is organized and ready to proceed with the business of the Session.

COMMITTEE APPOINTED

The SPEAKER. The Chair appoints a Committee to wait upon the Senate and inform that body that the House is organized and ready to proceed with business Messrs. Watkins, Yeakel and Scanlon.

The Committee will proceed in the performance of its duty.

NOTIFICATION TO GOVERNOR

Mr. BRUNNER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, January 4th, 1949.

Resolved, That a committee of three be appointed by the Speaker to wait upon His Excellency, the Governor of the Commonwealth and inform him that the House of Representatives is organized and ready to receive any communications he may be pleased to make.

COMMITTEE TO WAIT UPON GOVERNOR

The SPEAKER appointed as a committee to wait upon the Governor and inform him that the House is organized and ready to receive communications Messrs. Brunner, Costa and Andrews.

The committee will proceed in the performance of its duty.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

REQUEST TO ADDRESS JOINT ASSEMBLY

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the members in Joint Session on January 4, 1949, at three o'clock in the afternoon.

JAMES H. DUFF

GOVERNOR INVITED TO ADDRESS JOINT ASSEMBLY

Mr. GREER. Mr. Speaker, I move that the Governor be invited to the Hall of the House to address the General Assembly in Joint Session at a time to be fixed by Concurrent Resolution of the Senate and House of Representatives.

The motion was agreed to.

SENATE MESSAGE

JOINT SESSION

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate which was read as follows:

In the Senate, January 4, 1949.

Resolved (if the House of Representatives concur), That the Senate and House of Representatives meet in joint session Tuesday, January 4, 1949 at three o'clock in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, the Governor of the Commonwealth; also witnessing the opening, counting and computing of the official returns of the election for Auditor General and State Treasurer held Tuesday, November 2, 1948, in the several counties of this Commonwealth, and to elect the Director of the Legislative Reference Bureau.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

COMMITTEE TO ESCORT GOVERNOR TO HALL OF HOUSE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 4, 1949.

Resolved, (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor, to the Hall of the House to address the Members of the General Assembly in Joint Session, pursuant to a resolution already adopted by the Senate and House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMITTEE APPOINTED

The SPEAKER. The Chair appoints as a committee on the part of the House to escort the Governor to the Hall of the House Messrs. Greer, Probert and Snider.

RESOLUTION

NOTIFICATION TO SENATE

Mr. DENNISON offered a resolution which was read, considered and adopted as follows

In the House of Representatives, January 4, 1949.

Resolved, That the Speaker appoint a committee of two to escort the Members of the Senate to the Hall of the House for the purpose of attending the Joint Session of the General Assembly.

COMMITTEE APPOINTED

The SPEAKER. The Chair appoints as a Committee to escort the Senate to the Hall of the House for the purpose of attending the Joint Session, Messrs. Dennison and Nagel.

RESOLUTION

APPOINTMENT OF TELLER

Mr. JOHN M. REILLY offered a resolution which was read, considered and adopted as follows

In the House of Representatives, January 4, 1949.

Resolved, That the gentleman from Venango Mr. McKinney be appointed Teller on the part of the House of Representatives to open, compute and count the vote for Auditor General and State Treasurer, in a Joint Session of the Senate and House.

SENATE MESSAGE

APPOINTMENT OF TELLER

The Clerk of the Senate being introduced, presented the following extract from the Journal of the Senate, which was read as follows, viz:

In the Senate January 4, 1949.

Resolved, That the Senator from Somerset County, Honorable Fred P. Hare, Jr., be appointed Teller on the part of the Senate for the purpose of witnessing the opening, computing and counting the vote for Auditor General and State Treasurer.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

COMMITTEE REPORT

Mr. BRUNNER. Mr. Speaker, I wish to inform you that the Committee appointed to wait upon the Governor and inform him that this House is organized and ready to proceed with its work has performed that duty.

The SPEAKER. The Chair receives the report and the Committee is discharged with the thanks of the House.

SENATE MESSAGE

POSTAGE FOR LEGISLATIVE JOURNAL

The Clerk of the Senate being introduced, presented the following extract from the Journal of the Senate, which was read as follows, viz:

In the Senate, January 4, 1949.

Whereas, The Post Office Department has decided that the Legislative Journal must be third class matter and has so instructed the Postmaster at Harrisburg, therefore, be it

Resolved (if the House of Representatives concur), That the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives be directed to make arrangements for the necessary postage so that the Legislative Journal may be mailed according to the requirements of the Post Office Department, and that the payment of the postage for the Legislative Journal, also for the Bills, Calendars and Histories be provided for in the Appropriation Bill.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

JOINT INAUGURAL COMMITTEE

The Clerk of the Senate being introduced, presented the following extract from the Journal of the Senate, which was read as follows, viz:

In the Senate, January 4, 1949.

Whereas, On January 20, 1949, the Honorable Harry S. Truman will be inaugurated as the President of the United States of America, and

Whereas, It is fitting and proper that a delegation represent the General Assembly of the Commonwealth of Pennsylvania at the inaugural ceremonies, to be held in Washington at that time, now therefore be it

Resolved (if the House of Representatives concur), That the President Pro Tempore of the Senate is hereby authorized to appoint fifteen Members of the Senate, and the Speaker of the House is hereby authorized to appoint thirty Members of the House of Representatives, who together shall constitute a Joint Committee to represent the General Assembly of the Commonwealth of Pennsylvania in the inaugural ceremonies of the Honorable Harry S. Truman.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

Mr. ANDREWS. Mr. Speaker, I desire to state in connection with this resolution that with its passage I will gladly relinquish any claim I might have for appointment as a member of the committee, in favor of the gentleman from Cameron, Mr. Tompkins, who for a great many years has been unable to convince himself that a Republican and Democrat can run on both tickets. I think that perhaps it would be very advisable and possible conducive to the welfare of his soul if he would be included in the delegation in order that he might go to Washington and try to clarify his thinking.

On the question recurring,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced, presented

the following extract from the Journal of the Senate, which was read as follows, viz:

In the Senate, January 4, 1949.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week, it reconvene on January 17, 1949 at 12:00 Noon and when the House of Representatives adjourns this week, it reconvene on January 17, 1949 at 4:30 P. M.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION FROM THE GOVERNOR

The Secretary of the Governor, being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

REASONS FOR PARDONS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to present herewith the reasons for pardons and commutations granted from January 7, 1947, to date.

JAMES H. DUFF.

(For reasons see appendix)

COMMITTEE ON RULES

The SPEAKER. The Chair announces the appointment of the House Committee on Rules, Messrs. Brunner, Charles C. Smith, Yeakel, Helm and Bower.

COMMITTEE ON COMMITTEES

The SPEAKER. The Chair announces for the information of the House and for the record the names of the members of the Committee on Committees selected by the Majority and Minority parties of this House in accordance with the provisions of House Rule 27, Messrs. Royer, Chairman, Ray L. Riley, Yeakel, Hall, Charles C. Smith, Wagner, Cooper, Readinger, Scanlon and Stank.

RECESS

The SPEAKER. The Chair wishes to inform the Members that there will be important business to transact in the Joint Session of the House and Senate at 2:30 p. m. and the Members are urged to return promptly.

If there is no objection, the Chair will now declare a recess until 2:30 p. m. The Chair hears none, and a recess is declared.

AFTER RECESS

The SPEAKER (Mr. Sorg) IN THE CHAIR

COMMITTEE REPORTS

Mr. WATKINS. Mr. Speaker, your Committee appointed to wait upon the Senate and inform that body that the House is organized and ready to proceed with the business of the session has performed that duty.

The SPEAKER. The Chair receives the report and the Committee is discharged with the thanks of the House.

Mr. DENNISON. Mr. Speaker, your committee appointed to wait upon the Senate and escort them to the Hall of the House for the Joint Session has performed that duty and the Senate is now present.

The SPEAKER. The committee is discharged with the thanks of the House.

The President of the Senate is invited to preside over the Joint Session of the General Assembly. The President pro tempore and the Secretary of the Senate are invited to the rostrum.

The Members of the Senate and House will remain standing until called to order by the President of the Senate.

JOINT SESSION OF THE GENERAL ASSEMBLY

LIEUTENANT-GOVERNOR DANIEL B. STRICKLER
PRESIDING

Lieutenant-Governor Strickler, members of the General Assembly: We are met here today in a Joint Session of the 138th General Assembly and are about to hear a message from the Governor on the state of the Commonwealth. That message will contain pertinent suggestions for your consideration in determining in a legislative way what will be the future of Pennsylvania's government for the next biennium.

All of you have come here with the fixed purpose, no doubt, of representing your constituents by exchanging ideas, and finally pooling your majority interests to give Pennsylvania sound legislation.

These are days when the needs and demands of the people for propositions of law are many and some are baffling. Therefore, we must neither yield to the tendency to haul down the flag and express defeatism, nor to the tendency to lunge into matters regardless. We must yield to the necessity of making a calculating analysis and allay fears.

The legislative program must not only be interesting enough to attract attention but it must be simple, fair and convincing to get cooperation. Law must be understood. The great law-giver, Blackstone, gave us the best guide in stating "Law in its more confined sense is a rule of human action or conduct, that is, the precepts by which man, the noblest of all sublunary beings, endowed with both reason and free-will, is commanded to make use of those faculties in the general regulation of his behavior."

Regardless of what we attempt to do here, law is not the answer to all things. Thinking and actions of Americans fall into three areas; First, the area of law which compels obedience to do that which is required. Second, the area of freedom, that is, to do as one pleases. Third, the great middle area of the unenforceable, appealing to the conscience. We stress so much the field of the law and we speak about and rely so much on our freedom but in our great nation we must realize that the true final determining factor is the force of public conscience.

As Lieutenant Governor, I greet you. As a soldier of our Commonwealth, I ask you to do all you can for the veterans. The G.I.'s were displaced persons in the American armed forces during World War II. They must be properly rehabilitated. There must be restored to them, if possible, that which they lost or were denied because of their service. As a former member of the House of Representatives, as President of the Senate, as Chairman

of the Board of Pardons, as an official of this Administration, as a citizen of this State, I take this opportunity to tell you that I desire to work with you for harmony and service, and for the honor of Pennsylvania. Perhaps what I said here today will help you to do better what you are going to do anyway.

The SERGEANT-AT-ARMS OF THE SENATE. Mr. President, the Committee appointed to escort the Governor to the Hall of the House.

Mr. LLOYD WOOD. Mr. President, I have the Honor of presenting His Excellency, James H. Duff, Governor of the Commonwealth of Pennsylvania.

The LIEUTENANT-GOVERNOR. Members of the General Assembly, I have the honor and privilege of presenting His Excellency, James H. Duff, Governor of the Commonwealth of Pennsylvania, who will now address you.

ADDRESS OF GOVERNOR JAMES H. DUFF

GOVERNOR DUFF. Members of the General Assembly:

The two years ending January 1, 1949, have been the busiest and most prosperous in the history of the Commonwealth. Both income and employment have been at an all-time high. More new businesses have been located in the Commonwealth than in any similar period; and the expansion of business already here has similarly eclipsed any previous record. While this tremendous activity in Pennsylvania has occurred coincident with the greatest national income and employment, it is nevertheless true that Pennsylvania has resumed her position as the leading industrial State. As evidenced by the latest United States report published in August last, Pennsylvania's manufacturing payrolls for 1947—which is the latest year reported—increased 26% and in that rise we were neither equaled nor excelled by any important industrial State in the Nation.

One of the important features of the unanticipated expansion in the business and income in the Commonwealth was an increase of revenue over and above what we had a right to anticipate for the period. This excess of revenue over anticipation will amount to \$58,000,000. With this and an adjustment of lapses there will be a surplus of \$63,000,000. This surplus will be decreased by about \$19,000,000 of deficiencies, leaving a net of \$44,000,000 surplus for the biennium.

In endeavoring to anticipate the income and expenses of the Commonwealth for the next biennium we labor under the same difficulties as in the previous biennium, by reason of the impossibility of being able to forecast with accuracy what the trend will be. There has been the fear that an increase in the existing inflation would reflect itself in greatly increased governmental expenditures. But that fear has been allayed in part by the recent hardening of the price structure. However, opinion is still in balance as to whether or not there will be a fourth round of wage increases. Should there be such increases they would reflect themselves in every phase of government outlay, in the cost of everything that we buy, and everything that we use. As we are bound to endeavor to anticipate a situation that will exist over the biennium with respect to our budgeting for the coming period, we have assumed a price structure and income in the general neighborhood of that which now prevails.

It is not my purpose today to enter into a detailed statement of the financial situation. That I expect to discuss with you in my budget message shortly after you reconvene. But for the purpose of a general over-all statement, I think I should point out now that the net surplus which we will have at the end of this biennium will not be as fortunate for us as it would have been were we not obliged to anticipate immediately very large increases in the coming biennium, by reason of future acting provisions under existing laws, and without any new services that the current session of the General Assembly may decide are necessary. For example, against the net surplus of \$44,000,000 there must immediately be charged in the coming biennium under existing laws an increase of subsidies, retirement funds for teachers, and general expenses connected with education, of \$34,000,000.

The payment to State employes under an existing increase without any further increase during the biennium, will make a further necessary charge against this account of at least fourteen million dollars more. To this must be added at least seven and a half million dollars in anticipation of the interest for the first year of the Soldiers' Bonus, upon the assumption of the approval of the Bonus by the people of the Commonwealth when it is submitted to them. It is thus evident that the net surplus of \$44,000,000 will be entirely eaten up by existing charges under present laws without any new services that may be authorized and directed at the current session of the General Assembly.

When you reconvene I expect to make no recommendations for any increase of taxes for the General Fund. Such a program, however, will necessitate the re-enactment of all existing taxes and the further postponement for the period of two years of the manufacturers exemption. If no new taxes are to be levied, it will also necessarily involve the construction, under a General State Authority, of further permanent improvements for the mental health program; for a maximum security prison; and for a number of other structures and installations, permanent in character, that will be necessary during the coming biennium, which I trust you will authorize and which will be detailed in the Budget Message.

I feel that you will agree that if for any reason you may determine to eliminate any tax now in force that it can only be eliminated by the imposition and substitution of a new tax that may be assured to raise an equal amount of revenue, because whatever use you may authorize for an Authority, it can only properly be used for permanent improvements, and in no case for current operating expenses. Moreover, legislation should be enacted providing for the funding of such funds as may be provided in an Authority.

MENTAL HEALTH

Two years ago the General Assembly recognized the great need for betterment in our mental health program. For generations in Pennsylvania, as well as in most all other States, we had not met the responsibilities that were ours with respect to the proper care for the mentally ill.

During the past two years there has been carried

forward in this State the greatest program for the solution of that problem that has ever been undertaken in any similar period in the history of the Commonwealth. A vast program for the physical development of the properties of the Commonwealth used in mental health is now vigorously under way. But there is much more to be done. Or responsibilities were neglected for so long that when we entered upon them they have proven greater than we may imagine they would have been. Nevertheless they remain an inescapable challenge to us.

I feel that you will agree that for those unable to take care of themselves, we must all be advocates to see that they are adequately provided for. But, in addition to that, we must raise our sights on the whole mental program.

In the past the problem of the mentally ill has largely been considered the problem of putting away for safe-keeping those who had mental affliction. In other words, custodial care has largely been both aim and end. However, in recent years, and particularly since the outbreak of World War II, developments have indicated that there is a far more hopeful and better attitude that can and must be taken with respect to the problem of the mentally ill.

Statistics show that under the impact of the tremendous stresses of today there are more people suffering from nervous disorders and mental illness than ever before; that if current conditions continue to maintain themselves one out of every ten of all citizens at some time in their lives may be expected to need the attention of a psychiatrist; and that one out of every twenty citizens at some time may be expected to need attention in a mental institution. It is impossible to escape the obligation placed upon us by an understanding of these statistics.

If we are to treat the problem merely on the basis of custodial care, without seriously endeavoring to restore to their families and to their ordinary vocations many of these nervous disorders, we may presently find ourselves with a problem with insurmountable difficulties. On the other hand, if we will adopt the new measures and treatment that are being found so remedial, we may find that we can restore to their families and to society a vast number of those who heretofore would have been consigned merely to custodial care in some institution. Cures for many persons which have completely restored them to full health have been so spectacular as to seem almost miraculous. We owe it to ourselves, we owe it to the people of the Commonwealth, to see that everyone, irrespective of his or her means, has the benefit of the kind of attention that gives him or her the opportunity of being restored, if restoration is possible—and in a vast number of cases it undoubtedly is possible under proper care and treatment.

A part of the program necessarily concerns more study of the causes of mental illness and treatment for the mentally ill. It necessitates doctors specially trained for such treatment, as well as specialized training for nurses, attendants and all those having to do with the mentally ill. For that reason I suggest that a direct approach to the solution of these constantly mounting difficulties confronting us be attempted.

In western Pennsylvania, at Pittsburgh, the Com-

monwealth has already built the Western Psychiatric Institute. I recommend that an Eastern Pennsylvania Psychiatric Institute be built immediately in Philadelphia, and that both these Institutes be turned over for operation and control to the Medical Schools in the areas in which they are located. Thereby, doctors may receive the same clinical training in mental diseases that they do in general medicine and surgery. In the same Institutes nurses and attendants may also be trained in the best practices for the care of mental patients. In the plan proposed, all this training will be on a purely professional basis, and will meet the imperative demand for the highest skilled training for those entrusted with the care of the mentally ill.

The effect of such a program in the final analysis will revolutionize the approach to the care of the mentally ill. It will afford persons so afflicted the best possible chance for restoration to health—and those chances are infinitely better than we have heretofore been inclined to believe.

Entirely apart from the social implications of the benefits to be obtained from these methods, it will also result, in the long run, in a tremendous financial saving to the people of the Commonwealth. Because if we are to continue to approach this problem largely on the basis of custodial care, we will, every biennium, be building more and more buildings for custodial care for a constantly increasing number of patients.

Our progress in the solution of the problem of the mentally ill will be measured not by the increase in the number of mental patients in custodial care, but by the number of those suffering from mental illness who have been restored to their normal selves, to their families and to useful and productive places in society.

GENERAL HEALTH

Pennsylvania's public health program has been advanced vigorously since the last meeting of the General Assembly.

Our school health program, providing complete medical and dental examinations every two years for all children of school age, is now operating in high gear, with better than 90% coverage of pupils, teachers and school employees. This program, with its provision for follow-up treatment of pupils found to have remedial physical defects is making noteworthy contribution to the health of the Commonwealth's children.

The continued rise in the death rate from heart disease and cancer makes these two diseases leading public health problems. The States cancer control program has laid the foundation for an effective campaign to aid the victims of cancer, and should be substantially extended.

Rheumatic fever causes more deaths among young people than all communicable diseases put together, including pneumonia. The campaign against rheumatic fever and rheumatic heart disease, launched two years ago, is proving its worth in finding cases and bringing them under treatment. Twelve heart clinics have already been established by the Commonwealth, and more are urgently needed.

There should be immediate and continued attention

to the problem of the crippled child in Pennsylvania. It has been estimated that there are 12,000 cerebral palsy patients in the State who are in need of special care and education. There is also need for legislation to provide increased clinical treatment and rehabilitation programs for persons who suffer from cleft palates and other facial deformities. Every crippled child should have the chance to become self-supporting and whole, and it is our obligation to see that they have this opportunity.

Pennsylvania's public health activities and services, as administered by the State Department of Health, have been under study for the past year by experts, in an effort to discover wherein it may be strengthened to give the taxpayers the best return for the money and the best services to those of the public who need it. Recommendations contained in this survey, which will soon be available, should help develop new methods and procedures covering all phases of the health program.

HIGHWAYS

Pennsylvania has an unrivaled system of highways. These highways are so extensive and have afforded such manifold advantages to the citizens of the Commonwealth that we ought to strain every effort to continue to advantage ourselves of the benefits that have so substantially affected the welfare and prosperity of our people.

Our highway problems cannot be compared with the problems of any other State, because no other State has a State system of highways in the same category with ours in Pennsylvania. When it is realized that the State highway system of Pennsylvania has more miles of road built, repaired and maintained at the State level than the States of Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Delaware and Maryland combined, and 1,300 miles more than all those States combined, it is clear that our highway problem in Pennsylvania cannot be compared with the highway problem in any of the other great States, because they have no mileage even remotely close to ours.

The State tax on gasoline is the same today as it was in 1930. Out of gas tax funds the appropriation to political subdivisions in the Commonwealth, namely, counties, cities, boroughs and townships, have increased so that today they take 39 million dollars every two years from this gasoline tax money. Meanwhile, the State highway road mileage that has been constructed by the Commonwealth has increased 300 per cent, and the cost of building roads has also increased in the same great percentage of 300 per cent.

It is, therefore, manifest that if we are to continue with the policy that has distinguished our highway system in the past, we cannot longer continue to do it on the basis of the present gas tax, with our present great mileage and with the vast increase in the cost, both of building and of upkeep.

The fact that this problem is not peculiar to Pennsylvania is evidenced by the fact that in other States, with no mileage comparable to our own, tax increases are being considered and will probably become effective.

However that may be, the fact remains that we have

a tremendous number of problems confronting the Highway Department that demand solution. In almost every congested industrial community of the Commonwealth, both large and small, there is a morning and evening traffic tie-up that we have to do something about. Take Harrisburg for example, because this is a community where the members of the General Assembly may verify the problem from their own experience. During the time of peak loads of traffic both morning and evening it frequently takes more than an hour to cross the City. Yet during other periods of the day the same course may be followed in ten to twelve minutes. This means a great loss of time both morning and evening by everyone caught in this congestion. Everywhere about the Commonwealth demands are made that the solution of these traffic congestions be worked out.

Then, there is the problem of our main highways throughout the Commonwealth. Much even of our main systems are still only two lanes, which causes endless congestion and loss of time on hills and in bad weather.

Another problem is the farm-to-market roads. As part of a balanced highway program during the past two years the Commonwealth has spent more money in building rural roads to take the farmers out of the mud than in any two-year period in our history. This program should be continued.

But with costs more than doubled since the beginning of the War, it is imperative that we have more money for the Motor Fund if we are to continue to carry forward this balanced program.

I feel that we all have the responsibility to see that we do not fall back in this program. And the degree to which we will fall back will be determined by the degree to which funds may not be available to the Highway Department.

Under present Motor License Fund revenues the Department of Highways will have \$120,000,000 available for construction in 1949-1951, which compares with \$171,000,000 in the present biennium. The chief reason for this large difference is that during the present biennium the Department of Highways has financed a large share of its program with surplus funds accumulated during the War years when road construction was practically at a standstill. Because of high road building costs and war-deferred projects the Department feels that \$100,000,000 a year, or \$200,000,000 for the biennium, is necessary.

This amount can be provided by a two cents per gallon increase in the Liquid Fuels Tax; or it could be provided by a one cent increase in the Liquid Fuels Tax, and using a State Authority to provide the balance for large costly projects such as bridges and limited access and express highways.

I am convinced that the additional funds are necessary, and I leave it to your judgment in providing those funds.

AGRICULTURE

We must continue the forward-looking and constructive program that is being carried on by the Department of Agriculture. Great progress has been made in the elimination of certain plant insects and diseases which have caused heavy economic loss.

The Gypsy Moth has been almost eliminated in north-eastern Pennsylvania after a number of years of unre-

mitting effort. The control and eradication of this and other plant pests must continue.

Great advances have been made in the maintenance of health in farm animals which are of great importance to our citizens. The incidence of tuberculosis in dairy cattle has been reduced from 9.27 percent of all cattle to twenty-four one hundredths of one percent. A similar campaign to eliminate brucellosis or Bang disease of cattle, an ailment which may cause undulant or Malta fever in humans, is now going forward. Pennsylvania is a leader in this world-wide campaign of eradication. However, the battle is only half won. We must get rid of this menace, and we must provide the funds to do so.

It is very evident that we are approaching a period of heavy competition in the marketing of farm products. Our growers need the assistance of the Department in maintaining Pennsylvania's enviable position as a producer of quality foods, and in encouraging the best marketing practices.

We must continue soil conservation in Pennsylvania as well as soil analysis for the purpose of determining the best use to which lands may be put. As the result of this program we are finding new uses for lands in certain areas which may make large areas valuable for certain types of use which had been almost idle for many years. Research and development must continue to be expanded for the benefit of the farmers of the State.

HOUSING

As a result of the failure to build during the War, of the natural increase of population in Pennsylvania, and the necessity of providing better living accommodations in the low income group of people already here, the housing situation in the Commonwealth—in keeping with like situation in all other greatly compacted communities of the Nation—requires a definite program for action. One of the responsibilities of this General Assembly will be to meet the challenges of that situation.

I feel that we should have action at this session of the General Assembly that will provide a building program, especially for rental properties in the low income brackets, that will be coordinated with the program of the Federal Government and of the local communities in the Commonwealth. But it will not be enough merely to have a program. We must have houses. At the moment we are engaged in working out a plan for large scale housing development in the Commonwealth, which will shortly be submitted and recommended to you, with the details and method of operation, so that we will not only have a theory as to how this will be done, but that we can actually get the houses built in the places where they are so vitally needed.

SOCIAL LEGISLATION

I feel that this session of the General Assembly should accept the responsibility of providing by legislation equal opportunity to work without discrimination because of race, color, creed, or place of origin—which will require the passage of a State Fair Employment Practice Act. Accordingly, I strongly recommend that the General Assembly in this session enact a Fair Employment Practice Act, containing safeguarding provisions similar to those provided for in the existing laws of sister States

in a comparable stage of industrial development to our own great Commonwealth.

LABOR

I recommend further revision and clarification of the Unemployment Compensation Law to correct any inequalities and injustices that exist and to meet changing economic conditions.

We should broaden the Workmen's Compensation and Occupational Disease Laws at a level comparable with other States having similar industries with similar risks.

We should continue adequate appropriation to the Second Injury Reserve Fund for the benefit of veterans and all others coming within its provisions.

We should support increased appropriations to expand inspection and enforcement of the State Safety and Health Laws in order to guarantee men and women a healthful place to work in all classes of industry.

EDUCATION

I do not believe there can be any serious disagreement with the proposition that we must take whatever steps are necessary in Pennsylvania to provide our youth with properly qualified and prepared teachers and adequately compensated teachers. We must have a program in Pennsylvania for education that provides equality of basic educational opportunity for every child in the Commonwealth, irrespective of the financial character of the community in which the child lives; also a formula that places teachers on the basis to which they are entitled to be placed by reason of ability, training and effort.

The perpetuation of our form of government demands equalization of educational opportunity; a continuance of local control upon which our government was founded; and the definite participation of local government in governmental financial needs in accordance with their ability to do so, especially in so far as those problems are particularly applicable to the local community.

It is clear that at the State level of government a constantly expanding program of contribution cannot continue indefinitely in every phase of the activities in which the State is being asked to participate. For example, in the matter of contribution to education, without any new legislation at this session, the contribution by the State to education will vastly increase under the provisions of laws that have already been enacted.

For the support of public schools under existing laws, without any new legislation in the coming biennium over the past biennium, there will be an increase of \$22,000,000; for transportation of school children, \$3,644,000; and for contribution to the Teachers' Retirement Fund, \$7,694,000. In other words, under future operating provisions of existing laws, without any new legislation at this session, the contribution of the Commonwealth to education at the public school level will be increased \$33,338,000. A statement of these facts makes it evident that it is imperative that local communities accept the responsibility of contributing substantially to such services, according to their ability to pay. Ability to pay must be recognized to be based, in part, upon the number of subjects that the local community may tax in addition to real estate. This proposition makes pertinent the discussion of Act

No. 481 and legislation passed at the last meeting of the General Assembly relating to local taxation.

LOCAL GOVERNMENT

The problem of additional requests for grants in aid for local communities from the Commonwealth is constantly expanding. This is the situation that prevails not only in Pennsylvania but everywhere in America. In an endeavor to attempt to help solve that problem at the last session of the General Assembly Act No. 481 was passed to broaden the tax base of local communities.

You may be interested to know that at the last Conference of the Governors a round table discussion was had on the problem raised by our Act No. 481, and that this discussion lasted longer than any discussion on any problem that had ever been before the Governors' Conference since its beginning. At the end of that discussion, which lasted well on to two days, a Resolution was passed citing the unanimous approval of all the Governors present of the necessity of dealing with the proposition that this Act concerned itself with.

In my judgment, this Act deals more fundamentally with one of the great problems of our time than any legislation that has been brought to my attention. It endeavors to preserve government at the local level, which has been one of the great distinguishing features of our government in America, by giving local government both the responsibility of maintaining itself and also the wherewithal to do it with.

Local government cannot possibly sustain itself any longer on real estate taxes alone. The time has come when real estate represents only a fraction of the wealth of the community; and to put the entire cost of government upon this one form of property is not only a disastrous and fatal discrimination against real estate, but it is also a confession that we are unfair, and that we no longer have the capacity to make the determinations to keep local government strong.

It is right that there should be criticism of this legislation broadening the base for local taxes, in any particular in which it has been found in operation to be unfair or oppressive. If there are particulars by which it can be improved by amendment, they ought to be made. But in my judgment amendments should not be made that will emasculate the Act or destroy its provisions and purposes.

CONSERVATION

During the period following adjournment of the last session of the General Assembly there has been a more aggressive and farreaching program of conservation carried on in the Commonwealth than ever before. One of the most conspicuous examples of this program is the endeavor to reclaim the waterways of the State.

The first and most difficult waterway to endeavor to reclaim was the Schuylkill River—the most important because it serves as a source of water supply for a greater proportion of the population of the Commonwealth than any other stream; and for the further fact that it probably was the most dangerously polluted and contaminated stream of the State, considering its importance with respect to domestic water supply.

The progress that has been made in this work is beyond the anticipations of even the most optimistic. This project

was set up June 25, 1947, following the last meeting of the General Assembly. Allowing for the technical work that was necessary before any work was started on the ground, and the preparation of plans, I am able to report to you that as of the day on which we meet here 880,000 cubic yards of silt have already been removed from that stream during this period. To give a visual picture of the enormous amount of silt this is, I would like to report I have been advised that if this silt had been put in railroad cars, the train of cars necessary to remove the amount of silt that has already been taken from the Schuylkill would reach from Broad Street Station at Philadelphia, in a continuous line of cars, to within fifty miles of Pittsburgh. This is the greatest water reclamation project not only in the States, but, as far as I have been able to ascertain, anywhere in the world. It is demonstrating that the job that many said was too big to tackle is not only feasible but is possible, within a period far quicker than even the most optimistic were willing to predict.

It will take a vast sum of money to complete this project; but I feel it is our obligation to do so, by reason of the dependence of such a great part of our population upon the water from this stream. Now that it has been demonstrated that the job can expeditiously be done, the details of the plan for its continuance will be outlined to you in the Budgeta Message.

The vastness of this job is due to the fact that we allowed these deposits of culm to be made in the stream for almost 150 years continuously without doing anything to prevent it, or doing anything about removing it once it had been done. This is a conspicuous example of the destruction of natural resources without endeavoring to provide a remedy against it or to ameliorate the damage once it was begun.

Some captious persons complain about the expenditure of money for the stream clean-up program in the State; but when it is realized that almost 8½ million of the people of Pennsylvania are obliged to get their drinking water from streams that are so heavily contaminated, it must be clear that the pollution of the streams of Pennsylvania is the number one health menace to our people. Anyone who attempts to become jocular or captious about this program on the ground that it is a fish program, certainly owes it to everyone who is compelled to drink this kind of water to convince them that they know what they are talking about.

The Commonwealth is actively engaged in the development of adequate recreational areas within reach of metropolitan and other heavily populated districts of the Commonwealth. It is also building flood and recreational dams within the limits of the appropriations made at the last meeting of the General Assembly. I urge the continuation of this program, for the reason that we have neglected it so long, the same as we have our mental hospitals and our streams; that it is only by a regular and systematic attention to this program that we will meet its necessary requirements and develop the recreational facilities of the State in the way that is of such great benefit, not only for recreation but in bringing transients into the State, and particularly into counties that have such great natural set-ups for affording recreational facilities, not only for our own people but for visitors from elsewhere.

In reforestation there is a greatly expanded program

in operation. This should be continued. During the two Wars the timber resources of the Commonwealth were used up in a way that can only be replaced by a long and continuous program of reforestation. This also should be done on a large scale, and systematically, if we are to give it the appraisal in our values that it should get, particularly in view of the fact that almost one-half of the total acreage of Pennsylvania is more suitable to forest than any other purpose, and much of this land is suitable only forest products.

SUMMER CAMP FOR CHILDREN

I call your attention to what I regard as a tremendous opportunity for public service out of facilities that are already available at Indiantown Gap.

The Government of the United States and the Commonwealth of Pennsylvania together have invested in the lands, buildings and facilities at Indiantown Gap approximately \$85,000,000. During the War this area was one of the great training camps of the Country, and was crowded and used to the utmost. But today these vast facilities and the 63,000 acres in the Camp are used by the National Guard not to exceed one month a year; the remaining eleven months they lie idle, and are under the expense of the necessary upkeep.

In this area there are great mountain stretches, beautiful valleys, two lakes, great spaces for playing fields, and opportunities for all types of wholesome recreation. I suggest that during at least a portion of the summer months in which these facilities are not occupied by the military, that they be used as a summer camp for underprivileged youth of the Commonwealth.

In times of war this Camp was used for developing citizens for the defense of their Country. In times of peace it can be equally well used for developing future citizens of the Country, particularly from those families which do not have of their own the means to give them many of the advantages that should be wholesome advantages for every citizen of the Commonwealth to enjoy. I recommend strongly, therefore, that funds be provided for a summer camp for underprivileged children of Pennsylvania for each summer of the next biennium. I am sure that such a camp will pay tremendous dividends in better health, in better attitudes and in better citizenship for all those who have the advantage of these great facilities.

Members of the General Assembly: This is a program that I am confident is to the advantage of the people of the Commonwealth. And after all, that is what government is for—to do the best for the most people.

LIEUTENANT-GOVERNOR STRICKLER. Governor Duff, on behalf of the Members of the General Assembly, I thank you for the splendid message.

ELECTION RETURNS

LIEUTENANT-GOVERNOR STRICKLER. This being the day and time agreed upon by concurrent resolution of the Senate and House of Representatives and in accordance with the laws of this Commonwealth for the opening, counting and computing of the official returns for the election of Auditor General and State Treasurer held on Tuesday, November 2, 1948, in the several counties of this Commonwealth, the returns will be now opened and read.

The Teller on the part of the Senate is the gentleman from Somerset Mr. Hare. The Teller on the part of the House is the gentleman from Venango Mr. McKinney. They will please come to the desk and proceed in the performance of their duty.

The returns for Auditor General were opened and read by the Clerk.

VOTES CAST FOR AUDITOR GENERAL ON NOVEMBER 2, 1948

Counties	Weldon B. Heyburn	Ramsey S. Black	Charles Palmer	Frank Knotek	Hans Peters	
	Rep.	Dem.	Pro.	In. Gov.	Soc.	Seat.
Adams,	7,679	5,007	81	4	21	-----
Allegheny,	244,914	228,350	1,774	572	1,911	1
Armstrong,	11,248	5,753	204	51	29	-----
Beaver,	21,974	20,757	311	74	123	-----
Bedford,	5,845	8,800	-----	-----	-----	-----
Berks,	33,968	43,280	199	26	2,329	-----
Blair,	22,214	13,885	216	26	92	-----
Bradford,	11,554	4,011	149	8	17	-----
Bucks,	28,876	17,192	109	20	306	1
Butler,	16,940	9,726	209	30	50	-----
Cambria,	27,319	40,555	253	81	105	-----
Cameron,	1,571	821	17	1	2	-----
Carbon,	9,471	9,459	120	35	45	1
Centre,	9,036	6,898	-----	-----	-----	-----
Chester,	29,031	14,586	165	12	118	-----
Clarion,	6,457	5,176	-----	-----	-----	-----
Clearfield,	11,515	11,235	299	23	78	-----
Clinton,	5,492	4,880	-----	-----	-----	-----
Columbia,	9,046	9,562	-----	-----	-----	-----
Crawford,	13,854	8,959	-----	-----	-----	-----
Cumberland,	17,241	11,910	138	7	46	-----
Dauphin,	43,739	29,666	287	23	160	-----
Delaware,	91,667	56,084	422	44	444	-----
Elk,	4,954	5,440	-----	-----	-----	-----
Erie,	32,532	27,345	333	84	120	-----
Fayette,	19,232	34,376	263	44	81	-----
Forest,	1,102	676	35	-----	1	-----
Franklin,	11,790	7,593	74	4	10	-----
Fulton,	1,657	1,726	21	-----	-----	-----
Greene,	4,205	8,182	54	7	9	-----
Huntingdon,	6,642	8,230	92	13	17	-----
Indiana,	12,334	8,333	-----	-----	-----	-----
Jefferson,	9,067	5,547	202	10	22	-----
Juniata,	2,965	2,309	26	1	2	-----
Lackawanna,	44,794	63,719	193	34	58	-----
Lancaster,	45,300	21,920	240	115	143	-----
Lawrence,	16,933	14,318	393	32	66	-----
Lebanon,	15,309	9,470	98	13	60	-----
Lehigh,	30,555	27,058	220	41	144	-----
Luzerne,	69,196	69,086	534	861	161	-----
Lycoming,	18,009	13,872	813	17	65	-----
McKean,	10,047	4,642	131	4	18	-----
Mercer,	18,398	16,095	291	33	50	-----
Mifflin,	5,432	4,756	65	2	11	-----
Monroe,	6,061	6,261	-----	-----	-----	-----
Montgomery,	84,543	41,878	274	50	403	-----
Montour,	2,560	1,904	11	-----	3	-----
Northampton,	25,252	33,459	275	41	153	-----
Northumberland,	22,902	16,156	157	46	72	-----
Perry,	5,299	2,691	-----	-----	-----	-----
Philadelphia,	419,140	434,294	1,863	305	1,777	-----
Pike,	2,772	1,346	11	1	10	-----
Potter,	3,565	1,731	-----	-----	-----	-----
Schuylkill,	43,757	27,508	202	69	195	-----
Snyder,	5,025	1,500	-----	-----	-----	-----
Somerset,	13,658	8,742	85	9	23	-----
Sullivan,	1,637	1,074	13	5	3	-----
Susquehanna,	7,790	3,460	67	19	11	-----
Tioga,	9,839	2,971	-----	-----	-----	-----
Union,	4,821	1,503	50	6	16	-----
Venango,	11,642	4,986	521	10	24	-----
Warren,	8,024	4,084	252	11	22	-----
Washington,	26,138	46,617	290	65	137	-----
Wayne,	7,545	2,261	-----	-----	-----	-----
Westmoreland,	30,895	63,440	517	155	343	-----
Wyoming,	4,222	1,631	63	5	17	-----
York,	30,659	35,841	388	30	91	-----
Total	1,849,096	1,758,089	14,266	2,679	10,235	7

The LIEUTENANT-GOVERNOR. The Chair recognizes the gentleman from Somerset, Mr. Hare.

Mr. HARE. Mr. President, the Tellers agree in their count and submit the following report for Auditor General.

Weldon B. Heyburn, Republican, received 1,849,096 votes, Ramsey S. Black, Democrat, received 1,758,089 votes, Charles S. Palmer, Prohibition, received 14,266 votes, Frank Knotek, Industrial Government, received 2679 votes, Hans Peters, Socialist, received 10,235 votes.

The LIEUTENANT-GOVEROR. Mr. Weldon B. Heyburn having received the highest number of votes was duly elected Auditor General for the term of four years from the first Tuesday of May, 1849.

The returns for State Treasurer were opened and read by the Clerk.

VOTES CAST FOR STATE TREASURER ON NOVEMBER 2, 1948

Counties	Charles R. Barber	W. J. Lane	Albert J. Crispell	Thomas Grady	Walter R. Hollinger	
	Rep.	Dem.	Pro.	In. Gov.	Soc.	Seat.
Adams,	7,726	5,572	25	7	19	-----
Allegheny,	240,480	227,873	1,641	537	1,903	7
Armstrong,	11,546	9,586	189	18	33	-----
Beaver,	22,232	26,628	304	84	131	-----
Bedford,	5,909	8,819	-----	-----	-----	-----
Berks,	34,210	43,041	189	41	2,428	-----
Blair,	22,510	13,681	179	36	112	-----
Bradford,	11,660	4,252	133	11	22	-----
Bucks,	29,013	17,123	80	15	241	1
Butler,	17,164	9,596	278	25	59	-----
Cambria,	27,705	40,793	184	110	126	-----
Cameron,	1,584	817	13	4	2	-----
Carbon,	9,536	9,340	100	82	52	-----
Centre,	10,114	6,756	-----	-----	-----	-----
Chester,	29,109	14,583	139	10	134	-----
Clarion,	6,610	5,073	-----	-----	-----	-----
Clearfield,	11,716	11,124	249	44	74	-----
Clinton,	5,653	4,759	-----	-----	-----	-----
Columbia,	9,140	9,464	-----	-----	-----	-----
Crawford,	14,202	8,716	-----	-----	-----	-----
Cumberland,	17,559	11,551	125	7	30	-----
Dauphin,	44,703	28,554	251	31	132	-----
Delaware,	91,841	56,056	393	45	443	-----
Elk,	5,104	5,321	-----	-----	-----	-----
Erie,	35,013	29,137	356	60	134	-----
Fayette,	19,363	34,496	355	62	73	-----
Forest,	1,189	672	34	-----	3	-----
Franklin,	11,897	7,518	66	5	13	-----
Fulton,	1,680	1,728	14	-----	1	-----
Greene,	4,274	8,180	59	11	11	-----
Huntingdon,	6,765	3,155	86	20	19	-----
Indiana,	12,721	8,157	-----	-----	-----	-----
Jefferson,	9,214	5,474	192	20	28	-----
Juniata,	3,002	2,345	20	2	2	-----
Lackawanna,	44,852	63,738	180	65	60	-----
Lancaster,	45,439	21,802	236	110	150	-----
Lawrence,	17,109	14,022	338	35	64	-----
Lebanon,	15,445	9,356	91	17	74	-----
Lehigh,	30,899	26,820	194	58	142	-----
Luzerne,	69,462	58,682	553	358	142	-----
Lycoming,	18,330	13,723	738	35	75	1
McKean,	10,121	4,623	123	14	14	-----
Mercer,	18,038	16,056	202	31	47	-----
Mifflin,	5,489	4,720	50	0	14	-----
Monroe,	6,191	6,141	-----	-----	-----	-----
Montgomery,	84,661	41,813	239	66	467	-----
Montour,	2,656	1,925	7	2	2	-----
Northampton,	25,678	33,189	243	55	155	-----
Northumberland,	23,194	15,994	125	64	108	-----
Perry,	5,349	2,601	-----	-----	-----	-----
Philadelphia,	419,810	434,067	1,851	317	1,822	-----
Pike,	2,806	1,305	0	3	12	-----
Potter,	3,635	1,673	-----	-----	-----	-----
Schuylkill,	44,191	27,388	127	86	199	-----
Snyder,	5,088	1,435	-----	-----	-----	-----
Somerset,	13,721	8,696	77	5	29	-----
Sullivan,	1,705	1,045	10	5	4	-----
Susquehanna,	7,850	3,436	66	19	19	-----
Tioga,	9,888	2,966	-----	-----	-----	-----
Union,	4,942	1,447	33	4	17	-----
Venango,	11,906	4,906	490	14	25	-----
Warren,	8,133	4,004	242	12	19	-----
Washington,	25,749	47,542	242	60	117	-----
Wayne,	7,642	2,168	-----	-----	-----	-----
Westmoreland,	40,638	63,031	447	164	391	-----
Wyoming,	4,223	1,620	113	7	15	-----
York,	30,839	35,766	330	27	114	-----
Total	1,864,435	1,749,605	13,085	2,832	10,617	10

The LIEUTENANT-GOVERNOR. The Chair recognizes the gentleman from Somerset, Mr. Hare.

Mr. HARE. Mr. President, the Tellers agree in their count and submit the following report for State Treasurer:

Charles R. Barber, Republican, received 1,864,485; W. J. Lane, Democrat, received 1,749,605; Albert J. Crispell, Prohibition, received 13,085; Thomas Grady, Industrial Government, received 2,882; Walter R. Hollinger, Socialist, received 10,617.

The LIEUTENANT-GOVERNOR. Charles R. Barber having received the highest number of votes was duly elected State Treasurer for the term of four years from the first Monday of May 1949.

Certificates of election for Auditor General and State Treasurer will now be signed in the presence of the General Assembly by the President of the Senate, the Speaker of the House and attested by the Tellers on the Senate and House of Representatives.

Certificates of election were signed as follows:

Commonwealth of Pennsylvania, January 4, 1949.

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the fourth day of January, A. D., one thousand nine hundred and forty-nine, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for Auditor General of this Commonwealth, and publish the same in the presence of both Houses of the General Assembly, conformably to the provisions of the Constitution and laws of said Commonwealth, and upon counting the vote by a Teller, appointed on the part of each House, it appeared that Weldon B. Heyburn had the highest number of votes; whereupon the said Weldon B. Heyburn was declared to have been duly elected Auditor General of the Commonwealth.

In testimony whereof, we have hereto set our hands and affixed our seals the day and year above written.

DANIEL B. STRICKLER
President of the Senate

(Seal of Senate)

HERBERT P. SORG
Speaker of the House of Representatives

(Seal of House)

FRED P. HARE, JR.
Teller on the part of the Senate
JOHN H. MCKINNEY
Teller on the part of the House of Representatives

Commonwealth of Pennsylvania, January 4, 1949.

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the fourth day of January, A. D., one thousand nine hundred and forty-nine, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for State Treasurer of this Commonwealth, and publish the same in the presence of both Houses of the General Assembly, conformably to the provisions of the Constitution and laws of said Commonwealth, and upon counting the vote by a Teller, appointed on the part of each House, it appeared that Charlie R. Barber had the highest number of votes; whereupon the said Charlie R. Barber was declared to have been duly elected State Treasurer of the Commonwealth.

In testimony whereof, we have hereunto set our hands and affixed our seals the day and year above written.

DANIEL B. STRICKLER
President of the Senate

(Seal of Senate)

HERBERT P. SORG

Speaker of the House of Representatives

(Seal of House)

FRED P. HARE, JR.
Teller on the part of the Senate
JOHN H. MCKINNEY
Teller on the part of the House of Representatives

ELECTION OF DIRECTOR FOR LEGISLATIVE REFERENCE BUREAU

The LIEUTENANT-GOVERNOR. The next order of business is the election of a Director for the Legislative Reference Bureau.

The Chair recognizes the Senator from Delaware, Mr. Watkins.

Senator WATKINS: Mr. President, it gives me a great deal of pleasure to nominate S. Edward Hannestad as the Director of the Legislative Reference Bureau. I thank you.

The LIEUTENANT-GOVERNOR. Are there any further nominations? The Chair hears none. The nominations are closed.

By acclamation S. Edward Hannestad was unanimously elected director of the Legislative Reference Bureau.

OATH OF OFFICE ADMINISTERED TO DIRECTOR OF LEGISLATIVE REFERENCE BUREAU

The oath of office was then administered to the Director-elect of the Legislative Reference Bureau, S. Edward Hannestad by Lieutenant-Governor, Daniel B. Strickler.

JOINT SESSION ADJOURNED

LIEUTENANT-GOVERNOR. The business for which the Joint Session was assembled having been completed I declare the Session adjourned. The Senators will please re-assemble in the Senate Chamber.

THE SPEAKER (Herbert P. Sorg) IN THE CHAIR

The SPEAKER. The Chair requests the gentleman from Westmoreland Mr. Lovett to preside.

MR. LOVETT IN THE CHAIR

PROCEEDINGS OF JOINT SESSION PRINTED IN JOURNAL

Mr. SOLLENBERGER. Mr. Speaker, I move that the proceedings of the joint session of the Senate and House of Representatives, held Tuesday, January 4th, 1949, be printed in full in this day's Legislative Journal.

ANNOUNCEMENTS

The CHIEF CLERK. If the Clerks have mispronounced the names of any of the members, please advise the Reading Clerk of the correct pronunciation.

The oath book will be at the Chief Clerk's office to be signed by the members who have not as yet signed the same.

Members checks for January are now available at the Chief Clerk's office.

FORMER MEMBER INTRODUCED

The SPEAKER pro tempore. The Chair wishes to present a former Member of the House, Honorable Kenneth L. Harkins from Allegheny County.

The SPEAKER (Mr. Sorg) IN THE CHAIR

ADJOURNMENT

Mr. WORLEY. Mr. Speaker, I move that this House do now adjourn until Monday, January 17, 1949, at 4:30 p. m.

The motion was agreed to, and (at 4:02 p. m.) the House adjourned.

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., MONDAY, JANUARY 17, 1949.

No. 2.

SENATE

MONDAY, January 17, 1949

The Senate met at 12:00 o'clock, noon, Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

PRAYER

The Chaplain, Rev. REED O. STEELY, offered the following prayer:

ETERNAL GOD, our refuge and our strength, Thou has called us to places of trust and responsibility.

We humbly thank Thee for all the ways in which Thou hast guided us.

We are reminded of the inadequacy of material means, and we confess before Thee all that has been amiss in our experiences.

Grant to us, we pray Thee, the spirit of unselfish service.

We pray for Thy blessing upon all who bear responsibility for leadership and direction in our nation, and in our State, and especially do we seek Thy divine will and blessing upon the members of the Senate. May their determinations be the result of the united wisdom of the people and faithfully executed by their united strength.

Be pleased to give Thy wisdom to those who have difficult decisions to make and important assignments to carry out.

Save us from violence, discord, lawlessness, pride, arrogance, pestilence and famine.

May this body legislate wisely, act with justice and prudence, and themselves set the example of what a good citizen should be.

Make us equal to our high trusts, reverent in the use of freedom, and generous in the protection of weakness. Help us again to hear Thee say, "Righteousness exalteth a nation, but sin is a reproach to any people."

We ask through Jesus Christ, our Lord, to whom, in the Blessed Trinity, be all honor and glory, world without end. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. KEPHART, further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. Ruth asked and obtained leave of absence for Mr. LEADER, on account of illness.

APPOINTMENT OF STANDING COMMITTEES

The PRESIDENT. The President pro tempore has requested the Chair to announce the appointment of the following standing committees of the Senate, which the Clerk will read:

SENATE COMMITTEES

STANDING COMMITTEES OF THE SENATE OF PENNSYLVANIA—SESSION OF 1949

AGRICULTURE—(15)

Messrs. Scarlett, Chairman	
Robinson, Vice-Chairman	McPherson
Mallery	Pechan
Homsher	Dent
Kephart	Ruth
Wade	Leader
Walker	Toole
Mahany	

Taylor, ex-officio

APPROPRIATIONS—(21)

Messrs. Chapman, Chairman	Tallman
Watson, Vice-Chairman	Walker
Scarlett	Blass
Homsher	Wolfe
Crowe	Dent
Farrell	DiSilvestro
Geltz	Haluska
Letzler	Ruth
Snowden	Stiefel
Stevenson	Barr

Taylor, ex-officio

BANKING—(17)

Messrs. Wood, T. N., Chairman	Lord
Meade, Vice-Chairman	Diehm
Scarlett	Peelor
Geltz	DiSilvestro
Kephart	Haluska
Snowden	Stiefel
Wade	Rosenfeld
Doehla	Yosko

Taylor, ex-officio

CONSTITUTIONAL CHANGES AND FEDERAL RELATIONS—(15)

Messrs. Wood, Lloyd H., Chairman	Donlan
Peelor, Vice-Chairman	Hare
Chapman	McPherson
Farrell	Stiefel
Kephart	Rosenfeld
Blass	Lane
Frazier	Neff

Taylor, ex-officio

CORPORATIONS—(16)

Messrs. Mallery, Chairman	Wood, T. N.
Watkins, Vice-Chairman	Meade
Scarlett	Stiefel
Snowden	Holland
Tallman	Barrett
Walker	Neff
Doehla	Yosko
Frazier	

Taylor, ex-officio

EDUCATION—(15)

Messrs. Homsher, Chairman	Watson
Wagner, Vice-Chairman	Watkins
Crowe	Haluska
Farrell	Ruth
Letzler	Holland
Berger	Leader
Hare	Tarr

Taylor, ex-officio

ELECTIONS—(15)

Messrs. Kephart, Chairman	Mahany
Diehm, Vice-Chairman	Robinson
Chapman	Ruth
Crowe	Rosenfeld
Farrell	Barrett
Doehla	Neff
Hare	Yosko

Taylor, ex-officio

EXECUTIVE NOMINATIONS—(8)

Messrs. Lord, Chairman	Wood, T. N.
Wolfe, Vice-Chairman	Frazier,
Stevenson	Robinson
Hare	Dent

Taylor, ex-officio

FINANCE—(15)

Messrs. Geltz, Chairman	Lord
Wood, Lloyd H.,	Diehm
Vice-Chairman	Peelor
Scarlett	Dent
Letzler	DiSilvestro
Snowden	Barr
Tallman	Rosenfeld
Wade	

Taylor, ex-officio

FORESTS AND WATERS—GAME AND FISH—(15)

Messrs. Blass, Chairman	Wolfe
Doehla, Vice-Chairman	Watson
Crowe	Peelor
Stevenson	Robinson
Walker	Ruth
Berger	Stiefel
Donlan	Leader

Taylor, ex-officio

HIGHWAYS—(22)

Messrs. Snowden, Chairman	Wolfe
Wade, Vice-Chairman	Wood, Lloyd H.
Chapman	Watson
Mallery	Diehm
Scarlett	Dent
Crowe	DiSilvestro
Geltz	Ruth
Kephart	Barr
Letzler	Leader
Stevenson	Holland
Blass	

Taylor, ex-officio

INSURANCE—(15)

Messrs. Wade, Chairman	McPherson
Crowe, Vice-Chairman	Watkins
Geltz	Haluska
Blass	Leader
Wagner	Rosenfeld
Donlan	Lane
Lord	
Watson	

Taylor, ex-officio

JUDICIARY GENERAL—(22)

Messrs. Tallman, Chairman	Lord
Frazier, Vice-Chairman	Mahany
Mallery	Diehm
Homsher	McPherson
Geltz	Meade
Kephart	Peelor
Stevenson	DiSilvestro
Walker	Barr
Berger	Rosenfeld
Blass	Yosko
Wood, Lloyd H.	

Taylor, ex-officio

LABOR AND INDUSTRY—(15)

Messrs. Berger, Chairman	Pechan
Scarlett, Vice-Chairman	Robinson
Chapman	Dent
Frazier	Haluska
Watson	Holland
Wood, T. N.	Lane
McPherson	Neff

Taylor, ex-officio

LAW AND ORDER—(15)

Messrs. Letzler, Chairman	Pechan
Hare, Vice-Chairman	Watkins
Chapman	Dent
Mallery	Barr
Wagner	Lane
Lord	Tarr
Meade	Yosko

Taylor, ex-officio

LOCAL GOVERNMENT—(15)

Messrs. Stevenson, Chairman	Doehla
Mahany, Vice-Chairman	Donlan
Mallery	Hare
Homsher	Diehm
Farrell	Barr
Snowden	Tarr
Tallman	Toole

Taylor, ex-officio

MILITARY AFFAIRS AND AERONAUTICS—(15)

Messrs. Donlan, Chairman	Pechan
Wolfe, Vice-Chairman	Peelor
Walker	Watkins
Wade	Ruth
Wagner	Holland
Wood, T. N.	Tarr
McPherson	Barrett

Taylor, ex-officio

MINES AND MINING—(15)

Messrs. Crowe, Chairman	Mahany
Geltz, Vice-Chairman	Peelor
Mallery	Dent
Letzler	Haluska
Berger	Lane
Wolfe	Tarr
Donlan	Toole

Taylor, ex-officio

PUBLIC HEALTH AND WELFARE—(16)

Messrs. Farrell, Chairman
 Homsher, Vice-Chairman
 Chapman Wood, Lloyd H.
 Berger Wood, T. N.
 Wagner DiSilvestro
 Frazier Holland
 Doehla Leader
 Hare Toole
 Mahany

Taylor, ex-officio

RULES—(7)

Messrs. Walker, Chairman
 Snowden Wade
 Tallman Wagner
 Homsher Dent
 Taylor, ex-officio

STATE GOVERNMENT—(15)

Messrs. Wagner, Chairman
 Pechan, Vice-Chairman
 Farrell Meade
 Tallman Stiefel
 Walker Rosenfeld
 Wade Tarr
 Wood, Lloyd H. Toole
 Frazier Barrett
 Taylor, ex-officio

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

APPROVED AND SIGNED SENATE CONCURRENT RESOLUTION

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 5, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution directing the Chief Clerks of the Senate and House of Representatives to arrange for postage for mailing the Legislative Journal, and that the payment of the postage for the Legislative Journal and for the Bills, Calendars and Histories be provided for in the Appropriation Bill.

JAMES H. DUFF.

COMMUNICATION FROM THE GOVERNOR

He also presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and laid on the table:

RECALLING EXECUTIVE NOMINATION OF THE MEMBER OF THE BOARD OF TRUSTEES OF EASTERN STATE PENITENTIARY

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 17, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination made to your Honorable Body on January 4, 1949, for the appointment of Major General Norman D. Cota, Ardmore, Montgomery County, as a Member of the Board of Trustees of Eastern State Penitentiary.

JAMES H. DUFF.

NOMINATIONS BY THE GOVERNOR

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

MEMBER OF THE PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 17, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Hon. Orus J. Matthews, Dodds Lane, Ardmore, Montgomery County, for appointment as a Member of the Public School Employes' Retirement Board, to serve until his successor is appointed, Vice Samuel M. Goodyear, Carlisle, resigned.

JAMES H. DUFF.

MEMBER OF THE PENNSYLVANIA GAME COMMISSION

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 17, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert Lamberton, Franklin, Venango County, for reappointment as a Member of the Pennsylvania Game Commission, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

JAMES H. DUFF.

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 17, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

BUCKS COUNTY

Chauncey G. Paxson (Republican), Penns Park, Bucks County, to serve until December 31, 1951, and until his successor is duly appointed and qualified, vice Mrs. Adele Warden Paxson, Holicong, whose term expired.

DAUPHIN COUNTY

Roswell H. Lyon, Jr. (Republican), 2729 North Fourth Street, Harrisburg, Dauphin County, to serve until December 31, 1950, and until his successor is duly appointed and qualified, vice Harry S. Smeltzer, Harrisburg, whose term expired.

JAMES H. DUFF.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 17, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

JUSTICE OF THE PEACE

Walter R. Gratz, R. D. 1, Beaver Falls, Beaver County, for appointment as Justice of the Peace in and for the Township of Chippewa, Beaver County, until the first Monday of January, 1950, to fill a vacancy.

ALDERMAN

Clyde B. Saylor, 2515 8th Avenue, Altoona, Blair County, as Alderman in and for the Sixth Ward of the City of Altoona, Blair County, until the first Monday of January, 1950, vice Ira J. Shelley, deceased.

JUSTICE OF THE PEACE

A. Carl Fanning, 401½ Main Street, Towanda, Bradford County, as Justice of the Peace in and for the Borough of Towanda, Bradford County, until the first Monday of January, 1950, vice V. L. Grenell, resigned.

JAMES H. DUFF.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. LORD, JR. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on January 17, 1949.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 17, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ADAMS COUNTY

Mrs. Elizabeth Pennington, Gettysburg.

ALLEGHENY COUNTY

Miss Helen E. Abbott, Carnegie.

Walter A. Bunt, Patton Twp., Center St., Turtle Creek.

C. A. Contis, Pittsburgh, 401 Plaza Bldg.

John H. Dague, Pittsburgh, 1st Fl., 7216 Kelly St.

Miss Lillian Donatelli, Pittsburgh, 809 Clark Bldg.

Anthony Florence, Carnegie.

Ben Foreman, Wilkinsburg.

Mrs. Rose Foreman, Wilkinsburg.

Mrs. Myrtle D. Franks, Pittsburgh, 401 Magee Bldg.

Mrs. June D. Grbach, McKeesport.

Milton J. Hein, Pittsburgh, 2814 East St. (14).

Raymond J. Hoelzle, Pittsburgh, 304 West Penn Bldg.

Horold L. Jenkins, Pittsburgh, 632 Duquesne Way.

S. Irwin Kamin, Pittsburgh, 1648 Shady Ave.

George T. J. Krasnick, Pittsburgh, 3742 Windgap Ave.

C. D. Latimer, Oakdale.

Clemence B. Leiendecker, Pittsburgh, 1711 Cowley St. (12).

Walter G. Loos, Pittsburgh, 1101 Berger Bldg. (19).

Frank Martucci, Carnegie.

Mrs. Mildred Nickel, Pittsburgh, 408 Frick Bldg. (19).

John F. Plunkett, Pittsburgh, 7219 Kelly St. (8).

Mrs. Dorothy C. Richards, Pittsburgh, 2100 E. Ohio St.

Mrs. Dolores T. Rosenberger, Dormont.

Miss Esther Schmidt, Pittsburgh, Fidelity Tr. Co., 335-43 Fourth Ave. (30).

Jack R. Schulte, Emsworth.

Edward G. Seserko, Etna.

R. M. Tyrie, Jr., Coraopolis.

Domenic Vallosio, Oakmont.

Miss Florence M. Visnic, Pittsburgh, 1628 Koppers Bldg. (30).

Mrs. Mamie H. Wadkins, Pittsburgh, 2517 Mahon St. (19).

John T. Wilson, Pittsburgh, 1100 Union Tr. Bldg.

Frank M. Wolf, McKeesport.

Mrs. Anne D. Yurcon, Homestead.

BEAVER COUNTY

Mrs. Vera Moyer, Ambridge.

Mrs. Emma B. Wagner, Rochester.

BERKS COUNTY

Oliver J. Hettinger, Reading.

Miss Ruth M. Long, Womelsdorf.

Gordon Sexton, Reading.

BLAIR COUNTY

Charles A. Auker, Altoona.

J. M. Lingenfelter, Altoona.

BRADFORD COUNTY

Mrs. Alberta M. McNeal, Towanda.

Benj. Rommel, Athens Twp., Athens.

Robert F. Wanck, North Towanda Twp., Towanda.

BUCKS COUNTY

John W. James, Bristol Twp., 191 Locust Ave., Andalusia.

Harold J. Kendall, Morrisville.

Ellwood J. Tryon, Bensalem Twp., Andalusia.

BUTLER COUNTY

Vaughn B. Diggs, Butler.

Paul F. Herrit, Butler.

Mrs. Eleanor S. Meeder, Zelienople.

CAMBRIA COUNTY

William M. Wharton, Ebensburg.

CENTRE COUNTY

Vernon A. Devan, Bellefonte.

E. T. Haynes, Snow Shoe.

CHESTER COUNTY

Mrs. Eleanore M. Pyle, Coatesville.

Mrs. Margaret V. Stone, Kennett Square.

Everett Stubblebine, Spring City.

COLUMBIA COUNTY

Carl R. Cope, Scott Twp., R. D. 5, Bloomsburg.

CUMBERLAND COUNTY

Robert E. Graham, Carlisle.

Miss Helen E. Petrey, Mechanicsburg.

Miss Florence M. Kenyon, North Middleton Twp., Post Hdqrs., Carlisle Barracks.

DAUPHIN COUNTY

Flavius A. Beck, Harrisburg.

Paul J. Cahill, Harrisburg.

Mrs. Phyllis E. Enterline, Harrisburg.

F. J. Evans, Harrisburg.

Mrs. Sara R. Hosler, Harrisburg.

Albert M. Krieg, Harrisburg.

Mrs. Helen C. Lutz, Harrisburg.

W. H. Nelson, Harrisburg.

Mrs. Margaret L. Rahm, Harrisburg.

Miss Jean L. Richwine, Harrisburg.

George R. Robinson, Harrisburg.

James P. Sowers, Harrisburg.

Miss Ada M. Steely, Harrisburg.

J. W. Tomb, Millersburg.

Mrs. Thelma G. Van Aken, Harrisburg.

DELAWARE COUNTY

Paul A. Beatty, Lansdowne.
 Robert J. Donnelly, Jr., Upper Darby Twp., 153 N. Carol Blvd., Upper Darby.
 Mrs. Dorothy A. Dotti, Upper Darby Twp., 204 Pa. Bank Bldg., Upper Darby.
 Miss Helen B. Gorman, Chester.
 Miss Ruth A. Habbersett, Media.
 Albert C. Hall, Upper Darby Twp., 55 Long Lane, Upper Darby.
 Miss Etta K. Hutchinson, Chester.
 Norman G. Kriebel, Chester.
 Miss Lois E. Manbeck, Chester.
 Joseph H. Murray, Upper Darby Twp., 111 Fairfield Ave., Upper Darby.
 Edward L. Noyes, Swarthmore.
 Miss Betty Jane Pangle, Chester.
 James P. Reid, Norwood.
 Mrs. Mildred K. Warwick, Media.
 O. B. Weidman, Haverford Twp., 120 West Chester Pike, Llanerch, Havertown.
 Miss Carolyn E. Wilson, Swarthmore.

ELK COUNTY

Miss M. Josephine Garritt, Ridgway.

ERIE COUNTY

Mrs. Alice L. Benze, Erie.
 James L. Byers, Lawrence Park Twp., 2901 E. Lake Rd., Erie.
 Miss Edna M. Hauer, Erie.
 Mrs. Norma Jean Hess, Erie.
 Miss Mary E. Hockenbery, Lawrence Park Twp., 2901 E. Lake Rd., Erie.
 Mrs. Anne Matteson, Erie.
 Mrs. Marie A. Newcomer, Erie.
 Perry Steves, North East.
 Mrs. Janet Williams, Erie.

FAYETTE COUNTY

Norman M. Maust, South Union Twp., R. 2, Box 288-A, Uniontown.
 Ottis P. Powell, Uniontown.

FOREST COUNTY

Mrs. Beulah M. Crider, Hickory Twp., East Hickory.

FRANKLIN COUNTY

Miss Florence M. Hartzell, Greene Twp., Main St., Fayetteville.
 Miss Margaret B. Unger, Waynesboro.

GREENE COUNTY

James A. Goodwin, Waynesburg.

JEFFERSON COUNTY

Miss Elizabeth H. D'Orazio, Punxsutawney.

LACKAWANNA COUNTY

Mrs. Sadie Bungardy, Scranton.
 Michael E. Kuchta, Clarks Summit.
 Gerald A. McDonough, Scranton.
 Charles J. Rader, Scranton.

LANCASTER COUNTY

Ralph T. Enck, Ephrata.
 Christ S. Greider, Lancaster.
 Howard W. Myers, East Hempfield Twp., c/o J. Urban Baker, Landisville.
 Gene K. Renninger, Lancaster.
 Miss Helen K. Smoker, East Lampeter Twp., Soudersburg.

Mrs. Margaret E. Snader, Ephrata.
 Leo F. Ulrich, Elizabethtown.
 George C. Weaver, Lancaster.
 Samuel S. Wenger, Paradise Twp., R. D. 1, Paradise.
 Edward G. Wilson, Manheim Twp., 859 Grand View Blvd., Lancaster.

LAWRENCE COUNTY

Miss Melvina J. Davies, New Castle.
 C. Edw. Duff, Little Beaver Twp., R. D. 2, Enon Valley.
 James R. McGeorge, New Castle.
 James A. Rugh, New Castle.

LEBANON COUNTY

Luke H. Bachman, Heidelberg Twp., R. D. 1, Lebanon.
 Harold S. Patrick, South Londonderry Twp., Locust St., Campbelltown.
 Gregory J. Yake, Lebanon.

LUZERNE COUNTY

Miss Mary E. Kalanick, Wilkes-Barre.
 Arthur J. Lamberson, Hazleton.
 William B. Sescilla, Wilkes-Barre.
 Miss F. Pauline Wolfe, Wilkes-Barre.

LYCOMING COUNTY

David Friedman, Williamsport.
 Ira F. Smith, Williamsport.

McKEAN COUNTY

Mrs. Dorothy C. Brandes, Bradford.
 Miss Twila Littlefield, Bradford.
 Miss Esther M. Shelgren, Bradford.
 Randal C. Wilber, Port Allegany.

MERCER COUNTY

William G. Porter, Mercer.

MONTGOMERY COUNTY

William J. Banmiller, Skippack Twp., Eastern State Penitentiary, Graterford.
 Albert I. Berman, Pennsburg.
 Miss Mary E. Cassel, Norristown.
 James J. Dooley, Lower Merion Twp., Bryn Mawr Hospital, Bryn Mawr.
 Mrs. Marie H. Fenton, Lower Merion Twp., 204-5 Times Medical Bldg., Ardmore.
 Mrs. Helen Perry Kiess, Pottstown.
 Paul A. Koons, Norristown.
 Robert L. Kratz, Norristown.
 Miss Martha Y. Martin, Norristown.
 William L. Smith, Lower Providence Twp., Pawling's Rd., R. D. 1, Phoenixville.
 Mrs. Abbie W. Whitman, Whitmarsh Twp., Joshua Rd. & Stenton Ave., Plymouth Meeting.

NORTHAMPTON COUNTY

G. W. Arnold, Bethlehem.
 Mrs. Grace D. Dotter, Northampton.
 Miss Anna M. Glanz, Easton.
 Miss Lee Goldsmith, Bethlehem.
 Miss Mary T. O'Reilly, Bethlehem.
 Miss Loveday Palmer, Pen Argyl.
 W. Thomas Shafer, Bethlehem.
 Paul Trumbower, Hellertown.
 Mrs. Irene M. Zaharchuk, Northampton.

NORTHUMBERLAND COUNTY

J. W. Worrall, Shamokin.

PERRY COUNTY

William R. Clark, Tyrone Twp., Loysville.

PHILADELPHIA COUNTY

Mrs. Jane E. Adams, 631 S. Conestoga St.
 C. P. Arnold, 2340 Fairmont Ave.
 Raymond N. Bauso, 425 Lafayette Bldg.
 Morton H. Bernstein, 367 Drexel Bldg. (6).
 Max Blatt, 3519 N. Broad St. (40).
 Mrs. Jenny E. Blumberg, 435 E. Wyoming Ave. (20).
 Miss Frances Crowley, 6425 Drexel Rd. (31).
 Miss Ida J. Damerau, 908 Keystone State Bldg. (7).
 Miss E. E. Donaldson, 10th Fl., 213 S. Broad St.
 Harry G. Drescher, Jr., 8416 Germantown Ave.
 Joseph Egendorf, 1429 Walnut St.
 Patrick J. Gallagher, 5931 Lansdowne Ave. (31).
 Miss Elizabeth A. Gercke, 1106-8 Packard Bldg. (2).
 Herbert E. Graf, 1143 Widener Bldg. (7).
 Miss Anna S. Greene, 1333 Broad St., Station Bldg. (3).
 Frank E. Hahn, Jr., 1418 Packard Bldg. (2).
 Miss Elizabeth M. Keenan, 1600 Liberty Tr. Bldg.
 Alexander J. Kissimon, 2301 Walnut St.
 Edward Y. Kline, Wayne & Roberts Aves. (44).
 Mrs. LaVera S. Leonard, 5149 Walnut St. (39).
 Mrs. Dorothy Levin, 1421 N. Sydenham St.
 Mrs. Goldie Levin, 1212 Market St., Natl. Bank Bldg.
 George Lieberman, 2733 N. 47th St.
 Jack Lieberman, 623 Diamond St. (22).
 Mrs. Catherine M. McCarren, NE Cor. 3d & Spruce Sts. (6).
 John J. McCreesh, Jr., 921 Weightman Bldg.
 Francis J. McMullin, 500 N. 52d St. (31).
 Miss Margaret K. Molony, S W Cor. 20th & Washington Ave. (46).
 Mrs. Agnes L. Moore, 630 Public Ledger Bldg.
 Miss Mary E. Mullee, 1316 Arch St. (7).
 Miss Dorothy M. Nahill, 550 N. 63d St.
 Miss Anne A. Nyland, 306 S. 52d St. (43).
 Miss Isabel Powell, 2417 N. 27th St. (32).
 Miss Anna H. Price, 3926 Chestnut St. (4).
 Miss Florence E. Rambo, 1st Fl., 1600 Arch St.
 Julius O. Reutemann, Jr., 2032 N. Broad St.
 E. S. Rolle, 705 Bankers Securities Bldg.
 Maurice Solomon, 2d Fl., 326 Walnut St. (6).
 Lewis Stein, 808 W. Wellens Ave.
 Miss Blanche C. Taylor, 122 S. 4th St.
 Walter Tees, 2107 Fairmont Ave.
 Julius J. Trumper, 524 Lombard St. (47).
 Ernest W. Wagner, 710 Reyburn Bailey Bldg. (7).
 David E. White, 4827 Frankford Ave.
 Miss Sally D. White, 820 Packard Bldg.
 Joseph N. Williams, 1527 W. York St. (32).
 Miss Mary M. Willy, 14th Fl., 1608 Walnut St.
 Roy A. Wright, 928 Weightman Bldg. (2).

SCHUYLKILL COUNTY

Mrs. Dorothy Canfield, Ashland.
 Gerald E. Swoyer, Auburn.

SOMERSET COUNTY

Hiram H. Barron, Somerset.
 Miss Rose Mary Davis, Somerset.
 Mrs. Mary R. Walker, Berlin.

SUSQUEHANNA COUNTY

Mrs. Ruth I. Thornton, Susquehanna.

TIOGA COUNTY

Mrs. Helen S. Rose, Mansfield.

VENANGO COUNTY

Charles W. Greenlee, Sugar Creek Twp., S. J. Beers Motor Co., R. D. 2, Franklin.

WARREN COUNTY

Harold F. Swanson, Warren.

WASHINGTON COUNTY

Frank Tokay, Donora.
 Miss Margaret A. Trenton, Allenport.
 Lawrence A. Withum, Independence Twp., Avella.
 Mrs. Sophia M. Yoney, Canonsburg.

WAYNE COUNTY

Alfred A. Kretschmer, Honesdale.
 Edward T. Wilson, Hawley.

WESTMORELAND COUNTY

Charles Cornell, North Belle Vernon.
 Francis V. Dias, Greensburg.
 Frank DiLorenzo, Irwin.
 James B. Gallagher, Jr., Greensburg.
 R. G. Keistler, Jeannette.
 Leon G. Klingensmith, Latrobe.
 George J. Nitsch, New Kensington.
 Mrs. Josephine C. Paletta, New Kensington.
 Mrs. Susan G. Rogers, North Huntingdon Twp., R. F. D. 4, Irwin.

WYOMING COUNTY

Ruel U. Capwell, Factoryville.

YORK COUNTY

Miss Jean Gertrude Alwine, York.
 Mrs. Bettie Baker, West York.
 Mrs. Elizabeth M. Boring, Warrington Twp., R. F. D. 1, Lewisberry.
 Mrs. Dorcas K. Brothers, York.
 Miss Mary J. Hershner, Spring Garden Twp., 497 Hill St., York.
 Miss Ruth E. Kuhn, York.
 Mrs. Ruby E. Landis, York.
 Miss Mildred L. Ness, York.
 Marvin H. Shaffer, Spring Grove.
 Lloyd E. Smith, York.

JAMES H. DUFF.

Commonwealth of Pennsylvania,
 Governor's Office, Harrisburg, January 17, 1949.
 To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ADAMS COUNTY

E. R. Hoke, Biglerville.
 Edward B. Uutz, Biglerville.

ALLEGHENY COUNTY

Clyde Barnett, Pittsburgh, Mellon Natl. Bank & Tr. Co., 5th Ave. & Grant St.
 C. W. Eslep, Pittsburgh, 1800 Farmers Bank Bldg.
 Miss Mary Ann Massarelli, Pittsburgh, 6221 Frankstown Ave.
 Mrs. Rose Marie Miller, Pittsburgh, 267 Baldwin Rd.
 Glenn E. Morrison, Pittsburgh, 2710 Koppers Bldg.
 Miss Ruth E. Perner, Bellevue.
 Peter P. Petrunya, Stowe Twp., 1243 Island Ave., McKees Rocks.
 Miss Mary C. Taylor, Wilkinsburg.

DAUPHIN COUNTY

Miss Arvilla M. Strominger, Harrisburg.

DELAWARE COUNTY

Mrs. Helen P. Rudolph, Millbourne.

ERIE COUNTY

Samuel L. Gilson, Erie.

GREENE COUNTY

Sylvester Yurecic, Cumberland Twp., Nemacolin.

LACKAWANNA COUNTY

Mrs. Bertha E. Poller, Scranton.

LAWRENCE COUNTY

H. M. McQuiston, N. Beaver Twp., R. D. 7, Mahoningtown.

LUZERNE COUNTY

Andrew J. Sholtis, Freeland.

MONTGOMERY COUNTY

Christian T. Bean, W. Norriton Twp., R. D. 1, Norristown.

William E. Markley, Jr., Worcester Twp., Fairview Village.

NORTHUMBERLAND COUNTY

Conrad G. Graeber, Shamokin.

PHILADELPHIA COUNTY

Miss Bertha M. Bacher, 8330 Germantown Ave. (18).

N. V. Braceland, Univ. of Pa., 3417 Spruce St. (4).

Peter J. Cavanaugh, 105 Spring Garden St.

Miss Madeline Haubold, 1522 Cherry St.

Miss Jean Killen, Univ. of Pa. Hosp., 3400 Spruce St.

John S. Lake, 3821 Lancaster Ave. (4).

Samuel H. Reading, 24 N. 59th St. (39).

Miss A. Josephine Sullivan, Warwick Hotel, 17th & Locust Sts.

SCHUYLKILL COUNTY

Miss Mary E. LeVan, Pottsville.

Albert Lord, Branch Twp., Branch Dale.

WESTMORELAND COUNTY

Miss Virginia F. Grindle, Greensburg.

R. A. Hardy, Ligonier.

Miss Jean Masciantonio, Jeannette.

Miss Flora D. Sciullo, Vandergrift.

WYOMING COUNTY

Mrs. Wilma J. Robinson, Eaton Twp., Tunkhannock.

JAMES H. DUFF.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 17, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the dates set opposite their names:

ALLEGHENY COUNTY

Edwin C. Koontz, Jr., Pittsburgh, 1719 Brownsville Rd., 1-22-49.

DELAWARE COUNTY

Fred W. Stroud, Haverford Twp., Havertown, 1-22-49.

WESTMORELAND COUNTY

Miss Jeanne Jackson, New Kensington, 1-23-49.

PHILADELPHIA COUNTY

Charles S. Francis, 611 Public Ledger Bldg., 1-24-49.

Geo. J. Youngfleish, Packard Bldg., 1-24-49.

ALLEGHENY COUNTY .

Mrs. Stella M. Kaiser, Pittsburgh, 1116 Oliver Bldg., 1-27-49.

Herman Stratman, Pittsburgh, 300 W. North Ave. (12), 1-27-49.

Mrs. Anne B. Swinney, McKees Rocks, 1-27-49.

CHESTER COUNTY

Mrs. Linda Z. Evans, Avondale, 1-27-49.

DELAWARE COUNTY

Miss Orpha M. Rennie, Chester Twp., Chester, 1-27-49.

William J. Vogt, Upper Darby Twp., Upper Darby, 1-27-49.

ERIE COUNTY

Miss Shirley Phillips, Wesleyville, 1-27-49.

LAWRENCE COUNTY

Walter P. Simpson, Ellwood City, 1-27-49.

LUZERNE COUNTY

Oscar J. Parker, Pittston, 1-27-49.

Nicholas Walker, Hazleton, 1-27-49.

LYCOMING COUNTY

Jay H. Campbell, Williamsport, 1-27-49.

MONTGOMERY COUNTY

Harry H. Schultz, Lansdale, 1-27-49.

PHILADELPHIA COUNTY

Charles L. Suermann, Jr., 6221 Rising Sun Ave., 1-27-49.

UNION COUNTY

Miss Freeda M. Keiser, Lewisburg, 1-27-49.

WESTMORELAND COUNTY

John G. McCune, West Newton, 1-27-49.

CAMBRIA COUNTY

Mrs. Dorothy J. Jones, Johnstown, 1-29-49.

Herman J. Werfel, Summerhill, 1-29-49.

WASHINGTON COUNTY

Joseph C. Spriggs, Washington, 1-29-49.

ALLEGHENY COUNTY

Francis E. Williams, Pittsburgh, 6413 Howe St., 1-31-49.

JAMES H. DUFF.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 17, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from January 18, 1949

ERIE COUNTY

Miss Laurine M. Krug, Erie.

LAWRENCE COUNTY

George W. Wilson, Ellwood City.

To compute from January 19, 1949

FOREST COUNTY

Mrs. Alice A. Kelly, Tionesta.

To compute from January 21, 1949

BERKS COUNTY

Harry E. Hart, Birdsboro.

To compute from January 22, 1949

ALLEGHENY COUNTY

Eugene F. Sherry, Pittsburgh, 4608 Sylvan Ave.
Miss Marie Stagon, East Pittsburgh.

ERIE COUNTY

Mrs. Ruby L. Phoenix, Erie.

PHILADELPHIA COUNTY

Miss Catharine A. Cawley, Maganese Steel Forge Co.,
Richmond St. & Castor Ave.
Alfred C. Davis, 4700 Frankford Ave.

To compute from January 23, 1949

LUZERNE COUNTY

Russell L. Oram, Edwardsville.

MIFFLIN COUNTY

Miss Cecelia Picketts, Lewistown.

To compute from January 24, 1949

LACKAWANNA COUNTY

Thomas R. Millen, Scranton.

LAWRENCE COUNTY

Jos. W. Humphrey, Ellwood City.

NORTHAMPTON COUNTY

Samuel M. Transue, Wilson.

PHILADELPHIA COUNTY

Ernest E. Conrad, 1313 Market St., Natl. Bank Bldg.
Rudolph H. Winter, Jr., 831 N. 16th St. (30).

VENANGO COUNTY

Donald Glenn, Franklin.

YORK COUNTY

Miss Sadie B. Venus, York.

To compute from January 25, 1949

LUZERNE COUNTY

Wm. P. Gunster, Luzerne.

PHILADELPHIA COUNTY

Miss Margaret Sparks, 2815 Grays Ferry Rd. (46).
Miss Rebecca C. Welsh, 121 S. Broad St. Bldg.

To compute from January 26, 1949

ALLEGHENY COUNTY

Joseph E. Fey, Duquesne.

BLAIR COUNTY

Miss Gertrude M. Ehrisman, Snyder Twp., Cloverine
Terrace, Tyrone.

CHESTER COUNTY

Miss Emma M. Hayman, Tredyffrin Twp., Swedesford
Rd., Rt. 202, Paoli.

DELAWARE COUNTY

Miss Ruby M. Holloway, Upper Darby Twp., Rm. 211,
6908-10 Market St., Upper Darby.

JEFFERSON COUNTY

Guy F. Bundy, Falls Creek.

LANCASTER COUNTY

Miss Annie C. Blensinger, Mount Joy.

To compute from January 27, 1949

ALLEGHENY COUNTY

Miss M. Buckley, Pittsburgh, 1003 Law & Finance Bldg.
Miss Anna J. Collins Pittsburgh, 3d & Liberty Aves.
Miss Josephine Dudas, Pittsburgh, 1406 Berger Bldg.
Mrs. Edna Klinger Fisher, Pittsburgh, 1101 Standard
Life Bldg. (22).
Ralph E. Graham, Carnegie.
Justus H. Haun, Pittsburgh, 545 Wm. Penn Place.
Kenneth D. Jones, Homestead.
John P. Manion, Scott Twp., 524 Carothers Ave.,
Carnegie.
Charles H. McClure, Homestead.
Miss Catherine J. Monahan, Pittsburgh, 2701 East St.
(14).
Ralph C. Robinson, Pittsburgh, 5819 Forbes St. (17).
Edgar Wright, Pittsburgh, 545 Wm. Penn Place.

BERKS COUNTY

Miss Anna V. Albrecht, Reading.

BLAIR COUNTY

Miss Mary C. MacCormac, Altoona.

BRADFORD COUNTY

Miss Mary A. Bustin, Towanda.
Donald E. Merris, Towanda.

BUCKS COUNTY

Ray Z. Hartman, Quakertown.

BUTLER COUNTY

Mrs. Helen Plaisted, Butler.

CAMBRIA COUNTY

Paul D. Washington, Cresson.

CARBON COUNTY

Miss Evelyn F. Gabert, Leighton.

CHESTER COUNTY

Stanley C. Senneff, Downingtown.

CLINTON COUNTY

L. Clark Hamberger, Lock Haven.

CRAWFORD COUNTY

Miss Lulu M. Moran, Titusville.

DAUPHIN COUNTY

Paul E. Deimler, Hummelstown.
Harvey J. Dowhower, Derry Twp., 140 Hockersville Rd.,
Swatara Station.
Mrs. Beulah M. Kocher, Berrysburg.
Ben Sharosky, Steelton.
Miss Amy A. Swab, Harrisburg.

DELAWARE COUNTY

T. P. Davis, Chester.
Miss C. I. Parks, Radnor Twp., 100 Lancaster Ave.,
Wayne.

Arthur J. Parsons, Upper Darby Twp., 207 Long Lane,
Upper Darby.
Mrs. Florence Haines Rockwell, Chester.
Mrs. Evelyn S. Taylor, Chester.
Miss Clarisso U. Ward, Chester.

ELK COUNTY

J. Robert Bauer, St. Marys.
William D. Gallagher, Ridgway.

ERIE COUNTY

W. Everett Benson, Erie.
Mrs. P. L. Downs, Erie.
Alfred L. Lechner, Erie.
C. Harrison Lund, Erie.
Mrs. Marguerite A. Mattis, Erie.
Mrs. Florence E. McQuillen, Erie.

FAYETTE COUNTY

Guido Gentile, Uniontown.

HUNTINGDON COUNTY

Charles A. Bauer, Smithfield Twp., Pa. Inst. for De-
fective Delinquents, Huntingdon

INDIANA COUNTY

S. J. Orange, Indiana.

LACKAWANNA COUNTY

Miss Jane E. Clark, Scranton.
Miss Mary Levins, Scranton.
Miss Anna A. Pillot, Scranton.

LANCASTER COUNTY

Mrs. Gertrude P. Helms, Mount Joy.
Mrs. Harriet L. Rhen, Lancaster.
H. S. Risser, Elizabethtown.

LEHIGH COUNTY

O. R. Bittner, Allentown.

LUZERNE COUNTY

Jerome W. Daylida, Wilkes-Barre.
James H. Hopper, Wilkes-Barre.

MONTGOMERY COUNTY

Lloyd M. Huston, Lower Providence Twp., German-
town Pike, Collegeville.
John M. Koser, Lower Merion Twp., 6 Anderson Ave.,
Ardmore.

NORTHAMPTON COUNTY

Mrs. Beulah Huff, Hellertown
Miss Margaret Owen, Easton.
Miss Elsie I. Smith, Bethlehem.

NORTHUMBERLAND COUNTY

Emeriggio J. Fincato, Mount Carmel.
Miss Maude E. Rubright, Mount Carmel.
Miss Anna Surak, Shamokin.

PHILADELPHIA COUNTY

Louis Anderson, 2538 Fidelity-Phila. Trust Bldg.
Robert D. Armstrong, 2302 S. Broad St.
Mrs. Marguerite L. Baxter, 377 City Hall (7).
Wilmer W. Clayton, SE Cor. Howard & Oxford Sts. (22)
Miss Laura C. Cotter, SE Cor. 15th & Chestnut Sts.
Edmund D'Ambrosio, 1520 S. Broad St.
Miss Betty Essner, 5th Fl., 1529 Walnut St.
Mrs. Daisy J. Hill, 14 N. Conestoga St. (39).
Miss Lillian M. Ingraham, 423 S. 15th St. (46).
Miss Anna Levin, 805 Land Title Bldg. (10).
Miss Edith P. MacKendrick, 304 Arch St.
Thomas J. McOscar, 4511 Tudor St.

George H. Metz, 716 Diamond St.
Albert O. Petersen, 815-19 Arch St. (5).
Miss Mary I. Rittenhouse, 1510 Walnut St.
Ralph B. Rohrman, Phila. Wholesale Drug Co., 10th &
Spring Garden Sts.
Louis G. Waring, 1510 Walnut St. (2).
Miss Clara M. Winch, 428 Moyer St. (25).

SCHUYLKILL COUNTY

Charles R. Kaufman, Gordon.
Miss Helen Miernicki, Shenandoah.
Clinton F. Tiley, Ashland.

VENANGO COUNTY

Walter D. Frederick, Oil City.

WASHINGTON COUNTY

C. O. Ashbaugh, Washington.
Miss Emma E. Mesher, Donora.

WAYNE COUNTY

Mrs. Augusta S. Killam, Lake Twp., Lake Ariel.

WESTMORELAND COUNTY

Miss Hilda C. Dahlem, Greensburg.

WYOMING COUNTY

Miss Katharine Reynolds, Nicholson.

YORK COUNTY

Nelson R. Cousler, York.
H. Fred Fickes, York.
Mrs. Mary Ruth Freeze, York.

To compute from January 28, 1949

BUCKS COUNTY

Miss Elizabeth M. Tryon, Bristol Twp., Cedar & New
York Aves., Croydon.

LEHIGH COUNTY

Clarence E. Musselman, Allentown.

McKEAN COUNTY

Walter H. Fogel, Kane.

PHILADELPHIA COUNTY

Edward W. Bell, 918 Chestnut St.
Landreth T. Murray, 500 Packard Bldg.

WESTMORELAND COUNTY

Clarence M. Hutchinson, Greensburg.

To compute from January 29, 1949

ALLEGHENY COUNTY

Mrs. Alyce A. Twardy, Braddock.

ARMSTRONG COUNTY

W. M. McCune, Kittanning.

BRADFORD COUNTY

Miss Eloise F. Wisley, Towanda.

DAUPHIN COUNTY

Miss Kathryn M. Quickel, Middletown.

LACKAWANNA COUNTY

Miss Margaret McGee, Scranton.

LANCASTER COUNTY

Miss Evelyn J. Neff, Lancaster.

MONTOUR COUNTY

Doyle D. Hathaway, Danville.

NORTHUMBERLAND COUNTY

L. J. Dildine, Lewis Twp., Turbotville.

PHILADELPHIA COUNTY

Sanford K. Billstein, 314 Market St.

WESTMORELAND COUNTY

Benjamin T. Lash, West Newton.

To compute from January 30, 1949

CLINTON COUNTY

Miss Maude G. Fleming, Lock Haven.

PHILADELPHIA COUNTY

Frank E. Rubright, SE Cor. Westmoreland & Potter
Sts.

YORK COUNTY

James H. Chubb, York.

To compute from January 31, 1949

ALLEGHENY COUNTY

Howard P. Bleichner, Pittsburgh, 2116 Carson St. (3).
Miss D. J. Doyle, Pittsburgh, 1518 Farmers Bank Bldg.

BRADFORD COUNTY

E. D. Dunklee, Wyalusing.

LANCASTER COUNTY

Miss Susan E. Miller, West Donegal Twp., Masonic
Homes, Elizabethtown.

MONTGOMERY COUNTY

Samuel D. Conver, Lansdale.

PHILADELPHIA COUNTY

Ulysses S. Armstrong, 724 S. Broad St.
Howard E. Kirk, 5358 Woodland Ave. (43).
Miss G. A. Mergy, 1020 Packard Bldg. (2).

To compute from February 1, 1949

ALLEGHENY COUNTY

Richard McCall, Pittsburgh, 435 Sixth Ave. (19).

BLAIR COUNTY

John A. Hiller, Tyrone.

DAUPHIN COUNTY

Joseph Mastrosati, Derry Twp., 509 Lindan Rd., Hershey.

DELAWARE COUNTY

Mrs. Reba C. Love, Swarthmore.

NORTHUMBERLAND COUNTY

Norman W. Henninger, Shamokin.

PHILADTLPHIA COUNTY

Miss Rose Stamberg, 705 Administration Bldg.

To compute from February 2, 1949

ALLEGHENY COUNTY

Robert H. Miller, Pittsburgh, 304 West Penn Bldg.

To compute from February 3, 1949

ALLEGHENY COUNTY

Mrs. Agnes G. Joyce, McKeesport.
Miss Gladys M. Morgan, Pittsburgh, 4354 Murray Ave.
Elwood C. Petsinger, Pittsburgh, 545 Wm. Penn Place.

DELAWARE COUNTY

Miss Alice F. Dyson, Chester.

ERIE COUNTY

Miss Katherine McDonnell, Erie.
Miss Nina E. Steiner, Erie.

LANCASTER COUNTY

J. K. Miller, Manheim.

LAWRENCE COUNTY

Maurice A. Boyd, New Castle.

LUZERNE COUNTY

Mrs. Armeda Petrini, Newport Twp., Glen Lyon.

MONTGOMERY COUNTY

Miss Dorothy M. Rodebaugh, Norristown.

PHILADELPHIA COUNTY

Emanuel J. Carr, Phila., 5148 Walnut St.
William B. Comly, Phila., 1st Fl., 9540 Bustleton
Ave. (15).
Wm. Gold, Phila., 1212 Market St.
John E. Greipp, Phila., Enterprise Mfg. Co. of Pa., SE
Cor. 3d & Dauphin Sts.
George Kinkaid, Phila., NW Cor. 17th & Pine Sts. (3).
Leopold Mamolen, Phila 424 S. 4th St.
Harry M. Nofer, Phila., 1016 Real Estate Trust Bldg.
T. A. Reilly, 6724 Elmwood Ave.
Miss L. Sigg, 7240 Torresdale Ave. (35).
W. C. Zimmermann, Curtis Bldg., Independence Sq.

VENANGO COUNTY

Vance W. Sayers, Franklin.

WESTMORELAND COUNTY

P. W. Boley, Hempfield Twp., Harvey St., Greensburg.

YORK COUNTY

Richard N. Shultz, York.

To compute from February 4, 1949

CHESTER COUNTY

Edward J. Kehoe, Easttown Twp., Lincoln Highway,
Berwyn.

COLUMBIA COUNTY

Miss Sue Walshe, Centralia.

CRAWFORD COUNTY

Jess E. Bossard, Meadville.
Miss H. E. Remler, Meadville.

McKEAN COUNTY

L. C. Robey, Port Allegany.

PHILADELPHIA COUNTY

Alan Cowdrick, 1222 Allengrove St. (24).

To compute from February 5, 1949

ALLEGHENY COUNTY

C. Homer Chadwick, Pittsburgh, 590 Rosedale St. (21).
Miss Gertrude E. Gettys, Pittsburgh, 2000 Koppers Bldg.

Edward J. Kerr, Pittsburgh, 435 Sixth Ave. (19).
 Andrew C. Schurr, Pittsburgh, 1312 Frick Bldg.
 John B. Whitefield, Clairton.

BEAVER COUNTY

W. Clark Moore, Jr., Beaver Falls.

McKEAN COUNTY

Mrs. Rita D. Quirk, Smethport.

MONTGOMERY COUNTY

John C. Rehrig, Jenkintown.

NORTHUMBERLAND COUNTY

Luther Rohland, Sunbury.

PHILADELPHIA COUNTY

Leon F. O'Neill, 8010 Germantown Ave. (18).
 Miss Sarah F. Shaw, Rm. 1007 18 W. Cheltenham Ave.

WARREN COUNTY

Joseph D. Benson, Warren.

WASHINGTON COUNTY

Harold A. Ashbrook, Canton Twp., 500 Green St.,
 Washington.

WESTMORELAND COUNTY

R. A. Scheffel, Greensburg.
 C. L. Schmitt, New Kensington.

To compute from February 6, 1949

ALLEGHENY COUNTY

Robert R. Wertz, Pittsburgh, 1401 Koppers Bldg.

CHESTER COUNTY

E. M. Darlington, West Whiteland Twp., Lincoln Highway, Exton.

PHILADELPHIA COUNTY

Wm. E. Gaunt, Jr. 5358 Woodland Ave.
 Mrs. Elizabeth M. Maloney, 1000 Provident Trust Bldg.
 Joe Scargill, 8012 Ridge Ave. (28).

WASHINGTON COUNTY

O. J. George, East Bethlehem Twp., Box 322, Clarksville.
 Mrs. Gertrude K. McCarrell, Washington.

To compute from February 7, 1949

ALLEGHENY COUNTY

T. C. Dummett, Pittsburgh, 307 Fifth Ave.

BLAIR COUNTY

Miss Eva M. Gobrecht, Altoona.
 John H. Hemphill, Altoona.

MONTGOMERY COUNTY

Harry I. Hiestand, Royersford.

NORTHAMPTON COUNTY

Miss Ellen G. Murphy, Bethlehem.

PHILADELPHIA COUNTY

E. Elmer Gallagher, 2500 Fidelity-Phila. Tr. Bldg.
 Miss Caroline K. Kenworthy, 1507 Finance Bldg.
 Miss Helen E. Keul, 2857 N 8th St. (33).
 Max A. Rosenberg, 407 S. 60th St. (43).

SCHUYLKILL COUNTY

Charles W. Kershner, Tamaqua.

To compute from February 9, 1949

ALLEGHENY COUNTY

Joseph M. Muehlbauer, Pittsburgh, W. State Pen.,
 Doerr St. (12).

To compute from February 10, 1949

ALLEGHENY COUNTY

G. Fischer, Pittsburgh, 450 Melwood St.
 Anthony A. Gugala, McKeesport.
 Miss Barbara A. Keck, Turtle Creek.

ARMSTRONG COUNTY

Miss Fannie M. Kelly, Parker.

DELAWARE COUNTY

Wm. C. Wilcutts, Yeadon.

LANCASTER COUNTY

Mrs. F. Blanche Young, Manheim.

MONTGOMERY COUNTY

Miss Clare D. Robison, Norristown.

PHILADELPHIA COUNTY

A. H. Halpern, 28 N. 40th St. (4).
 Clarence E. Koonz, 5601 Thomas Ave. (43).
 Jos. C. Langer, SE Cor. 5th & Luzerne Sts. (40).
 Mrs. Louise E. Wheeler, 2430 Fidelity-Phila. Tr. Bldg.

WARREN COUNTY

Miss Cecilia H. Druggan, Tidioute.

To compute from February 11, 1949

ALLEGHENY COUNTY

Frank E. Bailey, Pittsburgh, 3050 2d Ave.
 J. D. Swearingen, Pittsburgh, 509 Jones & Laughlin
 Bldg.

LANCASTER COUNTY

Miss Nellie C. Shay, Lancaster.

NORTHUMBERLAND COUNTY

Alfred F. Clauser, Kulpmont.

PHILADELPHIA COUNTY

Mrs. Cecile Gladys Liebig, 5423 Oxford Ave. (24).

To compute from February 12, 1949

CAMBRIA COUNTY

Miss Freda M. Karr, Johnstown.

DELAWARE COUNTY

Clarence T. Crosgrove, Marcus Hook.
 Mrs. Elizabeth T. Deegan, Upper Darby Twp., 214
 Springton Rd., Upper Darby.

INDIANA COUNTY

Miss Lillian Coon, Indiana.

MERCER COUNTY

Ralph Morrow, Sharon.

MONTGOMERY COUNTY

Geo. K. Brecht, Norristown.

PIKE COUNTY

Miss Gertrude E. Schneider, Matamoras.

WESTMORELAND COUNTY

Mrs. Verna C. Clifford, Greensburg.

To compute from February 13, 1949

ALLEGHENY COUNTY

Mrs. Elizabeth S. Stanger, Pittsburgh, 2025 Perrysville Avenue.

PHILADELPHIA COUNTY

A. Bernard Hirsch, 308 City Centre Bldg.
John U. Senior, 5th & Allegheny Ave.
Philoty A. Tenaglia, 1700 Mifflin St. (45).

WASHINGTON COUNTY

Miss M. C. Davies, McDonald.

YORK COUNTY

J. Hampton Holley, Spring Garden Twp., 810 Hill St., York.

To compute from February 14, 1949

ALLEGHENY COUNTY

Howard A. Humes, Aspinwall.

BERKS COUNTY

Miss Ruth M. Wicklein, Reading.

LEHIGH COUNTY

Mrs. Flossie A. Godshall, Allentown.

NORTHUMBERLAND COUNTY

John H. Smink, Coal Twp., Reading Co. Engine House, Shamokin.

PHILADELPHIA COUNTY

Mrs. Regina L. Hoey, 1001 Finance Bldg. (2).
Joseph Melgin, 1323 Wingohocking St. (40).

VENANGO COUNTY

Judson D. Trax, Oil City.

JAMES H. DUFF.

NOMINATIONS FOR NOTARIES PUBLIC

A motion was made by Mr. LORD, JR. and Mr. TAYLOR,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Letzler,	Scarlett,	Watson,
DiSilvestro,	Lord,	Snowden,	Wolfe,
Doehla,	Mahany,	Stevenson,	Wood, L. H.,
Donlan,	Mallery,	Stiefel,	Wood, T. N.,
Farrell,	McPherson, Jr.,	Tallman,	Yosko,
Frazier,			

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

COMMUNICATIONS

The CHAIR cleared his table and laid before the Senate the following communication which was read by the Clerk:

COMMONWEALTH OF PENNSYLVANIA
JOINT STATE GOVERNMENT COMMISSION
OF THE GENERAL ASSEMBLY

Harrisburg, January 17, 1949.

To the Honorable, the Senate of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith the General Report of the Joint State Government Commission, 1947-49.

Respectfully submitted,

WELDON B. HEYBURN,
Chairman.

The PRESIDENT. The General Report of the Joint State Government Commission for 1947-49 will be noted in the Journal.

(This will appear in the Appendix.)

GENERAL COMMUNICATIONS

The CHAIR cleared his table and laid before the Senate the following communications which were read by the Clerk:

ASSOCIATION OF HIGHWAY OFFICIALS OF NORTH
ATLANTIC STATES

April 7, 1948.

Mr. G. H. Watkins,
Secretary of the Senate,
Harrisburg, Pa.

Dear Mr. Watkins:

I am instructed to forward to you the enclosed certified copy of a resolution unanimously adopted at the annual meeting of our Association held in Atlantic City on March 5, 1948.

The officers, directors and members of our organization respectfully solicit your helpful interest toward obtaining the necessary regulations in each of our member states to limit the maximum axle loading of all vehicles to a maximum of eighteen thousand pounds per axle.

Very sincerely,

A LEE GROVER,
Secretary-Treasurer.

Resolution I

Whereas, the investment in improved roads of our state highway systems amounts to billions of dollars, and

Whereas, the preponderance of this mileage was not designed and constructed to accommodate traffic volumes and weights which are now utilizing these facilities, and

Whereas, the funds, equipment, materials, engineering and construction organizations available for the present and foreseeable future are not sufficient to reconstruct these highways to keep pace with the increased traffic demands and designs of equipment of still greater size and weight, and

Whereas, the deterioration and destruction of our state highway systems, where they are subjected to repetition of heavy loading, are becoming increasingly progressively apparent, and

Whereas, it is of the utmost importance that the facilities of our state highway systems must be preserved to carry, without serious interruption, the principal traffic

vital, and most necessary for the continued economic and cultural developments of our Nation;

Now, Therefore, Be It Resolved, that the Association of Highway Officials of the North Atlantic States, assembled in Atlantic City on March 5, 1948, recognizing the responsibilities and obligations of its member state organizations for preservation of our state highway facilities, go on record as favoring a maximum axle loading of all vehicles not to exceed eighteen thousand pounds, and

Be It Further Resolved, that a copy of this resolution be sent to Honorable Thomas H. MacDonald, United States Commissioner of Public Roads, to the Governors of the North Atlantic States, to the recognized heads of the State Legislatures, and to such other groups or agencies as the President of this Association may determine.

The above is hereby certified to be a true copy of resolution adopted by the Association of Highway Officials of the North Atlantic States at its annual meeting on March 5, 1948

A. LEE GROVER,
Secretary.

ASSOCIATION OF HIGHWAY OFFICIALS OF NORTH ATLANTIC STATES

April 6, 1948.

Mr. G. H. Watkins
Secretary of the Senate
Harrisburg, Pennsylvania

Dear Mr. Watkins:

I am instructed to forward to you the enclosed certified copy of a resolution unanimously adopted at the annual meeting of our Association held in Atlantic City on March 5, 1948.

The officers, directors and members of our Association respectfully commend to you the necessity for the appropriation of such funds as will enable our Highway Departments to design and construct the safest possible type of highways to the end that the mounting toll of accidents may be curtailed.

Your helpful interest in this connection is respectfully solicited.

Very Sincerely,

A. LEE GROVER,
Secretary-Treasurer.

Resolution III

Whereas, the toll of life and limb and the destruction of property on our highways, while revealing a present downward trend, still constitutes a challenge to a nation concerned with the conservation of human life, and

Whereas, the anticipated increase in motor usage in the days ahead is destined to witness amounting toll of accidents on highways unless we have a coordinated effort of education of the driver, enforcement of traffic laws and engineering of safety into our highways, and

Whereas, the most permanent contribution which can be made to highway safety is by the elimination of the major traffic hazards through modern design and construction, and

Whereas, such engineering improvements to insure safer motor ways is bound to represent a larger capital outlay;

Now, Therefore, Be It Resolved, that we the delegates to the 24th Annual Convention of the Association of Highway Officials of the North Atlantic States do hereby record our conviction that it is the responsibility of the highway department to design and construct the safest type of highways, and

Be It Further Resolved, that we commend to the Governor and State Legislature of our several states the necessity for the appropriation of such funds as will enable our highway departments to construct safer highways.

The above is hereby certified to be a true copy of resolution adopted by the Association of Highway Officials of the North Atlantic States at its annual meeting on March 5, 1948.

A. LEE GROVER.

BILLS INTRODUCED AND REFERRED

Mr. FARRELL read in his place and presented to the Chair Senate Bill No. 1, entitled:

An Act relating to oleomargarine, butterine and other similar products; regulating the serving thereof at public eating places; conferring powers and imposing duties on the Department of Health; providing penalties; and repealing existing laws on the subject.

Which was committed to the Committee on Agriculture.

Mr. TAYLOR read in his place and presented to the Chair Senate Bill No. 2, entitled:

An Act to amend article fourteen of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by adding thereto a new section placing additional powers upon the Department of Military Affairs and increasing the duties of other administrative departments in connection with the establishment of a recreational camp at Indiantown Gap Military Reservation.

Which was committed to the Committee on State Government.

Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 3, entitled:

A Joint Resolution proposing an amendment to article fifteen of the Constitution of the Commonwealth of Pennsylvania by adding thereto section six.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also read in his place and presented to the Chair Senate Bill No. 4, entitled:

An Act to amend the act, approved the thirtieth day of March, one thousand nine hundred thirty-seven (P. L. 115), entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commission, election offi-

cers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, certain public service companies, persons, firms, and corporations operating vehicles for moving furniture and household goods, and boards of school directors; and imposing penalties," abolishing the registration commission in such cities and requiring the county commissioners at the expense of the county to act as a registration commission therefor.

Which was committed to the Committee on Elections.

Mr. LORD, JR. read in his place and presented to the Chair Senate Bill No. 5, entitled:

An Act to carry into effect section one of article fifteen of the Constitution giving cities of the first class the right and power to frame adopt and amend their own charters and to exercise the powers and authority of local self-government and providing the procedure therefor imposing certain restrictions limitations and regulations imposing duties upon city councils city officers county boards of elections courts and the Secretary of the Commonwealth and providing for the payment of certain expenses by cities and imposing penalties.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

PERMISSION TO ADDRESS SENATE

Mr. FRAZIER asked and obtained unanimous consent to address the Senate.

Mr. FRAZIER. Mr. President on the fourth of this month, we convened the one hundred thirty-eighth Session of the General Assembly, and on that day the Governor gave us a most, complete, full and constructive message in which he advocated certain things. One of the points which the Governor advocated was F.E.P.C. Legislation, and while this is not to be construed as an administration bill, yet we in Philadelphia desire, and I have the honor, on behalf of myself and the gentleman from Philadelphia, Mr. Meade, to read in place and present to the Chair the following bill:

BILLS INTRODUCED AND REFERRED

Messrs. FRAZIER and MEADE read in place and presented to the Chair Senate Bill No. 6, entitled:

An Act prohibiting discriminatory employment practices and policies based upon race color religious creed national origin or ancestry creating the Pennsylvania Fair Employment Practice Commission defining its functions powers and duties providing for the procedure and enforcement and for formulation of an educational program to prevent prejudice providing for judicial review and enforcement imposing penalties and making an appropriation.

Which was committed to the Committee on Judiciary General.

Mr. BLASS (By Request) read in his place and presented to the Chair Senate Bill No. 7, entitled:

An Act to further amend Article V, Clause (d), Section five hundred one, of the Act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), as last amended by the Act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 810), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto,"

by repealing the abrogation petitions as they relate to antlerless deer seasons.

Which was committed to the Committee on Forests and Waters, Game and Fish.

He also (By Request) read in his place and presented to the Chair Senate Bill No. 8, entitled:

An Act to amend the heading of Article III, and to amend, or further amend, Sections three hundred seven, three hundred eight, three hundred nine, three hundred ten, three hundred eleven, three hundred twelve, three hundred thirteen, three hundred fourteen, three hundred fifteen, three hundred sixteen, three hundred eighteen, three hundred twenty-one, and to repeal in its entirety Section three hundred nineteen, of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by changing the license period; removing the limitation on bonds for license issuing agents; authorizing seizure of licenses of persons mentally or physically incapable of handling firearms safely; authorizing mechanical recording of hearing testimony; increasing license revocation periods; permanently denying licenses for certain offenses; reducing the age limit for persons eligible to trap without license; eliminating the requirement that persons unable to produce a hunter's license upon demand shall deposit penalty pending submission of certain proof; and changing penalties.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Mr. DOEHLA read in his place and presented to the Chair Senate Bill No. 9, entitled:

An Act to amend Sections five hundred two, five hundred five, and five hundred six, of Article V, of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by eliminating the hunting party limit on deer; to more clearly define what shall be a lawful male deer; defining the method of advertising the action of the commission; and changing penalties.

Which was committed to the Committee on Forests and Waters, Game and Fish.

He also read in his place and presented to the Chair Senate Bill No. 10, entitled:

An Act to amend section one of the act, approved the twenty-first day of March, one thousand nine hundred five (P. L. 46), entitled "An act authorizing the municipalities of the Commonwealth to vacate, in whole or in part, all streets, lanes and alleys within their corporate limits, laid out by this Commonwealth, whenever the same, or the portion to be vacated, shall have remained unopened for a continuous period of thirty years next preceding such vacation," eliminating the requirement that the portion vacated shall have remained unopened for thirty years, and providing that vacated portions shall not be any part of a State Highway route, and validating vacations heretofore made.

Which was committed to the Committee on Local Government.

Mr. WATSON read in his place and presented to the Chair Senate Bill No. 11, entitled:

An Act to further amend section one thousand four hundred fourteen of the act approved the eighteenth day

of May, one thousand nine hundred eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," imposing financial responsibility for education of migratory children on school districts in which such children are temporarily domiciled.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 12, entitled:

An Act making an appropriation to the National Agricultural College, Farm School, Pennsylvania, at Doylestown, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 13, entitled:

An Act to further amend section one of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 851), entitled "An act fixing the compensation of property assessors elected for county purposes in boroughs, townships of the second class, and wards; and repealing existing acts relating thereto," changing the pay and mileage to be received by jurors.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 14, entitled:

An Act to further amend section one of the act approved the Twenty-fifth day of July, one thousand nine hundred seventeen (P. L. 1209) entitled "An act to authorize the acquisition, by purchase or condemnation, of lands for a park, and the erection of a monument commemorative of Washington crossing the river Delaware, and for the appointment of a commission to acquire said lands and erect such monument; and making an appropriation for the purpose of this act," authorizing the acquisition of additional grounds.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 15, entitled:

An Act to further amend subsection (b) of section one thousand seventeen and add section one thousand seventeen point one to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers. providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships,

within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," regulating the meeting or overtaking of school buses while taking on or discharging passengers.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 16, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the Tabor Home for Children at Doylestown, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. DIEHM read in his place and presented to the Chair Senate Bill No. 17, entitled:

An Act to amend section seven of the act, approved the eleventh day of June, one thousand nine hundred forty-one (P. L. 101), entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction, operation and maintenance of a turnpike from a point at or near Irwin in Westmoreland County, the western terminus of the turnpike heretofore constructed by said Commission, to a point on the western boundary line of the Commonwealth of Pennsylvania touching on the State of Ohio or the State of West Virginia, and conferring powers and imposing duties on the Pennsylvania Turnpike Commission; authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds and for the cost of maintenance, operation and repair of the turnpike; making such turnpike bonds exempt from taxation; constituting such bonds legal investments in certain instances; requiring suits against the commission to be brought in Dauphin County prescribing conditions upon which such turnpike shall become free; providing for grade separations, grade changes, and relocation and restoration of public roads and State highways affected by the turnpike; providing for condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission; and authorizing the issuance of turnpike revenue refunding bonds," by providing for salaries for appointed members of the Commission.

Which was committed to the Committee on State Government.

Mr. LETZLER read in his place and presented to the Chair Senate Bill No. 18, entitled:

An Act authorizing the Department of Property and Supplies to accept on behalf of the Commonwealth certain real estate adjoining property of the Philipsburg State Hospital in Rush Township, Centre County, Pennsylvania.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 19, entitled:

An Act to repeal section eleven of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1222), entitled "An act providing for the complete medical and dental examination of all children of school age, and teachers and other school employes in the public and private elementary and secondary schools of the Commonwealth; and imposing certain duties upon the Depart-

ment of Health, and the Department of Public Instruction; and making an appropriation."

Which was committed to the Committee on Public Health and Welfare.

He also read in his place and presented to the Chair Senate Bill No. 20, entitled:

An Act to further amend section five hundred thirty-nine of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for the levy and assessment of taxes on properties in school districts where the boundary lines of such school district are not wholly within the city.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 21, entitled:

An Act to further amend section seven of the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 252) entitled as amended, "An act to regulate and restrain the traffic in malt and brewed beverages, as herein defined; providing for the licensing of the manufacture, transportation, sale and distribution of such beverages; imposing license and permit fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of the electors, to prevent the licensing therein of places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon the Pennsylvania Liquor Control Board, quarter sessions courts, district attorneys, the Department of Justice proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," providing that certain courts shall hear appeals from rulings of the Pennsylvania Liquor Control Board on the entire record and without a jury; and imposing further duties on such board.

Which was committed to the Committee on Law and Order.

He also read in his place and presented to the Chair Senate Bill No. 22, entitled:

An Act to further amend section four hundred four of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (1933-34, P. L. 15), entitled, as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State Government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," providing that certain courts shall hear appeals from rulings of the Pennsylvania Liquor Control Board on the

entire record and without a jury; and imposing further duties on such board.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 23, entitled:

An Act to further amend subsection fourteen of section six hundred two of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (P. L. 15—1933-34), entitled, as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," further regulating entertainment in licensed premises.

Which was committed to the Committee on Law and Order.

He also read in his place and presented to the Chair Senate Bill No. 24, entitled:

An Act to further amend section four hundred eight of the act approved the twenty-ninth day of November, one thousand nine hundred thirty-three (P. L. 15, 1933-34), entitled as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," further prescribing the powers of the Pennsylvania Liquor Control Board as to transfers of licenses issued under the act.

Which was committed to the Committee on Law and Order.

He also read in his place and presented to the Chair Senate Bill No. 25, entitled:

An Act to further amend section fourteen of the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 252), entitled, as amended, "An act to regulate and restrain the traffic in malt and brewed beverages, as herein defined; providing for the licensing of the manufacture, transportation, sale and distribution of such beverages; imposing license and permit fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of the electors, to

prevent the licensing therein of places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon the Pennsylvania Liquor Control Board, quarter sessions courts, district attorneys, the Department of Justice, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," further prescribing the power of the Pennsylvania Liquor Control Board as to transfers of licenses issued under the act.

Which was committed to the Committee on Law and Order.

He also read in his place and presented to the Chair Senate Bill No. 26, entitled:

An Act to further amend subsection (j) of section two of the act approved the third day of May, one thousand nine hundred thirty-three (P. L. 252), entitled, as amended, "An act to regulate and restrain the traffic in malt and brewed beverages, as herein defined; providing for the licensing of the manufacture, transportation, sale and distribution of such beverages; imposing license and permit fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of the electors, to prevent the licensing therein of places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon the Pennsylvania Liquor Control Board, quarter sessions courts, district attorneys, the Department of Justice, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," further defining "club."

Which was committed to the Committee on Law and Order.

He also read in his place and presented to the Chair Senate Bill No. 27, entitled:

An Act to further amend paragraph three of section two of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (P. L. 15—1933-34) entitled as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," further defining "Club."

Which was committed to the Committee on Law and Order.

He also read in his place and presented to the Chair Senate Bill No. 28, entitled:

An Act to amend section two of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 806) entitled, "An act limiting the number of licenses for the retail sale of liquor, malt or brewed beverages, or malt and brewed beverages, to be issued by the Pennsylvania Liquor Control Board; defining hotels, and prescribing the accommodations re-

quired of hotels in certain municipalities," by including clubs in the license quota.

Which was committed to the Committee on Law and Order.

Mr. McPHERSON, JR. read in his place and presented to the Chair Senate Bill No. 29, entitled:

An Act providing for the compulsory attendance and testimony of witnesses and the production of books, papers, records and other evidence before the administrative departments, boards and commissions of the Commonwealth and their subordinate units; and conferring jurisdiction upon the several courts of common pleas and repealing inconsistent acts.

Which was committed to the Committee on Judiciary General.

Mr. MALLERY (By Request) read in his place and presented to the Chair Senate Bill No. 30, entitled:

An Act to further amend section two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2045), entitled "An act relating to the support of indigent persons publicly cared for or assisted; providing for the support of such persons by certain relatives, and for the recovery of public moneys expended for care and assistance from the property and estates of such persons; providing for guardians of the person and property of such persons; providing for the arrest and seizure and sale of the property of deserters; and providing procedure," by changing the definition of the word court.

Which was committed to the Committee on Public Health and Welfare.

He also (By Request) read in his place and presented to the Chair Senate Bill No. 31, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the J. C. Blair Memorial Hospital, Huntingdon, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also (By Request) read in his place and presented to the Chair Senate Bill No. 32, entitled:

An Act to further amend section two hundred twenty of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by providing for the issuing of lifelong free resident fishing licenses to persons sixty-five years of age or over.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Mr. HOMSHER read in his place and presented to the Chair Senate Bill No. 33, entitled:

An Act to further amend the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by further regulating reimbursement by the Commonwealth.

Which was committed to the Committee on Education.

Mr. SCARLETT read in his place and presented to the Chair Senate Bill No. 34, entitled:

An Act regulating the sale, lease, and installation for domestic or household use of liquefied petroleum gases and equipment related thereto; authorizing the Department of Labor and Industry to adopt and enforce rules and regulations for the testing, approval or disapproval of such gases and equipment and to ensure their safe use; and providing penalties.

Which was committed to the Committee on Labor and Industry.

Mr. TALLMAN read in his place and presented to the Chair Senate Bill No. 35, entitled:

An Act to further amend subsection fourteen of section six hundred two of the act, approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15—1933-34), entitled as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," exempting television exhibitions from provisions of the act requiring special permits.

Which was committed to the Committee on Law and Order.

Mr. PEELOR read in his place and presented to the Chair Senate Bill No. 36, entitled:

An Act to further amend section two hundred thirty-two of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," establishing a procedure by which registers of wills-elect, shall execute, record and file their bonds to the Commonwealth and receive their commissions; eliminating the requirement that such bonds be approved by the judges of the orphans' court and the Governor and imposing duties upon the Secretary of the Commonwealth and recorders of deeds.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 37, entitled:

An Act to amend section six hundred forty-six of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," changing age requirements in prohibition relating to admission of children to motion picture theatres.

Which was committed to the Committee on Judiciary General.

Mr. FRAZIER read in his place and presented to the Chair Senate Bill No. 38, entitled:

An Act to further amend clause one of section thirteen of the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by further providing for superannuation retirement.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 39, entitled:

An Act to further amend section two of the act approved the tenth day of July, one thousand nine hundred thirty-five (P. L. 645), entitled "An act imposing certain requirements on certain hospitals receiving State aid; authorizing the withholding of appropriations; and imposing duties on the Department of Welfare," making wartime provisions permanent.

Which was committed to the Committee on Public Health and Welfare.

He also read in his place and presented to the Chair Senate Bill No. 40, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the American Oncologic Hospital, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. WATSON read in his place and presented to the Chair Senate Bill No. 41, entitled:

An Act to further amend section two hundred thirty-three point one, of the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," authorizing the register of wills, recorder of deeds, the prothonotary, the clerk of the court of quarter sessions, and the clerk of the orphans' court in counties of the fifth and sixth classes, to appoint solicitors and providing for their salaries.

Which was committed to the Committee on Local Government.

Mr. WATKINS read in his place and presented to the Chair Senate Bill No. 42, entitled:

An Act prohibiting political subdivisions from imposing wage, income or occupation taxes on non-residents, and abolishing such taxes heretofore imposed.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 43, entitled:

An Act to amend section two of the act approved the

twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 806), entitled "An act limiting the number of licenses for the retail sale of liquor, malt or brewed beverages, or malt and brewed beverages, to be issued by the Pennsylvania Liquor Control Board; defining hotels, and prescribing the accommodations required of hotels in certain municipalities," removing certain restrictions as to the licensing of veterans' organizations.

Which was committed to the Committee on Law and Order.

He also read in his place and presented to the Chair Senate Bill No. 44, entitled:

An Act requiring the consent of the electors of any political subdivision when such political subdivision, or any part thereof is to be annexed by a city of the first class.

Which was committed to the Committee on Elections.

He also read in his place and presented to the Chair Senate Bill No. 45, entitled:

An Act to further amend the first paragraph of section one thousand four hundred twenty-three of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," making non-compliance with compulsory attendance provisions subject to summary conviction proceedings.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 46, entitled:

An Act to further amend the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," limiting provisions for minimum salaries and increments to teachers holding valid certificates for the subjects or grades in which they give instruction; postponing the enforcement of penalties on school districts for employing teachers with emergency certificates; and imposing a penalty on school districts for employing teachers without certificates valid for the subjects or grades in which they give instruction.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair, Senate Bill No. 47, entitled:

An Act to add a new section to article one of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for the merger of a school district with a contiguous school district when pupil enrollment is below a certain number.

Which was committed to the Committee on Education.

Mr. WADE read in his place and presented to the Chair, Senate Bill No. 48, entitled:

An Act declaring and adopting the song, "Pennsylvania," by Helen Hall Bucher, as the State song.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair, Senate Bill No. 49, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, streets cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," permitting the use of red signal lights and sound devices on certain additional vehicles; changing the provisions concerning rights of way and providing penalties.

Which was committed to the Committee on Highways.

Mr. LORD, JR. read in his place and presented to the Chair, Senate Bill No. 50, entitled:

An Act to further amend section nine of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven, (P. L. 2051), entitled "An Act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," changing the residence requirements for assistance.

Which was committed to the Committee on Public Health and Welfare.

He also read in his place and presented to the Chair, Senate Bill No. 51, entitled:

An Act to further amend paragraph (b) of section three of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 450), entitled, as last amended "An act relating to fires and fire prevention; imposing duties and conferring powers upon the Pennsylvania State Police; authorizing the appointment of the chiefs of fire departments and certain public officers and others as assistants to the Pennsylvania

State Police, and defining their powers and duties; providing for the investigation of the cause, origin, and circumstance of fires and the inspection of all, and the removal or change of, certain buildings by owners and occupants thereof, including political subdivisions; imposing duties on school authorities and on certain corporations, associations, and fire rating agencies; providing for the attendance of witnesses before the Pennsylvania State Police, and the enforcement of its orders; and prescribing penalties," by clarifying the provision with regard to appeals.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair, Senate Bill No. 52, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, streets cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers, providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for restricted operators' licenses and learners' permits for minors under eighteen years of age.

Which was committed to the Committee on Highways.

Mr. WOLFE read in his place and presented to the Chair, Senate Bill No. 53, entitled:

An Act to amend Article IX, Clause (h) of Section nine hundred forty-three, and Article X, Section ten hundred four, of the Act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by increasing the penalty for the unlawful killing of bears.

Which was committed to the Committee on Forests and Waters, Game and Fish.

He also read in his place and presented to the Chair, Senate Bill No. 54, entitled:

An Act to further amend sections four hundred twenty-two, four hundred twenty-three and four hundred twenty-four of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," further regulating contributions made by county commissioners towards funeral expenses of deceased service persons and their widows.

Which was committed to the Committee on Military Affairs and Aeronautics.

He also read in his place and presented to the Chair, Senate Bill No. 55, entitled:

An Act to further amend clause (b) of section fifty and section two hundred sixty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," further providing for the number of openings in minnow traps.

Which was committed to the Committee on Forests and Waters, Game and Fish.

He also read in his place and presented to the Chair, Senate Bill No. 56, entitled:

An Act to further amend sections two and three, and to amend section four of the act, approved the eleventh day of June, one thousand nine hundred thirty-five (P. L. 326), entitled "An act relating to counties of the first class; defining deceased service persons; providing for contributions by the county to the funeral expenses for such persons and their widows; providing for the erection and care of markers, headstones, and flags, and for the compilation of war records," further regulating contributions made by county commissioners towards funeral expenses of deceased service persons and their widows.

Which was committed to the Committee on Military Affairs and Aeronautics.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 57, entitled:

An Act to further amend subsection (a) of section two hundred one of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (P. L. 15—1933-34), entitled, as amended, "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," eliminating the authority of the Auditor General to approve purchases made by the board.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 58, entitled:

An Act to further amend the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," changing certain provisions relating to age of pupils and providing for grading and classification of pupils in the public schools.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 59, entitled:

An Act to amend sections one hundred thirty-one and one hundred thirty-five of the act approved the eighteenth day of May, one thousand nine hundred eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," terminating the term of office of school directors of school districts forming a union district or merging, and providing for the appointment of new directors by the court of common pleas and for the election of directors thereafter.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 60, entitled:

An Act to add a new section to article fourteen of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for reimbursement by the Commonwealth for transportation of pupils in case of consolidation of certain school districts with other districts.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 61, entitled:

An Act to further amend the act approved the eighteenth day of June, one thousand nine hundred nineteen (P. L. 498), entitled "An act defining consolidation of schools; providing for the establishment and regulation of consolidated schools; and providing for State aid for the transportation of pupils to and from consolidated schools," redefining consolidated schools; and providing for approval of consolidated or joint consolidated schools, and the reimbursement by the Commonwealth of school districts transporting pupils of such schools.

Which was committed to the Committee on Education.

Mr. HARE read in his place and presented to the Chair Senate Bill No. 62, entitled:

An Act to further amend sections seven and thirteen of the act approved the third day of May one thousand nine hundred thirty-three (P. L. 252), entitled as amended "An act to regulate and restrain the traffic in malt and brewed beverages as herein defined providing for the licensing of the manufacture transportation sale and distribution of such beverages imposing license and permit fees and providing for collection and distribution thereof restricting ownership and interest in licensed places permitting municipalities and townships by vote of the electors to prevent the licensing therein of places where such beverages may be sold for consumption on the premises and regulating elections for this purpose imposing duties upon the Pennsylvania Liquor Control Board quarter sessions courts district attorneys the Department of Justice proper authorities of political subdivisions of the State and election officers providing penalties and repealing existing acts" by providing for appeals to the Superior Court.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 63, entitled:

An Act to amend section one of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 806), entitled "An act limiting the number of licenses for the retail sale of liquor, malt or brewed beverages, or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board; defining hotels, and prescribing the accommodations required of hotels in certain municipalities," changing the requirements necessary for a hotel to qualify under said act.

Which was committed to the Committee on Law and Order.

He also read in his place and presented to the Chair Senate Bill No. 64, entitled:

An Act to amend the heading of Article III, and to amend, or further amend, Sections three hundred two and three hundred three, of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by establishing a new schedule of resident hunting and trapping license fees; fixing a new fee for nonresident hunter's license; establishing a nonresident trapper's license and fixing the fee for the same; and defining a termination date for the issuance of free resident licenses to military personnel.

Which was committed to the Committee on Forests and Waters, Game and Fish.

He also read in his place and presented to the Chair Senate Bill No. 65, entitled:

An Act to further amend sections four hundred four four hundred eight and four hundred ten of the act approved the twenty-ninth day of November one thousand nine hundred thirty-three (P. L. 15 1933-34) entitled as amended "An act to regulate and restrain the sale manufacture possession transportation importation traffic in and use of alcohol and alcoholic and malt or brewed beverages conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents the Department of Public Instruction other officers of the State government courts and district attorneys authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises and the granting of licenses subject to local option to sell such beverages for consumption on and off the premises forbidding importation or bringing of such beverages into the State except as herein provided prohibiting certain sales or practices in connection with and transactions in such beverages by licensees and others providing for the forfeiture of certain property making disposition of the receipts from State stores and of fees and imposing penalties" by providing for appeals to the Superior Court.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 66, entitled:

An Act to further amend subsection (a) of section six hundred seventeen of the act approved the eighteenth day of May, one thousand nine hundred eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing

penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," making provisions relative to solicitation of bids where school plant or any part of same becomes unusable, applicable at any time.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 67, entitled:

An Act to amend the act approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1046), entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts; creating a State Tax Equalization Board; and prescribing its powers and duties; imposing duties on certain local officers, agents, boards, commissions and departments; and making an appropriation," by changing the time for the beginning of the use of market values for the determination and apportionment of Commonwealth subsidies.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 68, entitled:

An Act to amend section one thousand eight hundred five of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," authorizing the management of joint schools or joint school departments by a joint school committee, providing for the formation of such a committee, and imposing duties and conferring powers upon the same.

Which was committed to the Committee on Education.

Mr. STEVENSON read in his place and presented to the Chair Senate Bill No. 69, entitled:

An Act to amend Article IV, Sections four hundred eight, four hundred nine, four hundred ten, four hundred eleven, four hundred twelve, and four hundred nineteen, of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," to correct an error in the provisions concerning the size of mesh to be used by propagating permittees; changing the method of tagging propagated game or eggs; providing penalties for failure to maintain proper records of propagation transactions, and submission of annual reports of special permittees; and adding bobwhite quail to list of birds authorized to be killed on Regulated Shooting Grounds.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Mr. BERGER read in his place and presented to the Chair Senate Bill No. 70, entitled:

An Act to amend clause (g) of section two thousand eight hundred one A, of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and

the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," appropriating fees collected by the Pennsylvania Historical and Museum Commission, for the visitation of historical buildings, grounds, monuments and antiquities to said Commission, to be used for maintenance of such places.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 71, entitled:

An Act to further amend subsection (b) of section one thousand two hundred five of the act approved the eighteenth day of May, one thousand nine hundred eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for the professional staffs of merged or union districts and joint boards.

Which was committed to the Committee on Education.

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 72, entitled:

An Act to further amend section two hundred five of the act approved the ninth day of April, one thousand nine hundred twenty-nine, (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," increasing the maximum aggregate number of officers and men in the State Police Force.

Which was committed to the Committee on State Government.

Mr. RUTH read in his place and presented to the Chair Senate Bill No. 73, entitled:

An Act to amend the act approved the eighteenth day of May one thousand nine hundred eleven, (P. L. 309), entitled, "An act to establish a public school system in

the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith" providing for the election of school directors in school districts of the second, third and fourth classes by non-partisan ballots at special elections, subject to local option.

Which was committed to the Committee on Elections.

He also read in his place and presented to the Chair Senate Bill No. 74, entitled:

An Act authorizing the judges of the courts of common pleas to create medical clinics for the examination of persons charged with the commission of criminal offenses prior to trial and of convicted persons prior to the imposition of sentence, and of children charged with delinquency; providing for the creation of joint medical clinics among the several counties, and imposing the costs of maintaining and operating such clinics upon the county or counties creating the same; and providing for the establishment by the Department of Welfare of such clinics, and making the same available to the courts in counties where no clinics have been established.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 75, entitled:

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania, by adding thereto section eighteen providing for absentee voting.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Messrs. LANE and TARR read in place and presented to the Chair Senate Bill No. 76, entitled:

An Act to amend section four hundred two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers, and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," by clarifying the powers and duties of the institution districts.

Which was committed to the Committee on Local Government.

Messrs. TARR, LANE, HALUSKA and BARR read in place and presented to the Chair Senate Bill No. 77, entitled:

An Act to further amend the first paragraph, and clause (b), of section nine, of the act approved the twenty-fourth

day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons, and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," further providing for and regulating assistance to aged persons and redefining aged persons and their eligibility for assistance.

Which was committed to the Committee on Public Health and Welfare.

Messrs. YOSKO and TARR read in place and presented to the Chair Senate Bill No. 78, entitled:

An Act creating a special committee under the Joint State Government Commission to make a study of smoke and soot nuisances and methods of control and enforcement, providing for the appointment of a smoke nuisance study committee; authorizing the employment of necessary assistants; prescribing its powers and duties; and making an appropriation.

Which was committed to the Committee on State Government.

Messrs. LANE, HALUSKA, ROSENFELD, HOLLAND, NEFF, BARRETT and YOSKO read in place and presented to the Chair Senate Bill No. 79, entitled:

An Act to further amend section four of the act approved the second day of June, one thousand nine hundred thirty-seven (P. L. 1198), entitled "An act relating to employes and organizations thereof; defining labor disputes; prescribing the procedure by which and the conditions under which injunctions may be granted in such disputes, and the scope thereof; declaring certain undertakings and promises between employers and employes contrary to public policy and void; prescribing the nature of proof necessary in actions arising out of labor disputes against persons or associations; prescribing the terms and conditions for bonds to be furnished prior to the issuance of injunctions; prescribing the procedure in case of appeal from granting injunctions; limiting the duration of temporary and permanent injunctions in case of labor disputes; and providing for the payment of costs; and repealing all acts or parts of acts inconsistent herewith," removing certain exceptions to the application of the act.

Which was committed to the Committee on Labor and Industry.

Messrs. LANE, TARR, HALUSKA and BARR read in place and presented to the Chair Senate Bill No. 80, entitled:

An Act to prescribe minimum wage and maximum hour standards; to provide for the further determination and establishment of minimum wages by industry; and to provide for enforcement of such provisions and for other purposes.

Which was committed to the Committee on Labor and Industry.

Messrs. LANE, HALUSKA and TARR read in place and presented to the Chair Senate Bill No. 81, entitled:

An Act to amend section four hundred five, and to add section four hundred five point one, to the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for the management, supervision, control or prohibition of certain school activities; permitting the use of school property for such activities and the holding, raising or expending of funds by any school or any class, club or organization therein.

Which was committed to the Committee on Education.

Mr. LANE read in his place and presented to the Chair Senate Bill No. 82, entitled:

An Act to amend section one of the act approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 956), entitled "An act to ascertain and appoint the fees to be received by the clerks of the courts of oyer and terminer, and quarter sessions, of the Commonwealth in counties of the third, fourth, fifth, sixth, seventh and eighth classes," by increasing certain fees fixed by said act.

Which was committed to the Committee on Judiciary General.

Messrs. LANE and BARR read in place and presented to the Chair Senate Bill No. 83, entitled:

An Act creating a Joint Legislative Committee for the purpose of investigating the methods used by the various State examining boards and commissions concerned with the licensing of trades, occupations and professions; providing for its appointment; authorizing the employment of necessary assistants; authorizing the subpoenaing of witnesses and records; and making an appropriation.

Which was committed to the Committee on State Government.

Messrs. LANE, HALUSKA, DENT, TARR and NEFF read in place and presented to the Chair Senate Bill No. 84, entitled:

An Act to repeal the act approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court."

Which was committed to the Committee on Finance.

Messrs. HOLLAND, GELTZ and NEFF read in place and presented to the Chair Senate Bill No. 85, entitled:

An Act authorizing the establishment in The Pennsylvania State College through the extension services of said institution an educational program in industrial and labor relations; stating the objectives and purposes of

said program; conferring obligations and duties on the trustees and president of said institution; providing for the establishment of an advisory committee; its appointment; and defining its powers and duties and making an appropriation therefor.

Which was committed to the Committee on Labor and Industry.

Messrs. HOLLAND and GELTZ read in place and presented to the Chair Senate Bill No. 86, entitled:

An Act providing for the study, treatment and care of inebriates; creating a State Fund for Inebriates; establishing a board of trustees to administer the fund; conferring powers and imposing duties upon such board, and providing for the commitment of inebriates to the custody of the board.

Which was committed to the Committee on Education.

Messrs. HOLLAND and LANE read in place and presented to the Chair Senate Bill No. 87, entitled:

An Act requiring persons employed to promote or oppose legislation, to file statements at certain times; requiring the Secretary of the Senate and the Chief Clerk of the House to maintain records of such statements for public use; prohibiting such persons from entering upon certain sections of the legislative halls; and prescribing penalties.

Which was committed to the Committee on Rules.

Messrs. HOLLAND and DENT read in place and presented to the Chair Senate Bill No. 88, entitled:

An Act to promote the welfare of the people of the Commonwealth creating a State Mental Health Authority as a body corporate and politic with power to construct, enlarge, improve, equip and furnish mental hospitals, and to lease the same, and to fix and collect fees, rentals and charges for the use thereof; authorizing and regulating the issuance of bonds by said Authority, and providing for the payment of such bonds and the rights of the holders thereof, and to enter into agreements with the Government of the United States, or any Federal agency; and authorizing the Department of Property and Supplies to grant, assign, convey, or lease to the Authority lands of the Commonwealth and interests therein, and to acquire lands therefor; granting the right of eminent domain, and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act.

Which was committed to the Committee on Public Health and Welfare.

Mr. HOLLAND read in his place and presented to the Chair, Senate Bill No. 89, entitled:

An Act requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers; imposing duties and conferring powers upon the Department of Agriculture.

Which was committed to the Committee on Agriculture.

Messrs. HOLLAND, BARR and LANE read in place and presented to the Chair, Senate Bill No. 90, entitled:

An Act to further amend section two hundred one of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use

of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," making the real estate of public service companies subject to taxation and providing certain exceptions.

Which was committed to the Committee on Local Government.

Mr. HOLLAND read in his place and presented to the Chair, Senate Bill No. 91, entitled:

An Act to abolish the Pennsylvania Milk Commission and to repeal the act by which it was created.

Which was committed to the Committee on Agriculture.

ANNOUNCEMENT BY THE CHAIR

The PRESIDENT. I have been asked to announce that the committee room assignments will be the same as the last session and if any of the members do not know the room numbers they can secure that information from the Senator from Allegheny County, Mr. Walker.

RESOLUTION

TIME OF NEXT MEETING

Mr. McPHERSON, JR., offered the following resolution, which was twice read, considered and agreed to:

In the Senate, January 17, 1949.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, January 24, 1949, at four o'clock, p. m., E.S.T.; and when the House of Representatives adjourns this week it reconvene on Monday, January 24, 1949, at four-thirty o'clock, p. m., E.S.T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

PERMISSION TO ADDRESS THE SENATE

Mr. WADE asked and obtained unanimous consent to address the Senate.

Mr. WADE. Mr. President, I am in receipt of a letter from the gentleman from Northampton, Senator Yosko, written today, in which he presents a rather novel plan for the Senate.

In that letter he requests that because of his interest in the toll bridge situation within the State of Pennsylvania, we refrain from introducing any legislation until an agreement is reached.

I want to say, first, that we very much appreciate the interest of Mr. Yosko and the members of the Senate on that side of the house, and secondly, that we have been working diligently for the past two weeks on a plan or plans that will eventually accomplish the freeing of the toll bridges within the Commonwealth of Pennsylvania.

Now, Mr. President, the democratic way to approach this is for everyone to prepare their bills and present them to the Senate and to the Committees of the Senate for their consideration, and to my mind, the suggestion of the Senator from Northampton would be the wrong approach.

Again I want to say that we on this side sincerely appreciate the interest of Mr. Yosko and his colleagues on that side, and we all want to work together. At present

we have a group of four attorneys going through the statutes of Pennsylvania, in order that we can prepare and are preparing a series of bills that will accomplish this once and for all. We are intensely interested in it. Senator Taylor and I have introduced a number of bills in the past and intend to introduce bills this time that we are preparing, and the matter of our holding up the legislation that we have been preparing, working with the Governor, who has assigned one of the members of the Attorney General's Department to that particular duty, would be in violation of our democratic processes of preparing legislation and submitting it to all the Members of the Senate and to all the Members of the House, and laying it before them for consideration.

PERMISSION TO ADDRESS THE SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, I do not like to interrupt the regular routine, but before the matter gets cold, I would like to suggest to the Senate, in defense of the letter sent out by the freshman member of the Senate, Mr. Yosko, that his intentions were to try to get the members of the Senate together on a program to eliminate all of the toll bridges, if possible. As Senator Wade has so ably stated, he has on many occasions put this legislation in, but as the rest of the members know, this legislation has always fallen by the wayside. We are so fearful it will do so again, and we hope by collaboration and cooperation on the part of the members, who have toll bridges within the confines of their Senatorial Districts, that we will be able to get legislation through, and once and for all, in line with the thinking of the Senator from Cumberland, Mr. Wade, we will eliminate these toll bridges in Harrisburg as well as others in the State, and since we have been informed that the Attorney General has named a Deputy to work in conjunction with Mr. Wade and Mr. Taylor, we would suggest that the Deputy Attorney General work also with the other members of the Senate who have toll bridges in their districts, and I suggest to the Senator from Cumberland if he is really sincere, and I hope and know that he is in trying to eliminate toll bridges at Harrisburg, he will join with the members from other Counties who have toll bridges and add strength to his position when he puts in this legislation.

PERMISSION TO ADDRESS THE SENATE

Mr. WADE asked and obtained unanimous consent to address the Senate.

Mr. WADE. Mr. President, may I say, in behalf of my colleagues, I sincerely appreciate the attitude taken by Senator Dent and Senator Yosko, as well. However, it does not seem that the right approach to this thing would be to write several members a letter and then give it to the newspapers first, and secondly, I want to say we are perfectly willing and anxious that Senator Dent and all of his associates on that side see the bills immediately when presented, and that they have the benefit of any advice and counsel of or conferences with the Attorney General's Department, so that their approach may be aided by that counsel and advice.

Again, Mr. President I want to say to every member of this body that we are sincerely interested in getting this job done at this time, and we do appreciate the help

of the other side, as well as all of the help from the Republican side as well.

PERMISSION TO ADDRESS THE SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President we don't want to delay the operations of the Senate, but I just want to say that sometimes in life as you go along, if you do the right thing and it does not work out, Maybe it is time to do the wrong thing. I understand and everyone knows that the present prescription that the Senator from Cumberland is offering the Senate in the matter of toll bridges is the so-called right way to do it. That has been the way it has been done since I have been in the Senate. Now, that right way has failed so may be the new approach, coming from a Freshman Senator, may be the wrong way, but it may do the right job.

PERMISSION TO ADDRESS THE SENATE

Mr. TARR asked and obtained unanimous consent to address the Senate.

Mr. TARR. Mr. President, I happen to be the Senator from a county that is very much interested in the freeing of toll bridges. Not having had a chance to talk over the situation yet with Senator Wade, I think it came in very bad taste for Senator Wade to make reference to the fact that the Senator from Northampton had written letters and given them to the press before it had been discussed with him, because I know that the newspapers in a certain section of my county have been carrying quotes from Senator Wade regarding the bridge situation for the past two months. Now, it just so happens that there are interests in Fayette County which are connected with bridges which also have political connections, and I believe that the members of the Senate know what I am talking about without any further clarification.

It seems to me that if any one wants to start off on the right foot, they will contact the Senators direct rather than go to the newspapers two months previously.

We tried to free the bridges before, and we have found that it is unconstitutional. It has been told to me on the streets of my fair city that we in the Legislature don't want to free the bridges; that all we are doing down here is talking about it, putting through bills which we know are unconstitutional, and letting it fall back on the courts. Now, the thing that we have to do, Mr. President, is approach this from a sane angle. Let's get the legislation that will hold up in the courts of the Commonwealth, and quit having these persons accusing us; quit faking the people, and get a bill that will free the bridges once and for all, regardless of our political affiliations or our business affiliations or wherever we may be in the Commonwealth.

PERMISSION TO ADDRESS THE SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, when I asked for a speedy session of the Legislature, I did not anticipate that the members would take me so seriously that they would start to debate bills that have not yet been introduced. May I respectfully suggest that the gentleman

from Cumberland, Senator Wade, with the cooperation and collaboration of other colleagues in the Senate in the past, has introduced bills covering the freeing of all of the toll bridges in Pennsylvania, and those bills have not been shunted aside but have been passed by the Senate and House and signed by the Governor, and they ran afoul of what some people commonly call the Constitution of Pennsylvania. Now, it is my understanding that the gentleman from Cumberland is attempting to prepare a bill that will affect all of the toll bridges in Pennsylvania, not just those in Cumberland County or Dauphin County, but they will include all bridges, even the bridge with political connections, in Fayette County. May I suggest to the gentlemen on the other side, if they can cook up a bill that is better than the one the Senator from Cumberland is going to introduce, it will be the one that is going to be introduced.

We want to free all the bridges in Pennsylvania, and I am happy to know that it will be a unanimous vote once we get it on the floor.

PERMISSION TO ADDRESS THE SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, I hope I understood what Senator Wade said in reference to giving the article to the newspapers before the Senator himself had the letter, but this morning before the letter was delivered, I informed the Senator that letters had been written and asked him if he had any objections to the plan. He said "No, you are a member of the Senate and have the right to do whatever you please." So that all of us will know what was in the letter, I am going to take this opportunity to read it:

I am taking the liberty of intruding on a matter concerning which you may have some private plans, though my hope in writing you is that you may give it sympathetic consideration—the elimination of toll bridges.

My suggestion is simply that those members of the Senate and of the House, immediately affected, have a conference and discuss in detail, the best plan for their elimination and draft a bill accordingly—thus doing away with four or five plans and a like number of bills.

If you are disposed to consider my suggestion, I would appreciate if you would refrain from presenting any bills at this time or prior to our conference. If your reaction is favorable to the suggestion outlined herein, I will appreciate hearing from you so that a time and place could be set for the meeting. I might add that the district I represent—Northampton County—has two toll bridges.

A reply at your convenience will be appreciated.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess until two o'clock, for the purpose of a caucus.

Mr. KEPHART. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

BILLS INTRODUCED AND REFERRED

Mr. WALKER. Mr. President, I move that the Senate

return to the order of business, introduction of bills in place.

Mr. TALLMAN. Mr. President, I second the motion. The motion was agreed to.

Mr. WOLFE read in his place and presented to the Chair, Senate Bill No. 92, entitled:

An Act to further amend section one hundred eighty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by eliminating certain powers of the board with regard to devices to enable fish to migrate.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Mr. FARRELL read in his place and presented to the Chair, Senate Bill No. 93, entitled:

An Act to amend section one hundred thirty-four of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," authorizing the merger of contiguous school districts in which the electors have voted therefor.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair, Senate Bill No. 94, entitled:

An Act to further amend clause (e) of section eight hundred fourteen of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof, providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," further regulating the powers and duties of county boards of school directors relating to the merger of school districts.

Which was committed to the Committee on Education

He also read in his place and presented to the Chair Senate Bill No. 95, entitled:

An Act to further amend section one hundred twenty-seven and to repeal section one hundred twenty-eight of the act approved the eighteenth day of May, one thousand nine hundred eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," changing the procedure relating to the formation of union school districts.

Which was committed to the Committee on Education.

Mr. KEPHART read in his place and presented to the Chair, Senate Bill No. 96, entitled:

An Act to further amend section one of the act, approved the fourteenth day of May, one thousand nine hundred twenty-nine (P. L. 1721), entitled "An act providing for the service of process in civil suits on nonresident operators, or nonresident owners, of motor vehicles operated within the Commonwealth of Pennsylvania; and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said nonresident, upon whom civil process may be served; and providing for further notice to the defendant in any such suit," by extending the provisions of said act to suits instituted in the United States District Courts in this Commonwealth.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair, Senate Bill No. 97, entitled:

An Act to add section one thousand thirty-five to Article X of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," prohibiting the blocking of street intersections by vehicles and providing penalties.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair, Senate Bill No. 98, entitled:

An Act prohibiting hospitals receiving State aid from giving discounts or rebates in certain cases; authorizing the withholding of appropriations; and imposing duties on the Department of Welfare.

Which was committed to the Committee on Public Health and Welfare.

Mr. T. N. WOOD read in his place and presented to the Chair, Senate Bill No. 99, entitled:

An Act to add a new section to article two of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-three (P. L. 1001), entitled, as amended, "An act providing for the regulation of aeronautics within this Commonwealth; conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto; providing for the licensing and registration of airman and aircraft; establishing the legal status of air navigation; providing for sovereignty in, and ownership of, space; providing for lawfulness of flights; regulating civil causes of action arising out of operation of aircraft;

fixing the status of contracts, crimes, and torts in, by, or by means of operation of aircraft; imposing duties upon officers, burgesses, magistrates, aldermen, justices of the peace, the courts and clerks thereof; providing for denial or revocation of licenses; providing for certain penalties and their disposition; and repealing certain existing laws," defining the Commonwealth airways system.

Which was committed to the Committee on Military Affairs and Aeronautics.

SENATE CONCURRENT RESOLUTION

JOINT COMMITTEE BE APPOINTED TO REPRESENT THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA IN THE INAUGURAL CEREMONIES OF THE HONORABLE HARRY S. TRUMAN

Mr. DENT. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. DENT. Mr. President, this resolution is presented on behalf of the House. They found out that all of the Democratic Senators were on the committee to go to Washington and now, all the Democratic House members want to go too.

Mr. DENT offered the following resolution which was twice read, considered and agreed to:

In the Senate of Pennsylvania, January 17, 1949.

Resolved, (if the House of Representatives concur), That Senate Concurrent Resolution, Serial Number 100, adopted by the Senate and concurred in by the House of Representatives, on the fourth day of January, 1949, is hereby amended to read as follows:

Whereas, On January 20, 1949, the Honorable Harry S. Truman will be inaugurated as the President of the United States of America, and

Whereas, It is fitting and proper that a delegation represent the General Assembly of the Commonwealth of Pennsylvania at the inaugural ceremonies, to be held in Washington at that time, now therefore be it

Resolved (if the House of Representatives concur), That the President Pro Tempore of the Senate is hereby authorized to appoint fifteen Members of the Senate, and the Speaker of the House is hereby authorized to appoint ninety-one Members of the House of Representatives, who together shall constitute a Joint Committee to represent the General Assembly of the Commonwealth of Pennsylvania in the inaugural ceremonies of the Honorable Harry S. Truman.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RESOLUTION

JOINT LEGISLATIVE COMMITTEE BE APPOINTED TO INVESTIGATE AND STUDY COMPENSATION OF STATE OFFICERS AND EMPLOYEES

Mr. HOLLAND. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. HOLLAND and KEPHART offered the following resolution which was twice read, and referred to the Committee on State Government:

In the Senate of Pennsylvania, January 17, 1949.

Whereas, Through the years no intelligent effort has

been made toward adjusting the inequities existing in salaries paid those serving the executive, judicial and legislative branches of government. While income of those serving in these particular offices has remained constant, salaries paid for positions of comparative responsibility, education and experience in the business world have risen in proportion to the cost of living with the result that efficient public servants are forced to leave government service to secure the necessities of life and maintain a standard of living consistent with their ability; therefore, be it,

Resolved (if the House of Representatives concur), That eight members of the General Assembly be named as a joint legislative committee to investigate compensation of State officers and employes, four from the Senate to be appointed by the President Pro Tempore, and four from the House of Representatives to be appointed by the Speaker of the House, with equal representation from the majority and minority political parties in both branches of the General Assembly; and be it further

Resolved, That the committee shall have power to meet, hold hearings and make investigations and studies. The committee shall make a report to the General Assembly, in the form of legislation, which shall be presented to the General Assembly no later than April 1, 1949. The bill shall alter and change the salaries paid to State officers and employes in any manner necessary to adjust such salaries to the cost of living and to equalize such salaries with salaries paid for comparable positions in the business world.

EXECUTIVE NOMINATIONS

MEMBER OF THE BOARD OF TRUSTEES OF EASTERN STATE PENITENTIARY TAKEN FROM TABLE AND RETURNED TO THE GOVERNOR

Mr. WALKER. Mr. President, I move that the nomination presented to the Senate by his Excellency, the Governor of the Commonwealth, of Major General Norman D. Cota, as a member of the Board of Trustees of the Eastern State Penitentiary, be taken from the table in order that it may be returned to the Governor, as per his request.

Mr. TALLMAN. I second the motion.

The motion was agreed to.

EXECUTIVE NOMINATIONS TAKEN FROM TABLE AND REFERRED TO THE COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WALKER. Mr. President, I move that the Executive Nominations laid on the table January 4, 1949, be taken from the table and referred to the Committee on Executive Nominations.

Mr. TALLMAN. Mr. President, I second the motion.

The motion was agreed to.

The Clerk read the nominations as follows:

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 4, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

CAMBRIA COUNTY

W. K. McHenry (Republican), 199 Worth Street, Johnstown, Cambria County, to serve until December 31, 1951. (Reappointment).

Robert T. Ingram (Republican), 531 Wood Street,

Johnstown, Cambria County, to serve until December 31, 1950, and until his successor is duly appointed and qualified. (Reappointment).

Albert L. O'Connor (Democrat), Loretto, Cambria County, to serve until December 31, 1951, and until his successor is duly appointed and qualified, vice Neice Malloy, Carrolltown, whose term expired.

DAUPHIN COUNTY

Donald B. Hudson (Republican), Elizabethville, Dauphin County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment).

INDIANA COUNTY

James H. Pease (Republican), R. D. 3, Indiana, Indiana County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment).

Joseph I. McElhoes (Democrat), R. D. 2, Home, Indiana County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment).

LEHIGH COUNTY

Mrs. Blanche Hopkins (Republican), 848 Main Street, Slatington, Lehigh County, to serve until December 31, 1950, and until her successor is duly appointed and qualified. (Reappointment).

Victor L. Johnson (Republican), 306 Main Boulevard, Allentown, Lehigh County, to serve until December 31, 1950, and until his successor is duly appointed and qualified, vice William A. Gibson, Allentown, resigned.

McKEAN COUNTY

Mrs. Margaret M. Dunn (Democrat), 97 West Washington Street, Bradford, McKean County, to serve until December 31, 1951, and until her successor is duly appointed and qualified. (Reappointment).

Dr. M. L. Tyrrel (Republican), 31 Chautauqua Place, Bradford, McKean County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment).

JAMES H. DUFF.

MEMBERS OF THE ERIE COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Erie County Board of Assistance:

John W. English, Esquire (Republican), 2050 South Shore Drive, Erie, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment).

Robert A. Ott (Republican), 109 East Frederick Street, Corry, to serve until December 31, 1951, and until his successor is duly appointed and qualified, vice Horton J. Davis, Corry, whose term expired.

JAMES H. DUFF.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Albert D. Henderson, R. D. 3, Linesville, Crawford County, for appointment as Justice of the Peace in and for the Township of Summit, Crawford County, until the

first Monday of January, 1950, vice Harold D. Mathews, resigned.

JAMES H. DUFF.

MEMBER OF THE BRANDYWINE BATTLEFIELD PARK COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Edward Leroy van Roden, Media, Delaware County, for appointment as a Member of The Brandywine Battlefield Park Commission, for the term of four years, and until his successor is appointed and qualified, vice Lewis H. VanDusen, Philadelphia, deceased.

JAMES H. DUFF.

MEMBER OF THE PENNSYLVANIA AERONAUTICS COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Honorable T. N. Wood, R. D. 1, Alderson, Luzerne County, for reappointment as a Member of the Pennsylvania Aeronautics Commission, until December 1, 1950, and until his successor shall be duly appointed and shall have qualified, unless not reelected for the next succeeding term.

JAMES H. DUFF.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, Pa., January 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

SUPERINTENDENT OF PUBLIC INSTRUCTION

Francis B. Haas, Harrisburg, from August 23, 1947, for the term of four years.

COMMISSIONER OF FISHERIES

Charles A. French, Ellwood City, from July 10, 1947, for the term of six years and until his successor shall have been appointed and qualified.

MAJOR GENERALS, PENNSYLVANIA NATIONAL GUARD

Charles Clarence Curtis, Allentown, from December 23, 1947, until annulled.

Daniel Bursk Strickler, Lancaster, from December 23, 1947, until annulled.

BRIGADIER GENERALS, PENNSYLVANIA NATIONAL GUARD

Brenton G. Wallace, Rosemont, from January 19, 1948, until annulled.

Richard K. Mellon, Ligonier, from July 2, 1948, until annulled.

Thomas Linus Hoban, Scranton, from September 14, 1948, until annulled.

MEMBERS OF THE ADVISORY HEALTH BOARD

John J. Hughes, Wilkes-Barre, from November 10, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Herbert K. Cooper, Lancaster, from November 10, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

George S. Klump, Williamsport, from February 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

James D. Stark, Erie, from February 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Esmond R. Long, Wayne, from February 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE ADVISORY HOSPITAL COUNCIL

H. W. Prentis, Jr., Lancaster, from November 18, 1947, for the term of three years, and until his successor is appointed and qualified.

William P. McFall, Pittsburgh, from November 18, 1947, for the term of two years, and until his successor is appointed and qualified.

Howard K. Petry, Harrisburg, from November 18, 1947, for the term of two years, and until his successor is appointed and qualified.

Norris W. Vaux, Glenmoore, from November 18, 1947, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE PENNSYLVANIA AERONAUTICS COMMISSION

Ralph C. Hutchison, Washington, from July 25, 1947, until June 2, 1951, and until his successor shall be duly appointed and shall have qualified.

Ralph Earle, Haverford, from July 25, 1947, until June 2, 1950, and until his successor shall be duly appointed and shall have qualified.

John Henry Leh, Allentown, from July 25, 1947, until June 2, 1949, and until his successor shall be duly appointed and shall have qualified.

William R. McMillen, Black Lick, from July 25, 1947, until December 1, 1950, and until his successor shall be duly appointed and shall have qualified, unless not reelected for the next succeeding term.

John H. Dent, Jeannette, from July 25, 1947, until December 1, 1952, and until his successor shall be duly appointed and shall have qualified, unless not reelected for the next succeeding term.

Charles C. Smith, Philadelphia, from July 25, 1947, until December 1, 1950, and until his successor shall be duly appointed and shall have qualified, unless not reelected for the next succeeding term.

MEMBER OF THE BOARD OF TRUSTEES OF ALLENTOWN STATE HOSPITAL

John C. Kistler, Allentown, from July 29, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF ASHLAND STATE HOSPITAL

George C. Shoemaker, Ashland, from February 17, 1948, for the term of four years, and until his successor is qualified.

Gregory G. Hubler, Gordon, from February 17, 1948, for the term of four years, and until his successor is qualified.

John J. Jones, Frackville, from February 17, 1948, for the term of four years, and until his successor is qualified.

John H. Bilder, Fountain Springs, from February 17, 1948, for the term of four years, and until his successor is qualified.

A. J. Farrell, Girardville, from February 17, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BANKING BOARD

Norman T. Hayes, Rosemont, Montgomery County, from September 4, 1947, until September 1, 1955, and until his successor is duly appointed and qualified.

Daniel H. Erdman, Coopersburg, from September 4, 1947, until September 1, 1955, and until his successor is duly appointed and qualified.

Wm. B. McFall, Mt. Lebanon from September 4, 1947,

until September 1, 1949, and until his successor is duly appointed and qualified.

Mark Willcox, Wawa, Delaware County, from September 4, 1947, until September 1, 1949, and until his successor is duly appointed and qualified.

Wm. J. Hamilton, Jr., Philadelphia, from September 4, 1947, until September 1, 1953, and until his successor is duly appointed and qualified.

George R. Howell, Reading, from September 4, 1947, until September 1, 1949, and until his successor is duly appointed and qualified.

E. E. Bauer, Wexford, Allegheny County, from September 4, 1947, until September 1, 1953, and until his successor is duly appointed and qualified.

T. C. Swarts, Aliquippa, from October 23, 1947, until September 1, 1949, and until his successor is duly appointed and qualified.

MEMBER OF THE STATE COUNCIL FOR THE BLIND

Paul L. Goldstrohm, Penns Park, Bucks County, from December 4, 1947, for the term of four years, and until his successor is qualified.

MEMBER OF THE BOARD OF TRUSTEES OF BLOOMSBURG STATE TEACHERS' COLLEGE

C. William Kreisher, Catawissa, from February 13, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF BLOSSBURG STATE HOSPITAL

(Mrs.) Cora Tucker, Knoxville, from February 13, 1948, for the term of four years, and until her successor is qualified.

Milton Barden, Mansfield, from February 13, 1948, for the term of four years, and until his successor is qualified.

Robert S. Irving, Ogdensburg, from February 13, 1948, for the term of four years, and until his successor is qualified.

John Gray, Arnot, from February 13, 1948, for the term of four years, and until his successor is qualified.

William F. White, Wellsboro, from February 13, 1948, for the term of four years, and until his successor is qualified.

Ambrose Manakowski, Blossburg, from February 13, 1948, for the term of four years, and until his successor is qualified.

(Mrs.) Hazel Parsells, Wellsboro, from February 13, 1948, for the term of four years, and until her successor is qualified.

MEMBERS OF THE BRANDYWINE BATTLEFIELD PARK COMMISSION

Frank W. Melvin, Philadelphia, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Edward Hopkinson, Jr., Chestnut Hill, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Bart Anderson, West Chester, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Henry Pleasants, Jr., West Chester, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Jos. Knox Fornance, Norristown, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

J. Truman Swing, Merion Station, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Martin W. Clement, Rosemont, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

J. Clark Mansfield, Pittsburgh, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Samuel Bunting Lewis, Philadelphia, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE BUILDING AND LOAN BOARD

Frank W. Harris, Jr., Philadelphia, from October 23, 1947, until September 1, 1955, and until his successor is duly appointed and qualified.

Joshua W. Swartz, Harrisburg, from October 23, 1947, until September 1, 1955, and until his successor is duly appointed and qualified.

George L. Transue, Easton, from October 23, 1947, until September 1, 1951, and until his successor is duly appointed and qualified.

J. Howard Gilroy, Beaver Falls, from October 23, 1947, until September 1, 1953, and until his successor is duly appointed and qualified.

G. Raymond Greeby, Bala-Cynwyd, from October 23, 1947, until September 1, 1953, and until his successor is duly appointed and qualified.

MEMBERS OF THE PENNSYLVANIA STATE BOARD OF CENSORS

(Mrs.) Edna R. Carroll, Philadelphia, from September 2, 1947, until the third Tuesday of January, 1951, and until her successor shall have been appointed and qualified.

(Mrs.) Beatrice Z. Miller, Germantown, from September 7, 1948, until the third Tuesday of January, 1951, and until her successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF CHEYNEY TRAINING SCHOOL FOR TEACHERS

(Mrs.) Verona Beckett, Germantown, from January 9, 1948, until the third Tuesday of January, 1949, and until her successor shall have been appointed and qualified.

James G. Vail, Media, from January 9, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF CLARION STATE TEACHERS' COLLEGE

Raymond E. Brown, Brookville, from February 16, 1948, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Evan J. Jones, Bradford, from February 16, 1948, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Samuel Breene, Oil City, from February 16, 1948, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Percy C. Andrews, New Bethlehem, from February 16, 1948, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Roy R. Underwood, Knox, from February 16, 1948, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

(Mrs.) Margaret B. Beck, Clarion, from February 16, 1948, until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified.

John H. Hughes, Brookville, from February 16, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Henry M. Amsler, Clarion, from February 16, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Robert S. Bates, Meadville, from February 16, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF COALDALE STATE HOSPITAL

Robert Gormley, Summit Hill, from March 25, 1948, for the term of four years, and until his successor is qualified.

(Mrs.) Martha Edwards, Lansford, from March 25, 1948, for the term of four years, and until her successor is qualified.

Charles D. Rubert, Lansford, from March 25, 1948, for the term of four years, and until his successor is qualified.

Harry Kleckner, Tamaqua, from March 25, 1948, for the term of four years, and until his successor is qualified.

Joseph J. Humphries, Lehighton, from March 25, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF CONNELLSVILLE STATE HOSPITAL

Paul O. Malone, Conneltsville, from February 5, 1948, for the term of four years, and until his successor is qualified.

Frank Lane, Monessen, from February 5, 1948, for the term of four years, and until his successor is qualified.

Frank W. Byrne, Conneltsville, from February 5, 1948, for the term of four years, and until his successor is qualified.

James M. Driscoll, Conneltsville, from February 5, 1948, for the term of four years, and until his successor is qualified.

W. J. B. Mayo, Melcroft, from February 5, 1948, for the term of four years, and until his successor is qualified.

Daniel Durie, Conneltsville, from February 5, 1948, for the term of four years, and until his successor is qualified.

Philip Galiardi, Conneltsville, from February 5, 1948, for the term of four years, and until his successor is qualified.

William J. Davidson, Conneltsville, from February 5, 1948, for the term of four years, and until his successor is qualified.

Meyer Aaron, Conneltsville, from February 5, 1948, for the term of four years, and until his successor is qualified.

MEMBER OF THE BOARD OF TRUSTEES OF DANVILLE STATE HOSPITAL

Clarence B. Gray, Bloomsburg, from November 13, 1947, for the term of four years, and until his successor is qualified.

MEMBER OF THE BOARD OF TRUSTEES OF PENNSYLVANIA STATE ORAL SCHOOL FOR THE DEAF

Frank Lucas, Throop, from September 23, 1948, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

MEMBERS OF THE DELAWARE RIVER JOINT COMMISSION

Jay Cooke, Wyndmoor, Montgomery County, from July 8, 1947, for the term of five years, and until his successor shall have been appointed and qualified.

Clarence Tolan, Jr., Wayne, from July 8, 1947, for the term of five years, and until his successor shall have been appointed and qualified.

Edwin R. Cox, Philadelphia, from July 8, 1947, for the term of five years, and until his successor shall have been appointed and qualified.

Alvin A. Swenson, Philadelphia, from July 8, 1947, for the term of five years, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE DENTAL COUNCIL AND EXAMINING BOARD

A. M. Stinson, Stewartstown, from September 10, 1947, for the term of six years, and until his successor is appointed and qualified.

Andrew J. Heffernan, Wilkes-Barre, from September 10, 1947, for the term of six years, and until his successor is appointed and qualified.

Wayde D. Kelly, Harrisburg, from September 10, 1947, for the term of six years, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF EASTERN STATE PENITENTIARY

F. A. Warner, Philadelphia, from August 21, 1947, for the term of four years, and until his successor is qualified.

George Blair, Drexel Hill, from August 21, 1947, for the term of four years, and until his successor is qualified.

Henry Faulkner, Philadelphia, from August 21, 1947, for the term of four years, and until his successor is qualified.

Maurice C. Gregory, Philadelphia, from August 21, 1947, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF EAST STROUDSBURG STATE TEACHERS' COLLEGE

Randall J. Marsh, Stroudsburg, from March 24, 1948, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Gordon E. Ulshafer, Nesquehoning, from March 24, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Joseph P. Flanagan, Wilkes-Barre, from March 24, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Lloyd Yeisley, Pen Argyl, from March 24, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

William R. Toewe, East Stroudsburg, from March 24, 1948, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

John C. Litts, Scotrun, from March 24, 1948, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

MEMBERS OF THE COMMITTEE TO COOPERATE WITH THE JOINT STATE GOVERNMENT COMMISSION IN STUDYING EDUCATIONAL FACILITIES, ETC.

Robert L. Johnson, Philadelphia, from August 30, 1947, until annulled.

Theodore A. Distler, Lancaster, from August 30, 1947, until annulled.

Herbert L. Spencer, Lewisburg, from August 30, 1947, until annulled.

Francis X. N. McGuire, Villanova, from August 30, 1947, until annulled.

Robert M. Steele, California, from August 30, 1947, until annulled.

Ralph Cooper Hutchison, Easton, from August 30, 1947, until annulled.

Carl E. Seifert, Harrisburg, from August 30, 1947, until annulled.

Alan M. Scaife, Pittsburgh, from August 30, 1947, until annulled.

J. Belmont Mosser, St. Marys, from August 30, 1947, until annulled.

John A. Stevenson, Philadelphia, from August 30, 1947, until annulled.

MEMBERS OF THE EIGHTIETH DIVISION HISTORY COMMISSION

Rodney T. Bonsall, Philadelphia, from February 16, 1948, until annulled.

Carl F. Case, Pittsburgh, from February 16, 1948, until annulled.

E. Y. Dobson, Pittsburgh, from February 16, 1948, until annulled.

Dwight H. Fee, Pittsburgh, from February 16, 1948, until annulled.

William B. McFall, Pittsburgh, from February 16, 1948, until annulled.

MEMBERS OF THE BOARD OF TRUSTEES OF EMBREEVILLE STATE HOSPITAL

(Mrs.) Mary S. Gawthrop, West Chester, from February 17, 1948, for the term of four years, and until her successor is qualified.

(Mrs.) Henrietta G. Bowman, Glenmoore, from February 17, 1948, for the term of four years, and until her successor is qualified.

Harvey M. Thomas, Edgemont, from February 17, 1948, for the term of four years, and until his successor is qualified.

W. Perry Tyson, Downingtown, from February 17, 1948, for the term of four years, and until his successor is qualified.

Howard M. Way, Mendenhall, from February 17, 1948, for the term of four years, and until his successor is qualified.

Douglas Gilpin, Kennett Square, from February 17, 1948, for the term of four years, and until his successor is qualified.

Charles E. Heald, West Grove, from February 17, 1948, for the term of four years, and until his successor is qualified.

George D. Baldwin, West Chester, from February 17, 1948, for the term of four years, and until his successor is qualified.

MEMBER OF THE STATE REGISTRATION BOARD FOR PROFESSIONAL ENGINEERS

Charles Haydock, Philadelphia, from December 22, 1947, for the term of six years, and until his successor is appointed and qualified.

MEMBERS OF THE STATE FARM PRODUCTS SHOW COMMISSION

George W. Slocum, Milton, from September 29, 1947, for the term of four years, and until his successor is qualified.

Kenzie S. Bagshaw, Hollidaysburg, from September 29, 1947, for the term of four years, and until his successor is qualified.

James F. Torrance, Export, from September 29, 1947, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF FARVIEW STATE HOSPITAL

Luis Consagra, Mayfield, from February 18, 1948, for the term of four years, and until his successor is qualified.

Vassor P. Jones, Carbondale, from February 18, 1948, for the term of four years, and until his successor is qualified.

Floyd Bayly, Beachlake, from February 18, 1948, for the term of four years, and until his successor is qualified.

Raymond H. Leet, Starrucca, from February 18, 1948, for the term of four years, and until his successor is qualified.

Asa B. Martin, Milford, from February 20, 1948, for the term of four years, and until his successor is qualified.

Charles H. Ainey, New Milford, from February 20, 1948, for the term of four years, and until his successor is qualified.

William Stratford, Forest City, from February 20, 1948, for the term of four years, and until his successor is qualified.

R. LeRoy Dengler, Mount Pocono, from February 20, 1948, for the term of four years, and until his successor is qualified.

R. LeRoy Dengler, Mount Pocono, from February 20, 1948, for the term of four years, and until his successor is qualified.

R. LeRoy Dengler, Mount Pocono, from February 20, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF FISH COMMISSIONERS

Albert H. Stackpole, Dauphin, from August 26, 1947, for the term of six years, and until his successor is qualified.

Wm. D. Burke, Melrose Park, Montgomery County, from August 26, 1947, for the term of six years, and until his successor is qualified.

Paul F. Bittenbender, Kingston, from August 26, 1947, for the term of six years, and until his successor is qualified.

Bernard Horne, Pittsburgh, from August 26, 1947, for the term of six years, and until his successor is qualified.

Milton L. Peek, Radnor, from August 26, 1947, for the term of six years, and until his successor is qualified.

Louis S. Winner, Lock Haven, from January 28, 1948, for the term of six years, and until his successor is qualified.

MEMBERS OF THE FLOOD CONTROL COMMISSION

J. L. Carey, Pittsburgh, from November 14, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

L. C. Rummage, Nanticoke, from November 14, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Larry Woodin, Wellsboro, from November 14, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

E. M. Sehumo, Hamburg, from November 14, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF HAZLETON STATE HOSPITAL

Thomas C. Price, Hazleton, from April 6, 1948, for the term of four years, and until his successor is qualified.

Martin A. Corrigan, Hazleton, from April 6, 1948, for the term of four years, and until his successor is qualified.

Stephen Pavlovich, Jeddo, from April 6, 1948, for the term of four years, and until his successor is qualified.

Conrad Falvello, Hazleton, from April 6, 1948, for the term of four years, and until his successor is qualified.

John J. Kaschak, Hazleton, from April 6, 1948, for the term of four years, and until his successor is qualified.

Harry Shanno, Freeland, from April 6, 1948, for the term of four years, and until his successor is qualified.

Henry Walser, Hazleton, from April 6, 1948, for the term of four years, and until his successor is qualified.

MEMBER OF THE PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION

John W. Oliver, Pittsburgh, from March 26, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE BOARD OF HOUSING

Arthur C. Kaufmann, Ardmore, from November 20, 1947, until August 17, 1952, and until his successor is appointed and qualified.

Owen B. Hannon, Pittsburgh, from November 20, 1947, until August 17, 1949, and until his successor is appointed and qualified.

Ritchie Lawrie, Jr., Harrisburg, from November 20, 1947, until August 17, 1950, and until his successor is appointed and qualified.

Henry C. Spencer, Carbondale, from November 20, 1947, until August 17, 1951, and until his successor is appointed and qualified.

J. E. Burns, Oil City, from October 18, 1948, until August 17, 1953, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

Albert R. Pechan, Ford City, from August 22, 1947, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Steele Clark, Cherry Tree, from August 22, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Harry F. Carson, Saltsburg, from August 22, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

(Mrs.) Edna B. Pierce, Indiana, from August 22, 1947, until the third Tuesday of January, 1951, and until her successor shall have been appointed and qualified.

MEMBERS OF THE INDUSTRIAL BOARD

John B. Backhus, Philadelphia, from October 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Elvin W. Overdorff, Johnstown, from October 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

(Mrs.) Margaret J. Keane Rau, Philadelphia, from October 11, 1948, until the third Tuesday of January, 1951, and until her successor shall have been appointed and qualified.

Wilbert Wear, Harrisburg, from October 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF PENNSYLVANIA INDUSTRIAL SCHOOL AT CAMP HILL

Dale F. Shughart, Carlisle, from February 6, 1948, for the term of four years, and until his successor is appointed and qualified.

C. Howard Witmer, Lancaster, from February 6, 1948, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF STATE INDUSTRIAL HOME FOR WOMEN

Frank Smith, Philadelphia, from June 10, 1948, for the term of four years, and until his successor is appointed and qualified.

(Mrs.) Katherine S. Carpenter, Jersey Shore, from June 10, 1948, for the term of four years, and until her successor is appointed and qualified.

Dale S. Furst, Williamsport, from June 10, 1948, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF KUTZ-TOWN STATE TEACHERS' COLLEGE

Paul H. Price, Wyomissing, from February 17, 1948, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

C. Fred Beck, Cressona, from February 17, 1948, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

MEMBERS OF THE LABOR-MANAGEMENT ADVISORY COMMITTEE

H. K. Breckenridge, Pittsburgh, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

Van Horn Ely, Bryn Mawr, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

L. M. Ayers, Pittsburgh, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

C. G. Simpson, Philadelphia, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

Dan J. Egan, Pittsburgh, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

E. J. Brill, Allentown, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

Harry Boyer, Harrisburg, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

Hunter P. Wharton, Pittsburgh, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

James L. McDevitt, Philadelphia, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

John W. Thomas, Catasauqua, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

Joseph Gallagher, Freeland, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

MEMBER OF THE PENNSYLVANIA LIQUOR CONTROL BOARD

Frank D. Armstrong, Paxtang, from January 21, 1948, until November 29, 1951, and until his successor shall have been appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF LOCUST MOUNTAIN STATE HOSPITAL

Ben Swirsky, Frackville, from February 17, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF MANSFIELD STATE TEACHERS' COLLEGE

Walter W. Swimley, Knoxville, from September 26, 1947, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Clarke W. Prindle, Elkland, from September 26, 1947, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Thomas A. Crichton, Wellsboro, from September 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Lloyd G. Cole, Blossburg, from September 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Richard G. Lowe, Williamsport, from September 26, 1947, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

John M. Lumley, Dushore, from September 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

George F. Case, Troy, from September 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Merrill S. Brodrick, Mansfield, from September 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Arthur E. Dick, Jr., Hazleton, from September 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF MAYVIEW STATE HOSPITAL

Oliver E. Turner, Mt. Lebanon, from November 12, 1947, for the term of four years, and until his successor is qualified.

Charles F. O'Hanlon, Mt. Lebanon, from July 30, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE STATE BOARD OF MEDICAL EDUCATION AND LICENSURE

Elmer Hess, Erie, from July 2, 1947, for the term of four years, and until his successor is appointed and qualified.

Charles L. Shafer, Kingston, from March 15, 1948, for the term of four years, and until his successor is appointed and qualified.

Charles J. Hemminger, Somerset, from March 15, 1948, for the term of four years, and until his successor is appointed and qualified.

MEMBER OF THE MILK CONTROL COMMISSION

Charles J. O'Loughlin, Aliquippa, from November 10, 1947, until May 1, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE BOARD OF EXAMINERS FOR THE REGISTRATION OF NURSES

Sister Mary Carlotta Vanvoy, Pittsburgh, from November 13, 1947, for the term of six years, and until her successor is qualified.

(Miss) Edith Denney Payne, Philadelphia, from November 13, 1947, for the term of six years, and until her successor is qualified.

(Miss) Mary Rachel Lau, Harrisburg, from November 13, 1947, for the term of six years, and until her successor is qualified.

MEMBERS OF THE OHIO RIVER VALLEY WATER SANITATION COMMISSION FOR THE COMMONWEALTH OF PENNSYLVANIA

Herbert P. Sorg, St. Marys, from May 24, 1948, for the term of six years, and until his successor shall be appointed and qualified.

E. A. Holbrook, Pittsburgh, from May 24, 1948, for the term of three years, and until his successor shall be appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF PHILIPSBURG STATE HOSPITAL

Rembrandt Dunsmore, Philipsburg, from March 11, 1948, for the term of four years, and until his successor is qualified.

Walter Williams, Ramey, from March 11, 1948, for the term of four years, and until his successor is qualified.

Richard Hess, Morrisdale, from March 11, 1948, for the term of four years, and until his successor is qualified.

(Mrs.) Nancy Fryberger, Philipsburg, from March 11, 1948, for the term of four years, and until her successor is qualified.

Benjamin Nicodemus, Port Matilda, from March 11, 1948, for the term of four years, and until his successor is qualified.

Roy H. Schreffler, Philipsburg, from March 11, 1948, for the term of four years, and until his successor is qualified.

James F. Dugan, Osceola Mills, from March 11, 1948, for the term of four years, and until his successor is qualified.

Jonathan E. Hutchinson, Houtzdale, from March 11, 1948, for the term of four years, and until his successor is qualified.

Charles G. Waple, Tyrone, from March 11, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE STATE PLANNING BOARD

Milo F. Draemel, Wynnewood, from November 17, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Miles Horst, Lebanon, from November 17, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Ray F. Smock, Harrisburg, from November 17, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Curtis Bok, Philadelphia, from November 17, 1948, until November 17, 1953, and until his successor shall have been appointed and qualified.

(Mrs.) Hannah M. Dunham, Allentown, from November 17, 1948, until November 17, 1952, and until her successor shall have been appointed and qualified.

S. W. Fletcher, State College, from November 17, 1948, until November 17, 1952, and until his successor shall have been appointed and qualified.

G. Richard Fryling, Erie, from November 17, 1948, until November 17, 1949, and until his successor shall have been appointed and qualified.

Edward Hopkinson, Jr., Philadelphia, from November 17, 1948, until November 17, 1951, and until his successor shall have been appointed and qualified.

S. E. Lauer, York, from November 17, 1948, until November 17, 1950, and until his successor shall have been appointed and qualified.

James L. McDevitt, Harrisburg, from November 17, 1948, until November 17, 1949, and until his successor shall have been appointed and qualified.

H. W. Prentis, Jr., Lancaster, from November 17, 1948, until November 17, 1951, and until his successor shall have been appointed and qualified.

Alfred H. Williams, Philadelphia, from November 17, 1948, until November 17, 1950, and until his successor shall have been appointed and qualified.

George W. Reily, Harrisburg, from November 17, 1948, until November 17, 1953, and until his successor shall have been appointed and qualified.

Wallace Richards, Pittsburgh, from December 6, 1948, until November 17, 1953, and until his successor shall have been appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF POLK STATE SCHOOL

E. Clarence Erickson, Titusville, from August 11, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF INTERSTATE COMMISSION ON THE POTOMAC RIVER BASIN FOR THE COMMON-WEALTH OF PENNSYLVANIA

Herbert P. Sorg, St. Marys, from November 10, 1947, for the term of two years, or until his successor is appointed.

Harry Gard Knox, Harrisburg, from September 9, 1948, for the term of two years, or until his successor is appointed.

MEMBERS OF THE STATE BOARD OF PRIVATE BUSINESS SCHOOLS

Sterling B. Seeley, Scranton, from September 2, 1947, for the term of four years, and until his successor is qualified.

Charles R. McCann, Reading, from September 2, 1947, for the term of six years, and until his successor is qualified.

H. E. McLaughlin, Beaver Falls, from September 2, 1947, for the term of two years, and until his successor is qualified.

Charles Churchman, Easton, from September 2, 1947, for the term of four years, and until his successor is qualified.

(Mrs.) Sadie Hartsock, Harrisburg, from September 2, 1947, for the term of two years, and until her successor is qualified.

E. A. Glatfelter, York, from September 2, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

A. Bruce Denniston, Greenville, from September 2, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBER OF THE STATE BOARD FOR THE EXAMINATION OF PUBLIC ACCOUNTANTS

George R. Drabenstadt, Philadelphia, from April 12, 1948, for the term of four years, and until his successor is appointed and qualified.

MEMBER OF STATE BOARD OF PUBLIC ASSISTANCE

John E. Schlottman, Pottsville, from January 9, 1948, until the third Tuesday of January, 1951, and until his successor is appointed and qualified.

MEMBERS OF THE PUBLIC SERVICE INSTITUTE BOARD

Chester E. Rogers, Easton, from September 2, 1947, for the term of four years, and until his successor is qualified.

John A. Moran, Johnstown, from September 2, 1947, for the term of four years, and until his successor is qualified.

Stephen B. Sweeney, Philadelphia, from September 2, 1947, for the term of four years, and until his successor is qualified.

Leon T. Stern, Philadelphia, from September 2, 1947, for the term of four years, and until his successor is qualified.

Fred Hosler, Allentown, from September 2, 1947, for the term of four years, and until his successor is qualified.

Francis V. Murphy, Wilkes-Barre, from September 2, 1947, for the term of four years, and until his successor is qualified.

H. F. Alderfer, Harrisburg, from September 2, 1947, for the term of four years, and until his successor is qualified.

Fred C. Peters, Norristown, from July 28, 1948, for the term of four years, and until his successor is qualified.

Preston O. Van Ness, Harrisburg, from July 28, 1948, for the term of four years, and until his successor is qualified.

H. E. Gayman, Harrisburg, from July 28, 1948, for the term of four years, and until his successor is qualified.

C. M. Wilhelm, Harrisburg, from July 28, 1948, for the term of four years, and until his successor is qualified.

F. A. Pitkin, Harrisburg, from July 28, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE STATE REAL ESTATE COMMISSION

Carl G. Wright, Erie, from July 9, 1947, until September 25, 1951, and until his successor is appointed and qualified.

Leonard P. Kane, Pittsburgh, from January 20, 1948, until September 21, 1950, and until his successor is appointed and qualified.

Henry Mathieu, Norristown, from January 20, 1948, until September 21, 1952, and until his successor is appointed and qualified.

MEMBER OF THE SANITARY WATER BOARD

F. M. Geer, Warren, from July 16, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBER OF THE PENNSYLVANIA SECURITIES COMMISSION

Louis J. Conley, Pittsburgh, from March 5, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF SLIPPERY ROCK STATE TEACHERS' COLLEGE

W. W. Irwin, New Castle, from August 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

W. Lee Gilmore, Pittsburgh, from August 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Stacy T. Dean, Greenville, from August 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

(Mrs.) Henriette Kratzert, Monaca, from August 26, 1947, until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified.

(Mrs.) Marian Foster Smith, Saxonburg, from August 26, 1947, until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified.

(Mrs.) Zillah J. Shremp, Slippery Rock, from August 26, 1947, until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified.

John L. Wise, Butler, from August 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Wm. C. Campbell, Butler, from August 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Byron H. Canon, Pittsburgh, from August 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE SOIL CONSERVATION COMMISSION

E. M. Shaulis, Hollsopple, from November 10, 1947, for the term of two years, and until his successor is appointed and qualified.

Frank W. Gorham, Wysox, from November 10, 1947, for the term of two years, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF THE PENNSYLVANIA STATE COLLEGE

Roger W. Rowland, New Castle, from January 6, 1948, until July 1, 1949, and until his successor is appointed and qualified.

Edgar C. Weichel, Scranton, from January 6, 1948, until July 1, 1949, and until his successor is appointed and qualified.

W. Stewart Taylor, Harrisburg, from January 6, 1948, until July 1, 1950, and until his successor is appointed and qualified.

Fred M. Waring, Shawnee on Delaware, from January

6, 1948, until July 1, 1950, and until his successor is appointed and qualified.

Howard J. Lamade, Williamsport, from October 4, 1948, until July 1, 1951, and until his successor is appointed and qualified.

Frank R. Denton, Pittsburgh, from October 4, 1948, until July 1, 1951, and until his successor is appointed and qualified.

REPORTER OF THE DECISIONS OF THE SUPREME COURT OF PENNSYLVANIA

Laurence H. Eldredge, Bryn Mawr, from March 31, 1948, for the term of five years, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE TAX EQUALIZATION BOARD

Edwin Winner, Willow Grove, from November 14, 1947, until November 14, 1951, and until his successor shall be duly appointed and shall have qualified.

Walter J. Kress, Johnstown, from November 14, 1947, until November 14, 1951, and until his successor shall be duly appointed and shall have qualified.

John N. O'Neil, Harrisburg, from March 5, 1948, until November 14, 1951, and until his successor shall be duly appointed and shall have qualified.

MEMBERS OF THE TAX STUDY COMMITTEE

Frank Wilbur Main, Pittsburgh, from November 19, 1947, until annulled.

Philip Sterling, Philadelphia, from November 19, 1947, until annulled.

MEMBERS OF THE BOARD OF TRUSTEES OF TORRANCE STATE HOSPITAL

Robert G. Scott, Vandergrift, from February 23, 1948, for the term of four years, and until his successor is qualified.

Edward Tomajko, Jr., Adamsburg, from February 23, 1948, for the term of four years, and until his successor is qualified.

MEMBER OF THE UNEMPLOYMENT COMPENSATION BOARD OF REVIEW

J. K. Clement, Dauphin, from February 20, 1948, until July 1, 1949, and until his successor shall have been appointed and qualified.

MEMBER OF THE BOARD OF COMMISSIONERS ON UNIFORM STATE LAWS

Robert E. Woodside, Millersburg, from June 3, 1948, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE STATE VETERANS' COMMISSION

George J. Didyoung, Reading, from July 7, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Hiram V. Hartman, New Kensington, from July 28, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Anthony R. McGrath, Pittsburgh, from August 5, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Charles S. Winters, Terre Hill, from August 5, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Lawrence Trainor, Duquesne, from November 1, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBER OF THE STATE BOARD OF VETERINARY MEDICAL EXAMINERS

Otto Stader, Ardmore, from January 9, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF WARREN STATE HOSPITAL

Merle H. Deardorff, Warren, from February 2, 1948, for the term of four years, and until his successor is qualified.

Chester S. Allen, Warren, from February 2, 1948, for the term of four years, and until his successor is qualified.

Andrew LaVerne Clinger, Tidioute, from February 2, 1948, for the term of four years, and until his successor is qualified.

Elmer L. Evans, Erie, from February 2, 1948, for the term of four years, and until his successor is qualified.

R. G. Walters, Grove City, from February 2, 1948, for the term of four years, and until his successor is qualified.

R. R. Underwood, Knox, from February 2, 1948, for the term of four years, and until his successor is qualified.

Harry Smith, Ridgeway, from February 2, 1948, for the term of four years, and until his successor is qualified.

Donald C. Smith, Warren, from February 2, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE WASHINGTON CROSSING PARK COMMISSION

Ira Fisk, Danboro, from October 20, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Ernest H. Harvey, Langhorne, from October 20, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

William H. Gillam, Jr., Saint Davids, from October 23, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Arthur M. Eastburn, Doylestown, from February 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Thomas Elliot Wynne, Bala-Cynwyd, from February 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF WERNERSVILLE STATE HOSPITAL

(Mrs.) Stella Livingood, Robesonia, from February 11, 1948, for the term of four years, and until her successor is qualified.

D. W. Martin, Manheim, from February 11, 1948, for the term of four years, and until his successor is qualified.

I. E. Davies, Reading, from February 11, 1948, for the term of four years, and until his successor is qualified.

Cover O'Flaherty, Leesport, from February 11, 1948, for the term of four years, and until his successor is qualified.

Ronald S. Regar, Reading, from February 11, 1948, for the term of four years, and until his successor is qualified.

J. Fred Schofer, Mount Gretna, from February 11, 1948, for the term of four years, and until his successor is qualified.

Charles Wisser, Sinking Spring, from February 11, 1948, for the term of four years, and until his successor is qualified.

Charles Gebert, Tamaqua, from February 11, 1948, for the term of four years, and until his successor is qualified.

MEMBER OF THE BOARD OF TRUSTEES OF WOODVILLE STATE HOSPITAL

Edward Labowitz, Pittsburgh, from September 22, 1947, for the term of four years, and until his successor is qualified.

WORKMEN'S COMPENSATION REFEREES

Charles J. Bufalino, Pittston, from July 15, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

O. A. Wisansky, Frackville, from November 8, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

PUBLIC ASSISTANCE BOARDS

Also the following persons to be MEMBERS OF THE COUNTY BOARDS OF ASSISTANCE, for the terms set opposite their names:

ADAMS COUNTY

A. W. Geigley, Fairfield, from May 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

ALLEGHENY COUNTY

Stanton Belfour, Pittsburgh, from August 6, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Miss) Helen W. Leovy, Pittsburgh, from August 6, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

ARMSTRONG COUNTY

Earl D. Artman, Ford City, from January 19, 1948, until December 31, 1950.

R. J. Caretti, Kittanning, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Robert D. Noel Jr., Kittanning, from June 9, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

BEAVER COUNTY

(Mrs.) Mary L. Binkley, Rochester, from February 16, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Thomas H. Mansell, Aliquippa, from February 16, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

(Mrs.) Hazel Kenny Lucas, Beaver Falls, from February 16, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

BERKS COUNTY

Daniel E. Bause, Boyertown, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Percy F. Hess, Hamburg, from January 19, 1948, until December 31, 1949.

John F. McGlinn, Reiffton, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Edward L. Seasholtz, Reading, from January 19, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Darrell O. Smith, Reading, from January 19, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

BLAIR COUNTY

(Mrs.) Elizabeth T. Gardner, Tyrone, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Lawrence Schrenk, Altoona, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

BRADFORD COUNTY

John F. Beirne, Towanda, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Clayton H. Maryott, Monroeton, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

L. A. Merrill, Jr., Towanda, from February 4, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

BUCKS COUNTY

George M. Whitenack, Doylestown, from February 16, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Leah D. Earle, Southampton, from March 3, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

(Mrs.) Florence Tomb, Bristol, from July 14, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

BUTLER COUNTY

Ira Beahm, Zelienople, from October 8, 1947, until December 31, 1949, and until his successor is duly appointed and qualified.

(Mrs.) Rebekah Miller Cypher, Butler, from January 19, 1948, until December 31, 1950.

J. H. Allman, Butler, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

CAMBRIA COUNTY

John Thomas, Jr., Johnstown, from July 14, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

James G. Contakos, Johnstown, from July 14, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

CAMERON COUNTY

J. Wright Mason, Driftwood, from July 8, 1947, until December 31, 1949, and until his successor is duly appointed and qualified.

C. A. Casperson, Emporium, from January 19, 1948, until December 31, 1950.

Gerald V. Burns, Emporium, from January 19, 1948, until December 31, 1950.

(Mrs.) Christie Close, Emporium, from January 19, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

CARBON COUNTY

Raymond F. Smith, Palmerton, from January 19, 1948, until December 31, 1949.

Emerson C. West, Weatherly, from March 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Charles D. Neast, Mauch Chunk, from March 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

CENTRE COUNTY

Frank P. Knoll, State College, from March 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

W. Scott Wieland, State College, from March 3, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

CHESTER COUNTY

Sidney B. Hutton, West Grove, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

CLARION COUNTY

Edward A. Wilhelm, Clarion, from January 19, 1948, until December 31, 1950.

(Miss) Effie Blanche Hepler, New Bethlehem, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

CLEARFIELD COUNTY

M. L. Silberblatt, Clearfield, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

CLINTON COUNTY

(Mrs.) Ruby A. Brown, Renovo, from October 15, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

CRAWFORD COUNTY

George R. Wright, Linesville, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

James M. Regester, Cambridge Springs, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Gladys Harrison Roeder, Titusville, from January 19, 1948, until December 31, 1949.

Merle F. Baker, Conneautville, from January 19, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Kenneth W. Rice, Meadville, from November 18, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

CUMBERLAND COUNTY

(Mrs.) Marguerite Gruman, Shippensburg, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Bruce M. Bowman, Newville, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

DAUPHIN COUNTY

Daniel H. Hickok, Harrisburg, from December 6, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

James H. Lane, Harrisburg, from December 6, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

DELAWARE COUNTY

(Mrs.) Edna Salneu, Llanerch, from May 3, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

ERIE COUNTY

Edward G. Baker, Erie, from January 19, 1948, until December 31, 1949.

(Mrs.) Helen H. Gebhardt, Erie, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Michael Ricci, Erie, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

FAYETTE COUNTY

Amna B. Gault, Uniontown, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Maude S. Reynolds, Uniontown, from February 4, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

J. Alfred Baer, Masontown, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

FRANKLIN COUNTY

(Mrs.) Mary Elizabeth G. Glen, Chambersburg, from August 29, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

(Mrs.) Ethel Wyman, Mercersburg, from August 29, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

(Miss) Anna H. Sollenberger, Waynesboro, from August 29, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

J. Raymond Myers, Mercersburg, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

John H. Wenger, Chambersburg, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

GREENE COUNTY

(Mrs.) Mabel C. Baily, Waynesburg, from June 9, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Albert A. Sayers, Waynesburg, from June 9, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

HUNTINGDON COUNTY

Charles H. Stong, Petersburg, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Margaret Himes Ewing, Shade Gap, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

(Mrs.) Minnie Rudy, Huntingdon, from January 19, 1948, until December 31, 1949.

(Mrs.) Allie Jackson, Huntingdon, from January 19, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

INDIANA COUNTY

James M. Torrance, Blairsville, from January 19, 1948, until December 31, 1950.

J. J. Connolly, Indiana, from January 19, 1948, until December 31, 1950.

JEFFERSON COUNTY

Ben W. Irvin, Big Run, from February 16, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Marjorie Davis, Big Run, from February 16, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

JUNIATA COUNTY

Paul W. DeLauter, Mifflintown, from August 10, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Stephen Dodd, Mifflin, from August 10, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

J. Harold Zook, Mifflintown, from August 10, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

LACKAWANNA COUNTY

(Mrs.) Bertha Mika, Old Forge, from July 10, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

Charles A. Pfaff, Taylor, from October 20, 1947, until December 31, 1949, and until his successor is duly appointed and qualified.

Ernest Lamberti, Old Forge, from September 23, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

LANCASTER COUNTY

Francis P. Sharpless, Lancaster, from March 24, 1948, until December 31, 1950.

V. W. Dippell, Lancaster, from March 24, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Scott W. Baker, Lancaster, from November 9, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

LAWRENCE COUNTY

Edwin J. Ball, Mahoningtown, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

P. M. Cox, Volant, from February 4, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Joseph Ellsworth, New Castle, from February 4, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

(Mrs.) Florence Long, New Castle, from February 4, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

LEBANON COUNTY

Earnest Williams, Annville, from February 4, 1948, until December 31, 1950.

(Mrs.) Anne Blodgett Bashore, Lebanon, from February 4, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

LUZERNE COUNTY

William Dombroski, Pittston, from August 25, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Francis Ferry, Hazleton, from August 25, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

LYCOMING COUNTY

John E. Whittaker, Williamsport, from February 4, 1948, until December 31, 1950.

Preston H. Smith, Williamsport, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

McKEAN COUNTY

Hamlin D. Redfield, Smethport, from December 7, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

L. Earl McLaughlin, Eldred, from December 7, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

R. C. Wilber, Port Allegany, from December 7, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

J. A. Fitzgibbon, Bradford, from December 7, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

E. H. Watts, Kane, from December 7, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

MIFFLIN COUNTY

(Mrs.) Lucy G. Foster, Lewistown, from January 19, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

Harry F. Hostetler, Lewistown, from January 19, 1948, until December 31, 1950.

(Mrs.) Gladys Wilson, Lewistown, from January 19, 1948, until December 31, 1950.

MONROE COUNTY

George F. Stack, Cresco, from March 3, 1948, until December 31, 1950.

(Mrs.) Pearl Altemose, Brodheadsville, from March 3, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

(Miss) Lucie M. Girard, Stroudsburg, from March 3, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Merle C. Ostrom, Stroudsburg, from December 6, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

MONTGOMERY COUNTY

(Miss) Pearl Fox, Souderton, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Floyd B. Kulp, Lansdale, from May 3, 1948, until De-

cember 31, 1950, and until his successor is duly appointed and qualified.

NORTHAMPTON COUNTY

Hillard A. Miller, Northampton, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Harry Flory, Bangor, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

NORTHUMBERLAND COUNTY

W. J. Engle, Sunbury, from September 2, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Donald Myers, Shamokin, from September 2, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Robert Malick, Shamokin, from September 2, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

PHILADELPHIA COUNTY

James Edgar Gibson, Germantown, from February 10, 1948, until December 31, 1950.

PIKE COUNTY

(Mrs.) Lena Donovan, Milford, from December 13, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Budde Brumbaugh, Dingmans Ferry, from December 13, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

POTTER COUNTY

John Stilson, Coudersport, from March 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Robert R. Lewis, Coudersport, from March 18, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

SCHUYLKILL COUNTY

William Boussum, Cressona, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Thomas Dove, Pottsville, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

SNYDER COUNTY

Clarence W. Wilhour, Hummels Wharf, from March 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Ralph M. Baker, McClure, from March 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

SOMERSET COUNTY

(Mrs.) Orpha M. Meyers, Meyersdale, from March 24, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

G. G. Grazier, Hollsopple, from March 24, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

SUSQUEHANNA COUNTY

Walter I. Davies, Forest City, from March 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Byron Benninger, Dimock, from March 3, 1948, until December 31, 1950.

TIOGA COUNTY

Wayne M. Kelts, Mansfield, from January 19, 1948, until

December 31, 1950, and until his successor is duly appointed and qualified.

Raymond Miller, Wellsboro, from January 19, 1948, until December 31, 1950.

UNION COUNTY

Robert Smith, Millmont, from May 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

VENANGO COUNTY

E. H. Messer, Oil City, from January 19, 1948, until December 31, 1950.

John B. Williams, Franklin, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Andrew J. Harper, Oil City, from January 19, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

WARREN COUNTY

C. H. Whittaker, Sheffield, from January 19, 1948, until December 31, 1950.

E. J. Jacobs, Tidioute, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

WASHINGTON COUNTY

(Mrs.) Irene Walker, Daisytown, from July 23, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

(Mrs.) Delia Kelly, Donora, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Russell Z. Moninger, Washington, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

WAYNE COUNTY

William Robacker, South Sterling, from March 10, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Mildred Vanderhoof, Honesdale, from March 10, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

WESTMORELAND COUNTY

S. S. Smith, Derry, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Sarah K. Evans, Herminie, from February 4, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

JAMES H. DUFF.

PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, I would like, on behalf of the majority side of the aisle, to extend to our friends and colleagues on the other side our sincere and best wishes for a grand time at the inauguration. We are sorry that they are going in our stead. Some day we hope that we get an invitation to attend the Democratic Ball that is held every four years in Washington.

I am sorry also that we cannot give them an appropriation so that we can assure them of a good time.

PERMISSION TO ADDRESS SENATE

Mr. ROSENFELD asked and obtained unanimous consent to address the Senate.

Mr. ROSENFELD. Mr. President I would like to thank

the Majority Leader for his appropriate remarks, and I can assure him if the day ever comes, we will extend appropriate remarks, too, but there will be no appropriation attached, of course.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Tuesday, January 18, 1949, at 12:00 o'clock, noon, Eastern Standard Time.

Mr. TALLMAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 2:44 o'clock, p. m., Eastern Standard Time until Tuesday, January 18, 1949, at 12:00 o'clock, noon, Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, January 17, 1949

The House met at 4:30 p. m.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Rev. Lester C. Updegrove offered the following prayer:

Thou who art from everlasting to everlasting, hear us as we humbly pray. May we be conscious of Thy sublime goodness and that great love which wraps a world in its embrace. Do Thou help our country and state in its questions, in the solution of its problems and even in its fears. Dispel all earth-born clouds and be gracious to every State under the folds of its our flag. Show us that our directive purpose may be for God, the State and the Nation. Amen.

THANKS EXTENDED TO THE RETIRING CHAPLAIN

The SPEAKER. The Chair at this time wishes to extend to the retiring Chaplain of the House his thanks for the splendid service he has rendered to this House of Representatives.

The CHAPLAIN (Rev. Lester C. Updegrove): Mr. Speaker, I shall always greatly treasure the happy associations which I have so much enjoyed in the past few legislative sessions during my tenure of office. May Heaven's best be yours always, and heartiest congratulations and best wishes to my worthy successor.

JOURNAL APPROVED

The SPEAKER: The Clerk will read the Journal of Tuesday, January 4, 1949.

The Clerk proceeded to read the Journal of Tuesday, January 4, 1949, when, on motion of Mr. Herman unanimously agreed to, the further reading was dispensed with and the Journal approved.

RESOLUTION

HON. ROBERT E. WOODSIDE REQUESTED TO ADMINISTER OATH OF OFFICE

Messrs. BRUNNER and ANDREWS offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, January 17, 1949.

Resolved, That the Honorable Robert E. Woodside, a judge learned in the law, of the Court of Common Pleas of Dauphin County, be requested to administer the oath of office, required by Article VII of the Constitution of Pennsylvania to the Members-elect present in the Hall of the House, who have not taken the oath.

OATH OF OFFICE ADMINISTERED TO MEMBERS-ELECT

The SPEAKER. The Members-elect who have not taken the oath of office will now present themselves to the bar of the House where the oath will be administered to them by the Honorable Robert E. Woodside.

The oath of office was then administered to Hon. Benjamin S. Altshuler from Philadelphia County and Hon. Andrew Kondrath from Berks County.

THANKS EXTENDED TO HONORABLE ROBERT E. WOODSIDE

The SPEAKER. The Chair extends the thanks of the House to the Honorable Robert E. Woodside, a Judge of Common Pleas of Dauphin County, for administering the oath of office to the Members-elect.

PERMISSION TO ADDRESS HOUSE

Mr. BRUNNER asked and obtained unanimous consent to address the House.

Mr. Speaker, on the opening day of this session the membership was notified that certain Members of this House had agreed to stand aside at that time and not take their oath of office, for the reasons that were expressed at that time. These Members have now as Members-elect presented themselves to the floor of the House and have taken their oath, and are Members of this body, qualified to act as such.

A search of the authorities, both as to procedure and the law, forced us to the conclusion that the orderly way to transact the business of this House with regard to the seating of these Members was to have the oath of office administered to them and then should any qualification questions arise, any questions as to their constitutional qualifications, they be presented to the House by the proper procedure, to be heard by the proper Committee.

There has come into my hands, from certain citizens of Berks County, a petition questioning the constitutional qualifications of one of its Members, and on behalf of these citizens of Berks County, I file that petition.

PETITION

PROTESTING THE SEATING OF ANDREW KONDRATH

Mr. BRUNNER presented a petition protesting the seating of Andrew Kondrath, representative of the first legislative district of Berks County (Reading) signed by four citizens of that County, duly authenticated, as follows:

TO THE HOUSE OF REPRESENTATIVES OF THE
GENERAL ASSEMBLY OF THE STATE OF
PENNSYLVANIA:

SUBDIRECTED TO THE HONORABLE HERBERT SORG,
SPEAKER OF THE SAID HOUSE:

PETITION PROTESTING THE SEATING OF ANDREW KONDRATH, REPRESENTATIVE OF THE FIRST LEGISLATIVE DISTRICT OF BERKS COUNTY, PENNSYLVANIA (READING)

The Petition of the undersigned, citizens and electors of the First Legislative District in and for Berks County, Pennsylvania (Reading), respectfully represents:

1. That Andrew Kondrath was duly elected a member of the House of Representatives of the State of Pennsylvania, from the First Legislative District of Berks County, Pennsylvania (Reading), on November 2, 1948.

2. That at the time of his election, the said Andrew Kondrath was not duly qualified to hold the office to which he was elected, for the reason that when on the 12th day of July, 1943, said Andrew Kondrath registered as a voter, he gave Pennsylvania as the place of his birth, when in fact and in truth, the said Andrew Kondrath was born in Hungary.

3. That the foregoing fact is made more emphatic by the fact that on the 20th day of December, 1948, the said Andrew Kondrath reregistered as a voter at Reading, Berks County, Pennsylvania, at which time, he gave as his place of birth, Hungary.

4. That the said Andrew Kondrath became a citizen by derivative naturalization through his father, Andrew Kondrath, Sr., who was naturalized March 5, 1928, in the United States District Court at Pittsburgh, Certificate No. 2716849.

5. That the said Andrew Kondrath when he signed the registration card on July 12, 1943, took a false oath, which he knew or should have known, at the time the oath was administered, was false.

6. That the aforementioned registration cards are on file in the Berks County Court House at Reading, Berks County, Pennsylvania.

7. That for the reasons aforesaid, the said Andrew Kondrath should be expelled from the House of Representatives of the State of Pennsylvania; and therefore, your petitioners request the said House to investigate the matter.

And they will ever pray.

Harrison Z. Reed
John W. Wolfskill
Elizabeth M. Wolfskill
Gussie M. Dritz

State of Pennsylvania)
County of Berks }

Harrison Z. Reed, being duly sworn according to law, deposes and says that the facts set forth in the foregoing Petition are true and correct to the best of his/her knowledge, information and belief.

Harrison Z. Reed

Sworn to and subscribed before me this 15th day of January, A. D. 1949.

(SEAL)

William O. Huey, Alderman
My Commission expires January 4, 1954

The SPEAKER. The resolution will be filed with the Chief Clerk and referred to the appropriate Committee after the report of the Committee on Committees has been presented to and adopted by the House.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

In the matter of procedure with reference to the qualifications of the two Members who have been sworn in today, I have been in agreement and have been a party to the arrangements that were effected.

It was my conviction on the day on which the House met to organize, that had the question of the eligibility of any Member been raised in that unorganized caucus,

probably it would have been possible to have delayed the action of this House for twelve, twenty-four or even forty-eight hours because of the parliamentary situation that would have developed, and a group of men would not have become Members of this House. They would not be subject to any rules and would be quite without official status. So, I agreed, in the interest of peace, harmony and getting along with business that we would have the two Members stand aside, and I am now in agreement with the arrangement that has been made.

As the Majority Leader knows, as the Speaker knows, and as every lawyer in this House knows, if it was possible to have a Member set aside, a person who has a valid certificate of election, if it were possible to have him set aside merely because the question was raised as to his eligibility, if that were possible, I assure you that I would have filed at least seventeen allegations of inability to serve, and would have questioned the rights indeed of the whole Republican side of this House to sit in the deliberations today. Any rule of law that leads to an absurdity is obnoxious to our system, and so in agreement with the Majority Leader and in keeping with what I believe to be sound parliamentary practice, I offer the following resolution.

RESOLUTION

Mr. ANDREWS offered a resolution which was read as follows: (Subsequently marked Resolution No. 1)

In the House of Representatives, January 17, 1949.

Whereas, Benjamin S. Altshuler was, at the general election on November second, 1948, duly elected by the electors of the Third Legislative District of the County of Philadelphia to represent them as a Member of the House of Representatives of the General Assembly of the Commonwealth, and now serves as such Member; and

Whereas, After said election, and before the term of office of the Members of the House of Representatives elected thereat began, certain duly qualified electors of said Third Legislative District filed a petition in the Court of Common Pleas No. 7 of the County of Philadelphia, in the form of an election contest, alleging that said Benjamin S. Altshuler had not been an inhabitant of the district for one year next before the election on November second, 1948, as required by the Constitution, Article II, Section 5; and

Whereas, Said Court of Common Pleas No. 7, by an order entered November 29th, 1948, quashed said petition and the proceedings thereon, without considering the merits thereof, for the reason that the court had no jurisdiction thereof, and that the question of the qualification of a candidate elected a member of the State Legislature is within the jurisdiction of the legislative body itself, under the provisions of Article II, Section 9 of the Constitution; therefore be it

Resolved, That the question of the qualification of Benjamin S. Altshuler to hold the office of Member of the House of Representatives be referred to an appropriate committee of this House for investigation, and to inquire and determine whether or not said Benjamin S. Altshuler, in fact, is and had been, for a period of one year next before his election, an inhabitant of the Third Legislative District of the County of Philadelphia, from which he was elected, and to report their findings with appropriate recommendations to the House of Representatives.

The SPEAKER. The resolution will be filed with the Chief Clerk and referred to the appropriate Committee after the report of the Committee on Committees has been presented to and adopted by the House.

RESOLUTION

REPORT FROM THE COMMITTEE ON COMMITTEES

Mr. ROYER offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The SPEAKER. The Chair would like to direct the attention of the Members to errors in the printed matter set forth in the Committee's report. Members are requested to make those changes as they are read by the Clerk as contained in the report.

The report was read by the Clerk as follows:

AERONAUTICS—(22)

Messrs. McMillen, Chairman	
Kratz, Vice Chairman	
Wood	Spencer
Cadwalader	Ziegler
Wachhaus	Hoggard
Stimmel	Jones, John M.
Waterhouse	Limper
Kemp	Peta
Bednarek	Price, Robert A.
Clendening	Schuster
George	Swope
Green	Verona

AGRICULTURE AND DAIRY INDUSTRIES—(32)

Messrs. Reagan, Chairman	
Madigan, Vice Chairman	
Wood	Firmstone
Goodling	Harney
Moore, Clarence E.	Hoffman
Worley	Beaver
Breisch	Brandon
Kurtz	Breth
Wescott	Cochran
Graybill	Coleman
Jennings	Good
McCullough	Hamilton
Moore, Harvey A.	Nagel
Neff	Polen
Barkdoll	Snider
Clapper	Swope
Ferster	Westrick

APPROPRIATIONS—(32)

Messrs. Wood, Chairman	
Tahl, Vice Chairman	
McKinney	Depuy
Leisey	Moore, Clarence E.
Sollenberger	Reilly, John M.
Watkins	Bane
Hewitt	Boies
Bower	Duffy
Cooper	Kolankiewicz
Dalrymple	Lovett
Fleming	Readinger
O'Dare	Reidenbach
Reagan	Rose
Riley, Ray L.	Sarraf
Dennison	Stank
Greenwood	Weiss
Costa	Yester

BANKING AND BUILDING AND LOAN ASSOCIATIONS—(42)

Messrs. Cooper, Chairman	
Murray, Vice Chairman	
Yeakel	Tompkins
Kline	Weidner
Leisey	Milliken
Sollenberger	Amarando
Boorse	Bucchin
Lee	Guarnieri
Guthrie	Hagerty
Frost	Hersch

Gibson	Hunter
McCormack	Kirley
Mikula	McNally
Propert	Olsen
Mintess	Posta
Bloom	Reidenbach
Jennings	Reynolds

BOROUGHES—(32)

Messrs. Erb, Chairman	
Baumunk, Vice Chairman	
Royer	Herman
Cadwalader	Keller
Sollenberger	Varner
Boorse	Bucchin
Cooper	Filo
Riley, Ray L.	Gaffney
Elder	Hamilton
Stuart	Heatherington
Najaka	Hunter
McCullough	Jenkins
Price, Harry W., Jr.	Jim
Scott	Moran
Bomberger	Rovansek
Blair	Smith, William B.
Green	Westrick

CITY AND COUNTY—FIRST CLASS—(32)

Messrs. Costa, Chairman	
Smith, Charles C., Vice Chairman	
Yeakel	Altschuler
Rover	Driscoll
Hall	Felton
Kline	Conway
Bower	Dougherty
O'Dare	Guarnieri
Tahl	Hagerty
Loftus	Lederer
McCormack	Limper
Sax	McGee
Mintess	Penglaise
DeLong	Peta
O'Donnell	Pfaff
Stimmel	Rosen
Yaffe	Welsh

CITIES AND COUNTIES—SECOND CLASS—(22)

Messrs. Fleming, Chairman	
Breisch, Vice Chairman	
Sollenberger	Robertson
Cooper	Spencer
Boorse	Brandon
Bower	Heatherington
Krise	Kirley
Ewing	Mihm
Haudenshield	Needham
Stuart	Price, Robert A.
Thompson	Schmidt
Green	Wargo

CITIES—THIRD CLASS—(22)

Messrs. Dalrymple, Chairman	
Mikula, Vice Chairman	
Riley, Ray L.	Brown
Brice	Ziegler
Miller	Boies
Murray	Gaffney
Shoemaker	Glembocki
Greer	Mills
DeLong	Musto
Jump	Readinger
Bloom	Seyler
Kent	Yester

COUNTIES—(32)

Messrs. Flack, Chairman	
Guthrie, Vice Chairman	
Cadwalader	Keller
Leisey	Robertson
Boorse	Spencer
Krise	Breth
Erb	Coleman
Goodling	Glembocki
Madigan	Good
Shoemaker	Hamilton
Waterhouse	Jenkins
Jump	Nixon
McCullough	Polen
Moore, Harvey A.	Rovansek
Johnson	Westrick
Bomberger	Wheeler
Hoffman	Williams

EDUCATION—(32)

Messrs. Sollenberger, Chairman	
Gallagher, Vice Chairman	
Hall	Wescott
Watkins	Kurtz
Dalrymple	Neff
Fleming	Bane
Riley, Ray L.	Brown, Homer S.
McMillen	Evans
Helm	Kolankiewicz
Reilly, John M.	Mills
Costa	Nagel
Madigan	Polen
Smith, Charles C.	Scanlon
Breisch	Schmidt
Dye	Seyler
Stuart	Varallo
Gibson	Weiss

ELECTIONS AND APPORTIONMENT—(22)

Messrs. O'Dare, Chairman	
Propert, Vice Chairman	
Yeakel	Driscoll
Cadwalader	Felton
Tahl	Dougherty
Brice	Kamyk
Wachhaus	McGee
Breisch	McNally
Gallagher	Musto
Najaka	Peta
O'Donnell	Pettigrew
Milliken	Pfaff

FISHERIES—(32)

Messrs. Goodling, Chairman	
Shoemaker, Vice Chairman	
Hewitt	Harney
Krise	Varner
Greenwood	Ziegler
Depuy	Beaver
Baumunk	Breth
Kurtz	Bucchin
Stimmel	Glembocki
Bloom	Good
Hocker	Harris
Johnson	Jim
Moore, Harvey A.	McNally
Robbins	Pentrack
Blair	Posta
Ferster	Smith, William B.
Firmstone	Yetzer

GAME AND FORESTRY—(32)

Messrs. Elder, Chairman
 Wachhaus, Vice Chairman
 Yeakel Firmstone
 McMillen George
 Moore, Clarence E. Hoffman
 Guthrie Breth
 Baumunk Harris
 Miller Jim
 Waterhouse Needham
 Wescott Olsen
 Robbins Pentrack
 Tompkins Powers
 Toomey Snider
 Jennings Swope
 Fox Wargo
 Barkdoll Yester
 Clapper Yetzer

HIGHWAYS—(32)

Messrs. Hall, Chairman
 Moore, Clarence E., Vice Chairman
 Wood Kratz
 Yeakel Jennings
 Watkins Thompson
 Fleming Brandon
 Reagan Cochran
 Dennison Cole
 McMillen Dougherty
 Wagner Harris
 Brice Lovett
 Flack Pentrack
 Madigan Powers
 Guthrie Schuster
 Baumunk Stank
 Greer Wheeler
 Waterhouse Yetzer

INSURANCE—(22)

Messrs. Kline, Chairman
 Kurtz, Vice Chairman
 Leisey Yaffee
 Wagner Fox
 Haudenschild Conway
 Flack Hamilton
 Frost Kamyk
 Gallagher Mills
 Miller Pfaff
 Murray Reidenbach
 Waterhouse Rose
 Stimmel Verona

JUDICIARY—(32)

Messrs. McKinney, Chairman
 Johnson, Vice-Chairman
 Boorse Herman
 Lee Robertson
 Tahl Ziegler
 Worley Bane
 Greer Brandon
 Sax Brown, Homer S.
 Mintess Guarnieri
 Bloom Hagerty
 Kent Leonard
 O'Donnell Mihm
 Orban Readinger
 Scott Rose
 Tompkins Schmidt
 Yaffee Varallo
 Altshuler Weiss

LABOR RELATIONS—(32)

Messrs. Bower, Chairman
 Waterhouse, Vice-Chairman
 Wood Harney
 Fleming Herman
 O'Dare Keller
 Reagan Cole

Riley, Ray L.
 Dennison
 Elder
 Smith, Charles C.
 Propert
 Kratz
 Orban
 Robbins
 Young
 Brown
 Felton

Duffy
 Evans
 Hersch
 Kamyk
 Konrath
 Leonard
 Lovett
 Moran
 Petrosky
 Price, Robert A.
 Welsh

LAW AND ORDER—(22)

Messrs. Riley, Ray L., Chairman
 Tompkins, Vice-Chairman
 Bower
 O'Dare
 Costa
 Wachhaus
 Breisch
 Frost
 Loftus
 Mintess
 Jump
 Neff

Young
 Fox
 Hagerty
 Heatherington
 Hoggard
 Kirley
 Monroe
 Munley
 Taylor
 Yetzer

LIQUOR CONTROL—(32)

Messrs. Reilly, John M., Chairman
 McCormack, Vice-Chairman
 McKinney
 Hall
 O'Dare
 Costa
 Depuy
 Gallagher
 Loftus
 Mikula
 Kratz
 Sax
 DeLong
 Hocker
 Johnson
 Kemp
 Kohl

Milliken
 Blair
 Herman
 Boies
 Cochran
 Duffy
 Hersch
 Lovett
 Petrosky
 Powers
 Readinger
 Reese
 Scanlon
 Stank
 Verona

MILITARY AFFAIRS—(31)

Messrs. Royer, Chairman
 Najaka, Vice-Chairman
 Hewitt
 Cooper
 Reagan
 Elder
 McMillen
 Brice
 Erb
 Greer
 Kratz
 Kent
 Neff
 Price, Harry W., Jr.
 Robbins
 Scott
 Brown, William E.

Clendening
 George
 Frank
 Conway
 Floyd
 Jones, John M.
 Kirley
 Kolankiewicz
 Lederer
 Mihm
 Needham
 Pettigrew
 Price, Robert A.
 Sarraf
 Wargo

MINES AND MINING—(22)

Messrs. Hewitt, Chairman
 Westcott, Vice-Chairman
 Dennison
 Elder
 Greenwood
 Wagner
 Ewing
 Reilly, John M.
 Guthrie
 Johnson
 Toomey
 Young

Thompson
 Spencer
 Cole
 Evans
 Munley
 Petrosky
 Reese
 Rovanseck
 Stank
 Williams

MOTOR VEHICLES—(32)

Messrs. Dennison, Chairman	
Ewing, Vice-Chairman	
Royer	Barkdoll
Hewitt	Frank
Elder	George
Greenwood	Bucchin
Helm	Cochran
Guthrie	Conway
Smith, Charles C.	Filo
Wescott	Harris
Mintess	Heatherington
Graybill	Hunter
Jennings	McGee
Toomey	Penglase
Weidner	Swope
Milliken	Wheeler
Bomberger	Williams

MUNICIPAL CORPORATIONS—(22)

Messrs. Boorse, Chairman	
Loftus, Vice-Chairman	
Dalrymple	Felton
Krise	Varnier
Worley	Amarando
Mikula	Filo
Propert	Floyd
Shoemaker	Lederer
DeLong	Monroe
Jump	Reynolds
Blair	Schuster
Driscoll	Welsh

PROFESSIONAL LICENSURE—(32)

Messrs. Greenwood, Chairman	
Stuart, Vice-Chairman	
McKinney	Altshuler
Krise	Bednarek
O'Dare	Clapper
Lee	Boies
Flack	Jones, Granville E.
Gibson	Kolankiewicz
Miller	Nagel
Murray	Olsen
Najaka	Pentrack
Kohl	Pfaff
O'Donnell	Reese
Price, Harry W., Jr.	Reynolds
Tompkins	Sarraf
Young	Scanlon
Yaffe	Yester

PUBLIC HEALTH AND SANITATION—(22)

Messrs. Lee Chairman	
Frost, Vice-Chairman	Frank
Dalrymple	Green
Krise	Filo
Erb	Floyd
Dye	McGee
Waterhouse	Musto
Kratz	Sarraf
Toomey	Seyler
Altshuler	Smith, William B.
Clapper	Varallo
Ferster	

PUBLIC UTILITIES—(32)

Messrs. Wagner, Chairman	
Gibson, Vice-Chairman	
Hall	Bloom
Kline	Weidner
Leisey	Hocker
Watkins	Duffy
Riley, Ray L.	Hersch
Helm	Kondrath
Ewing	Moran
Depuy	Petrosky

Smith, Charles C.
Dye
Greer
Loftus
Propert
Najaka
Sax

Polen
Posta
Reidenbach
Reynolds
Scanlon
Verona
Wargo

RAILROADS AND RAILWAYS—(22)

Messrs. Leisey, Chairman	
Miller, Vice-Chairman	
Cadwalader	Driscoll
Kline	Frank
Watkins	Gaffney
Hewitt	Hoggard
Erb	Jenkins
Murray	Limper
Kemp	McNally
Bednarek	Munley
Orban	Rosen
Clendening	Taylor

STATE GOVERNMENT—(32)

Messrs. Watkins, Chairman	
Worley, Vice-Chairman	
Wood	Kohl
McKinney	Orban
Royer	Stimmel
Sollenberger	Amarando
Cooper	Brown, Homer S.
Tahl	Coleman
Haudenshield	Jones, Granville E.
Costa	Lederer
Erb	Mihm
Goodling	Nixon
Madigan	Penglase
Reilly, John M.	Reynolds
Dye	Rosen
Frost	Schmidt
Kent	Sternberg

TOWNSHIPS—(32)

Messrs. Brice, Chairman	
Depuy, Vice-Chairman	
Goodling	Robertson
Breisch	Spencer
Propert	Varnier
Hocker	Beaver
Kohl	Coleman
McCullough	Good
Moore, Harvey A.	Hunter
Weidner	Jenkins
Fox	Jim
Barkdoll	Musto
Clendening	Nagel
Ferster	Nixon
Firmstone	Snider
Harney	Wheeler
Hoffman	Williams

WAYS AND MEANS—(32)

Messrs. Cadwalader, Chairman	
Yeakel, Vice-Chairman	
Royer	McCormack
Hall	Mikula
Kline	Stimmel
Helm	Bane
Lee	Boies
McMillen	Brown, Homer S.
Wagner	Guarnieri
Ewing	Kondrath
Haudenshield	Lovett
Depuy	Readinger
Erb	Rose
Flack	Scanlon
Goodling	Seyler
Madigan	Stank
Gibson	Weiss

WELFARE—(32)

Messrs. Haudenschild, Chairman	
Dye, Vice-Chairman	
Brice	Thompson
Wachhaus	Bednarek
Worley	Brown, William E.
Baumunk	Brown, Homer S.
McCormack	Jones, Granville E.
Miller	Kamyk
Shoemaker	Leonard
Stuart	Monroe
Sax	Munley
DeLong	Posta
Graybill	Powers
Kemp	Snider
Price, Harry W., Jr.	Sternberg
Scott	Taylor
Toomey	Varallo

WORKMEN'S COMPENSATION—(32)

Messrs. Helm, Chairman	
Greer, Vice-Chairman	
McKinney	Kent
Bower	Bomberger
Fleming	Keller
Reagan	Evans
Dennison	Jones, John M.
Wagner	Kondrath
Depuy	Leonard
Baumunk	Mills
Gibson	Moran
Kurtz	Needham
McCormack	Peta
Murray	Pettigrew
Graybill	Reese
Hocker	Rovanseck
Kemp	Sternberg

MEMBERS OF PENNSYLVANIA COMMISSION ON
INTERSTATE COOPERATION (ACT OF 1937
P. L. 109)

Messrs. Charles H. Brunner, Jr.	Norman Wood
Charles C. Smith	Hiram G. Andrews
Herbert P. Sorg	

On the question,
Will the House adopt the report?
It was adopted.

PETITION AND RESOLUTION REFERRED

The SPEAKER. The Chair now refers the petition presented by Mr. Brunner to the Committee on Judiciary.

The Chair also refers the resolution (Resolution No. 1) presented by Mr. Andrews to the Committee on Judiciary.

INTRODUCTION OF BILLS

Members are now privileged to introduce their bills. Please sign legibly the three backed copies and file them with the Chief Clerk at the desk at the Speaker's left. The unbacked copy of the bill is for your personal file.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. BLOOM asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

RESOLUTION

REPORT OF THE SLATE COMMITTEE

Mr. BOWER offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 17, 1949.

Resolved, that the following named persons shall be elected employes of this House, under the provisions of the Act of January 21, 1947, P. L. 3, for the positions as designated. Effective January 17, 1949.

CHAPLAIN

William FyerChester

JOURNAL CLERK

Hubert H. StrunkSchuylkill

ASST. JOURNAL CLERK

Joseph H. SiegfriedLycoming

READING CLERKS

Paul A. TranchitellaPhiladelphia
Walter N. ConnorsDelaware

MESSAGE CLERKS

Frank J. LillieErie
Frank W. HottensteinSnyder

POSTMASTERS

Walter RhodesPotter
Roy V. LeshVenango
E. A. PattonSomerset

SERGEANT-AT-ARMS

William SheldonWyoming
Rondolph D. GregoryPike
Walter DouglassAllegheny
John Y. DentzelArmstrong
C. W. MooreErie
Matthias GodshalkMontgomery
John WoodcockBlair
Joseph WicsinskiPhiladelphia
Russell EspensshadePhiladelphia
John ShapanusSchuylkill
Samuel E. StreamsIndiana
Shad N. GossLuzerne

DOCUMENT CLERKS

Harold MillerLebanon
Ralph GreenMontour
Charles LantzMifflin
Stuart C. KephartClinton
Donald RowlandsLehigh
James C. CaldwellAllegheny
John BuckleySchuylkill
William WeselykPhiladelphia
Isadore FreundlichPhiladelphia
Roland McRobertsSchuylkill
Albert R. BoylePhiladelphia

BILL NUMBERING CLERK

James JacksonTioga

MAILING CLERKS

Crawford K. GreenleeIndiana
Cameron StevensLehigh
John GaileyLawrence
John KeatingWarren
James KoppSchuylkill
Fred P. LongPhiladelphia

STENOGRAPHERS

Caralynn Wagner KraussUnion
Reba WattArmstrong
Mary ShipleyBedford
Grace S. GillCentre
Emily CampbellBradford

TELEPHONE ATTENDANTS

Glenn JacobsAdams
Charles KernLycoming

PAGES

Joseph WendelAllegheny
William Carr, Jr.Allegheny
Harold MaguirePerry
George GephartCumberland
Glenn R. WeaverCumberland
James A. ShertznerLancaster
Paul M. Ricker, Jr.Lancaster
Henry LorenzPhiladelphia
Isadore NeibaurerPhiladelphia
Charles TravisPhiladelphia
Anne M. MathewsPhiladelphia
Conrad DahmsPhiladelphia

SIGNED BY THE SLATE COMMITTEE:

ADAM T. BOWER, Chairman
D. RAYMOND SOLLENBERGER,
ROBERT D. FLEMING.
THOMAS H. GREER, JR.,
AMOS M. LEISEY,
FRANK A. COSTA,
IVAN C. WATKINS.

On the question,
Will the House adopt the resolution?
It was adopted.

OATH OF OFFICE ADMINISTERED TO
EMPLOYEES

The SPEAKER. The persons whose names have been read in the report of the Slate Committee will present themselves at the bar of the House to take the required oath of office.

The persons whose names were read in the report of the Slate Committee presented themselves at the bar of the House where the oath of office was administered to them by the Speaker.

LEAVE OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. Rose for Mrs. VARALLO for the remainder of the week because of illness in the family.

SENATE MESSAGE

APPOINTMENT OF INAUGURAL COMMITTEE

The Clerk of the Senate being introduced, presented the following extract from the Journal of the Senate, which was read as follows, viz:

In the Senate of Pennsylvania, January 17, 1949.

Resolved, (if the House of Representatives concur), That Senate Concurrent Resolution, Serial Number 100, adopted by the Senate and concurred in by the House of Representatives, on the fourth day of January, 1949, is hereby amended to read as follows:

"Whereas, On January 20, 1949, the Honorable Harry S. Truman will be inaugurated as the President of the United States of America, and

Whereas, It is fitting and proper that a delegation represent the General Assembly of the Commonwealth of Pennsylvania at the inaugural ceremonies, to be held in Washington at that time, now therefore be it

Resolved, (if the House of Representatives concur), that the President Pro Tempore of the Senate is hereby authorized to appoint fifteen Members of the Senate, and the Speaker of the House is hereby authorized to appoint

ninety-one Members of the House of Representatives, who together shall constitute a Joint Committee to represent the General Assembly of the Commonwealth of Pennsylvania in the inaugural ceremonies of the Honorable Harry S. Truman."

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?
It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

APPOINTMENT OF INAUGURAL COMMITTEE

The SPEAKER. Pursuant to a concurrent resolution adopted by the Senate and the House of Representatives Tuesday, January 4th, 1949, and amended January 17th, 1949, the Speaker appoints as a Committee on the part of the House of Representatives to attend the inauguration of the President of the United States on Thursday, January 20th, 1949, in Washington, D. C., the gentleman from Cambria, Mr. Andrews, the Minority Leader, Chairman and the ninety Democratic members of the House.

RESOLUTION

AMENDMENT TO HOUSE RULES

Mr. WORLEY offered a resolution which was read by the Clerk as follows:

In the House of Representatives, January 17, 1949. Resolved, That House Rule 13, which reads as follows:

"The House shall convene on Mondays at 4:30 o'clock P.M. and on every other legislative day at the hour to which the House shall have adjourned by its action taken the previous legislative day,"

is hereby amended to read:

"The House shall convene on Mondays at 1:00 o'clock P.M. and shall adjourn by 5:00 o'clock P.M. and remain adjourned until 9:00 o'clock A.M. on the following day. All other sessions shall be held between the hours of 9:00 o'clock A.M. and 12:00 o'clock noon and 1:00 o'clock P.M. and 5:00 P.M. When an evening session is necessary, the hours therefore shall be between 6:00 o'clock P.M. and 9:00 o'clock P.M. At no time shall the clock of the House be stopped, turned back or advanced as a means of defeating this rule."

The resolution was laid over under the Rules.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. ROSE asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

Mr. WESTRICK asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. BLOOM asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. O'DONNELL asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

REPORT OF JOINT STATE GOVERNMENT
COMMISSION

Mr. ROYER on behalf of the Joint State Government Commission presented the general report of the Joint State Government Commission for 1947-49.

The SPEAKER. The report will be noted in the Journals and printed in the Appendix to the Legislative Journal.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate which was read by the Clerk as follows, viz:

In the Senate, January 17, 1949.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, January 24, 1949, at 4:00 o'clock p.m. Eastern Standard Time, and when the House of Representatives adjourn this week it reconvene on Monday, January 24, 1949, at 4:30 p.m. Eastern Standard Time.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF SAVING FUND SOCIETY OF GERMANTOWN

The SPEAKER laid before the House the Ninety-Third annual statement of the Saving Fund Society of Germantown and Its Vicinity; also Statement of Classification of Accounts for 1947.

(For Report see Appendix)

REPORT OF THE PHILADELPHIA SAVING FUND SOCIETY

The SPEAKER laid before the House the 131st annual statement, January 1, 1948, of the Philadelphia Saving Fund Society.

(For Report see Appendix)

REPORT OF THE DOLLAR SAVINGS BANK

The SPEAKER laid before the House the 185th Semi-Annual statement, December 1, 1947, together with a list of the depositors, of the Dollar Savings Bank, Pittsburgh.

PROCEEDINGS IN ADMINISTERING OATH OF OFFICE TO MEMBERS ELECTED AT SPECIAL ELECTIONS

The SPEAKER. The Chair lays before the House the proceedings of administering the oath of office to Members elected at the special elections on October 14, 1947 and November 25, 1947.

The Chair requests the consent of the House to have these documents printed in full as a supplement to today's Legislative Journal for the purpose of a permanent record. The Chair hears no objection, and so directs.

(For the documents above designated, see supplement to today's Legislative Journal.)

FORMER MEMBER WELCOMED

The SPEAKER. The Chair at this time welcomes a former Member of the House from the County of Erie, the Honorable Thomas Barber.

TROOP NO. 270 BROWNIES WELCOMED

The SPEAKER. The Chair is pleased to welcome to the House today, Troop No. 270 Brownies from Camp Hill.

IDENTIFICATION CARDS OF MEMBERS

The SPEAKER. The Chair wishes to announce that the official personal identification cards for the Members of the House of Representatives are ready for distribution at the Speaker's office.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, the Republicans do not need to listen in; I am speaking solely to Democrats. It is forbidden under the rules to criticize the other Chamber on the floor of this House. I do not suppose it is wrong to refer to the Senate, however, as sloppy legislators.

The other day I came across a resolution appointing fifteen Senators and thirty Members of the House as a delegation to go to Washington. In the usual senatorial fashion they have passed that resolution without making any connections, arrangements or anything of that kind at Washington. There was no Washington base, there was no provision for transportation; it was just something thrown into the air.

Since the Senate resolution came over, I have been in contact with Washington, and your Chief Clerk has been in contact with Washington. I have been in communication with Congressman Walters of the House, and they say that Washington now is so full of people that nobody has a place to hang his hat. The whip of the House, Congressman Walters, said, "My God, I have seven tickets, all I have and all I can get. If the ninety-one delegates come down from the House I will divide seven tickets among them."

Some further things, and Republicans can listen in on this, I want to compliment the Speaker or whoever is responsible for the fact that we have a Legislative Journal upon our desks. I believe the arrival of the Legislative Journal for January 4 was almost coincident with the arrival of the Legislative Journal for the last day of the 1947 session. I think it was close as to which one arrived first, and I now rise for the purpose of inquiring from the Majority Leader, whether it is to be the purpose, his purpose, the purpose of this House, to see that in this present session the Legislative Journal is placed upon the desks of the Members on each successive day.

PERMISSION TO ADDRESS HOUSE

Mr. BRUNNER asked and obtained unanimous consent to address the House.

Mr. Speaker, may I say to the gentleman from Cambria, that I too have served in this House for a great many years, and have seen the Legislative Journal arrive on the desks of the Members late, and certainly not as it has today, giving us the minutes of the opening day of this Session

I will say this to him and to the Membership of this House, that if it is at all possible to prevail upon those who handle the Journal and if it can be printed and made available for the Membership on each successive day of the Session, we will do our best to see that that is done.

Mr. ANDREWS. Mr. Speaker, do we or do we not have a contract with some one for the printing of the Legislative Journal, and if so, what are the specifications in the contract as to the delivery of the Journal?

Mr. BRUNNER. Mr. Speaker, we have a contract. In reply to the gentleman from Cambria as to the specifications, I have no knowledge.

Mr. ANDREWS. Mr. Speaker, will the Majority Leader at his leisure ascertain the specifications and report to the House?

Mr. BRUNNER. Mr. Speaker, I will.

Mr. ANDREWS. I thank the gentleman from Montgomery, Mr. Speaker.

The SPEAKER. The Chair wishes to compliment the Official Reporters on the splendid job they have done with the Journal so far in this session.

COMMITTEE MEETINGS

Boroughs, Tuesday, January 18th, 9:30 a. m.

Military Affairs, Tuesday, January 18th, 10 a. m.

Agriculture, Room 331, Tuesday, January 18th, 10 a. m.

Judiciary, New House Caucus, Tuesday, January 18th, 10 a. m.

ADJOURNMENT

Mr. CLAPPER. Mr. Speaker, I move that this House do now adjourn until Tuesday, Jan. 18th, 1949 at 11:00 a.m.

The motion was agreed to, and (at 5:46 p. m.) the House adjourned.

SUPPLEMENT

OATH OF OFFICE ADMINISTERED TO MEMBERS-ELECT

House of Representatives, October 14, 1947

The assemblage was convened at 12:30 p. m.

The SPEAKER (Franklin H. Lichtenwalter) presiding.

The SPEAKER. This being the day and the hour fixed by the Speaker of the House of Representatives for administering the oath of office required by Article VII of the Constitution of Pennsylvania to the members-elect, those present will come to order.

Vacancies in the membership of the House of Representatives were caused by the death on the 10th day of December, 1946, of the Honorable Peter J. Campbell representing the Fifth Legislative District of the County of Philadelphia; the death on the 7th day of January, 1947, of the Honorable Harry C. Schlecht representing the Twenty-seventh Legislative District of the County of Philadelphia and the death on the 25th day of January, 1947, of the Honorable Robert W. Munley representing the Fifth Legislative District of the County of Lackawanna.

Therefore, under the provisions of Article II, Section 2, of the Constitution of Pennsylvania and the laws of this Commonwealth the Speaker of the House of Representatives issued writs of special election to fill these vacancies for the remainder of the term. The elections were held on Tuesday, September 9, 1947, in the Counties of Philadelphia and Lackawanna.

WRITS OF ELECTION

Commonwealth of Pennsylvania, ss:

To Hon. Charles M. Morrison, Secretary of the Commonwealth, and to Morton Witkin, David E. Watson and Thomas F. McHenry, constituting the Board of Elections of the County of Philadelphia:

Whereas, A vacancy exists in the office of Representative of the Commonwealth of Pennsylvania for the Fifth Legislative District of the County of Philadelphia, caused by reason of the death of Peter J. Campbell, one of the Representatives from said District, on the tenth day of December, one thousand nine hundred forty-six.

Now, Therefore, I Franklin H. Lichtenwalter, Speaker of the House of Representatives, by virtue of the authority vested in me by the Constitution of the State of Pennsylvania and by the Act of Assembly in such case made and provided, do hereby command you: That you cause an election to be held in the said County of Philadelphia on the ninth day of September, A. D., one thousand nine hundred forty-seven, to choose a person to represent said Legislative District in the House of Representatives of Pennsylvania for the remainder of the term expiring December first, one thousand nine hundred forty-eight, and that you give due and public notice of said election throughout said District and to at least one of the inspectors of each election district therein, in the form and manner directed by law.

Given under my hand and seal at Harrisburg, Pennsylvania, this 9th day of July, A. D., one thousand nine hundred forty-seven.

FRANKLIN H. LICHTENWALTER (SEAL)
Speaker of the House of Representatives.

Attest:

W. E. HABBYSBAY (SEAL)
Chief Clerk of the House of Representatives.

Commonwealth of Pennsylvania } ss:
County of Dauphin }

Frank J. Turano being duly sworn according to law, says that he resides at 135 So. Front Street, Steelton, Dauphin County, Pennsylvania, that he is a Sergeant-at-Arms of the House of Representatives, Commonwealth of Pennsylvania.

That he served on the Honorable Charles M. Morrison, Secretary of the Commonwealth of Pennsylvania, on the 17th day of July, 1947, at 12:52 o'clock p. m., at his office in the Capitol Building, in Harrisburg, a writ for a special election for the office of Representative in the General Assembly for the Fifth Legislative District of the County of Philadelphia, by command of the Honorable Franklin H. Lichtenwalter, Speaker of the House of Representatives of the Commonwealth of Pennsylvania.

(SEAL)

FRANK J. TURANO,
Sergeant-at-Arms.

Sworn and subscribed to before me this 17th day of July, 1947..

LEO R. POORMAN,
Prothonotary.

Commonwealth of Pennsylvania } ss:
County of Dauphin }

Frank J. Turano being duly sworn according to law, says that he resides at 135 So. Front Street, Steelton, Dauphin County, Pennsylvania, that he is a Sergeant-at-Arms of the House of Representatives, Commonwealth of Pennsylvania.

That he served on the Board of Elections of Philadelphia County, on the 16th day of July, 1947, at 2:45 o'clock, p. m., at its office in Philadelphia, a writ for a special election for the office of Representative in the General Assembly for the Fifth Legislative District of the County of Philadelphia, by command of the Honorable Franklin H. Lichtenwalter, Speaker of the House of Representatives of the Commonwealth of Pennsylvania.

(SEAL)

FRANK J. TURANO,
Sergeant-at-Arms.

Sworn and subscribed to before me this 17th day of July, 1947..

LEO R. POORMAN,
Prothonotary.

Commonwealth of Pennsylvania, ss

To Hon. Charles M. Morrison, Secretary of the Commonwealth, and to Morton Witkin, David E. Watson and Thomas F. McHenry, constituting the Board of Elections of the County of Philadelphia:

Greetings! Whereas, A vacancy exists in the office of Representative of the Commonwealth of Pennsylvania for the Twenty-seventh Legislative District of the County of Philadelphia, caused by reason of the death of Harry C. Schlecht, the Representative from said District, on the seventh day of January, one thousand nine hundred forty-seven.

Now, Therefore, I, Franklin H. Lichtenwalter, Speaker of the House of Representatives, by virtue of the authority vested in me by the Constitution of the State of Pennsylvania and by the Act of Assembly in such case made and provided, do hereby command you: That you cause an election to be held in the said County of Philadelphia on the ninth day of September, A. D. one thousand nine hundred forty-seven, to choose a person to represent said Legislative District in the House of Representatives of Pennsylvania for the remainder of the term expiring December first, one thousand nine hundred forty-eight, and that you give due and public notice of said election throughout said District and to at least one of the inspectors of each election district therein, in the form and manner directed by law.

Given under my hand and seal at Harrisburg, Pennsylvania, this 9th day of July, A. D. one thousand nine hundred forty-seven.

SEAL

FRANKLIN H. LICHTENWALTER,
Speaker of the House of Representatives.

Attest:

W. E. HABBYSBAY,
Chief Clerk of the House of Representatives.Commonwealth of Pennsylvania } ss:
County of Dauphin }

Frank J. Turano being duly sworn according to law, says that he resides at 135 So. Front Street, Steelton, Dauphin County, Pennsylvania, that he is a Sergeant-at-Arms of the House of Representatives, Commonwealth of Pennsylvania.

That he served on the Honorable Charles M. Morrison, Secretary of the Commonwealth of Pennsylvania, on the 17th day of July, 1947, at 12:50 o'clock p. m., at his office in the Capitol Building, in Harrisburg, a writ for a special election for the office of Representative in the General Assembly for the Twenty-seventh Legislative District of the County of Philadelphia, by command of the Honorable Franklin H. Lichtenwalter, Speaker of the House of Representatives of the Commonwealth of Pennsylvania.

FRANK J. TURANO
Sergeant-at-Arms.

(SEAL)

Sworn and subscribed to before me this 17th day of July, 1947.

LEO R. POORMAN
Prothonotary.Commonwealth of Pennsylvania } ss:
County of Dauphin }

Frank J. Turano being duly sworn according to law, says that he resides at 135 So. Front Street, Steelton, Dauphin County, Pennsylvania, that he is a Sergeant-at-

Arms of the House of Representatives, Commonwealth of Pennsylvania.

That he served on the Board of Elections of Philadelphia County, on the 16th day of July, 1947, at 2:14 o'clock, P. M., at its office in Philadelphia, a writ for a special election for the office of Representative in the General Assembly for the Twenty-seventh Legislative District of the County of Philadelphia, by command of the Honorable Franklin H. Lichtenwalter, Speaker of the House of Representatives of the Commonwealth of Pennsylvania.

(SEAL)

FRANK J. TURANO
Sergeant-at-Arms.

Sworn and subscribed to before me this 17th day of July, 1947.

LEO R. POORMAN,
Prothy.

Commonwealth of Pennsylvania, ss:

To Hon. Charles M. Morrison, Secretary of the Commonwealth, and to William J. Geiger, Michael F. Lowler and George A. Bonner, constituting the Board of Elections of the County of Lackawanna:

Greeting! Whereas, A vacancy exists in the office of Representative of the Commonwealth of Pennsylvania for the Fifth Legislative District of the County of Lackawanna, caused by reason of the death of Robert W. Munley, the Representative from said District, on the twenty-fifth day of January, one thousand nine hundred forty-seven.

Now, Therefore, I, Franklin H. Lichtenwalter, Speaker of the House of Representatives, by virtue of the authority vested in me by the Constitution of the State of Pennsylvania and by the Act of Assembly in such case made and provided, do hereby command you: That you cause an election to be held in the said County of Lackawanna on the ninth day of September, A.D. one thousand nine hundred forty-seven, to choose a person to represent said Legislative District in the House of Representatives of Pennsylvania for the remainder of the term expiring December first, one thousand nine hundred forty-eight, and that you give due and public notice of said election throughout said District and to at least one of the inspectors of each election district therein, in the form and manner directed by law.

Given under my hand and seal at Harrisburg, Pennsylvania, this 9th day of July, A. D. one thousand nine hundred forty-seven.

(SEAL)

FRANKLIN H. LICHTENWALTER,
Speaker of the House of Representatives.

Attest:

W. E. HABBYSBAY,
Chief Clerk of the House of Representatives.Commonwealth of Pennsylvania } ss:
County of Dauphin }

Frank J. Turano being duly sworn according to law says that he resides at 135 So. Front Street, Steelton, Dauphin County, Pennsylvania, that he is a Sergeant-at-Arms of the House of Representatives, Commonwealth of Pennsylvania.

That he served on the Honorable Charles M. Morrison, Secretary of the Commonwealth of Pennsylvania, on the 17th day of July, 1947, at 12:51 o'clock p. m., at his office in the Capitol Building, in Harrisburg, a writ for special election for the office of Representative in the General Assembly for the Fifth Legislative District of the County of Lackawanna, by command of the Honorable Franklin H. Lichtenwalter, Speaker of the House of Representatives of the Commonwealth of Pennsylvania.

(SEAL)

FRANK J. TURANO,
Sergeant-at-Arms.

Sworn and subscribed to before me this 17 day of July, 1947.

LEO R. POORMAN,
Prothonotary.

Commonwealth of Pennsylvania }
County of Dauphin } ss:

Frank J. Turano being duly sworn according to law, says that he resides at 135 So. Front Street, Steelton, Dauphin County, Pennsylvania, that he is a Sergeant-at-Arms of the House of Representatives, Commonwealth of Pennsylvania.

That he served on the Board of Elections of Lackawanna County, on the 15th day of July, 1947, at 1:35 o'clock, p. m., at its office in Scranton, a writ for a special election for the office of Representative in the General Assembly for the Fifth Legislative District of the County of Lackawanna, by command of the Honorable Franklin H. Lichtenwalter, Speaker of the House of Representatives of the Commonwealth of Pennsylvania.

FRANK J. TURANO,
Sergeant-at-Arms.

(SEAL)

Sworn and subscribed to before me this 17 day of July, 1947.

LEO A. POORMAN,
Prothonotary.

The SPEAKER. The official returns of the special elections as certified to the Secretary of the Commonwealth of persons elected to fill the vacancies in the House of Representatives, will now be opened and read by Honorable William E. Habbyslaw, Chief Clerk of the House.

The returns were opened and read by the Chief Clerk as follows:

In the Name and by Authority of the

COMMONWEALTH OF PENNSYLVANIA

To His Excellency the Speaker and to the Members of the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania, Greetings:

I have the honor to present the returns of the Special Election of the following persons as Members of the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania for the several Legislative Districts set opposite their names, as the same have been certified to and filed with the Secretary of the Commonwealth of Pennsylvania by the several County Boards of Elections:

MARION MUNLEY, Fifth Legislative District of Lackawanna County, Pennsylvania.

JAMES J. McALEER, Fifth Legislative District of Philadelphia County, Pennsylvania.

HERMAN H. YAFFE, Twenty-seventh Legislative District of Philadelphia County, Pennsylvania.

IN TESTIMONY WHEREOF, I have hereunto set my hand, at the City of Harrisburg this first day of October, in the year of our Lord one thousand nine hundred and forty-seven and of the Commonwealth the one hundred and seventy-second.

(SEAL)

Secretary of the Commonwealth

s/C. M. MORRISON,
Secretary of the Commonwealth.

SPECIAL ELECTION

Office of the
COUNTY BOARD OF ELECTIONS

Commonwealth of Pennsylvania }
County of Lackawanna } ss:

Scranton, Pa., 1947.

To the Secretary of the Commonwealth:

We Hereby Certify, That the following is a true and correct statement of the return of the votes cast at the Special Election held on Tuesday, September 9, 1947, for each and every candidate in the County of Lackawanna as the same remain on file in this office, for the office of Representative in the General Assembly.

DEMOCRATIC

Marion Munley had Six thousand five hundred thirty votes—6,530.

REPUBLICAN

Joseph M. Burke had Two Thousand fifty-two votes—2,052.

In Testimony Whereof, We have hereunto set our hands and seal of office, this 17th day of September, 1947.

s/HOBAN, J.
M. J. EAGEN, J.
LEACH, P. J.

County Board of Elections.

(SEAL)

Attest:

A. E. McANDREW,
Clerk.

SPECIAL ELECTION

Office of the
COUNTY BOARD OF ELECTIONS

Commonwealth of Pennsylvania }
County of Philadelphia } ss:

Philadelphia, Pa., September 20, 1947.

To the Secretary of the Commonwealth:

We Hereby Certify, That the following is true and correct statement of the return of the votes cast at the Special Election held on Tuesday, Sept. 9, 1947, for each and every candidate in the County of Philadelphia as the same remain on file in this office, for the office of Representative in the General Assembly.

FIFTH DISTRICT

DEMOCRATIC

Francis J. Falkenstein had three thousand five hundred and forty-four votes—3,544.
——— had six votes—6.

REPUBLICAN

James J. McAleer had twenty-two thousand eight hundred and sixty-seven votes—22,867.

In Testimony Whereof, We have hereunto set our hands and seal of office, this 20th day of September, 1947.

s/THOS. BLUETT
BYRON A. MILNER

Judges of the Courts of Common Pleas of Philadelphia County designated to act as the County Board of Elections.

(SEAL)

Attest:

WM. F. KULLMAN,
Clerk.

SPECIAL ELECTION

Office of the
COUNTY BOARD OF ELECTIONS

Commonwealth of Pennsylvania } ss:
County of Philadelphia }

Philadelphia, Pa., Sept. 20, 1947.

To the Secretary of the Commonwealth:

We Hereby Certify, That the following is a true and correct statement of the return of the votes cast at the Special Election held on Tuesday, Sept. 9, 1947, for each and every candidate in the County of Philadelphia as the same remain on file in this office, for the office of Representative in the General Assembly.

TWENTY-SEVENTH DISTRICT

DEMOCRATIC

Archie Smith had one thousand four hundred and seventy-nine votes—1,479.

REPUBLICAN

Herman H. Yaffe had four thousand seven hundred and fifty-three votes—4,753.

In Testimony Whereof, We have hereunto set our hands and seal of office, this 20th day of September, 1947.

s/THOS. BLUETT
BYRON A. MILNER

Judges of the Courts of Common
Pleas of Philadelphia County des-
ignated to act as the County Board
of Elections.

(SEAL)

Attest:

WM. F. KULLMAN,
Clerk.

The SPEAKER. In accordance with the provisions of Article VII of the Constitution of Pennsylvania, the oath of office will now be administered to the Members-elect:

Marion Munley, County of Lackawanna, 5th Legisla-
tive District.

James J. McAleer, County of Philadelphia, 5th Legis-
lative District.

Herman H. Yaffe, County of Philadelphia, 27th Legis-
lative District.

The Chair appoints the gentleman from Philadelphia, Mr. Smith, the gentleman from Philadelphia, Mr. Costa, the gentleman from Elk, Mr. Sorg, the gentleman from Lackawanna, Mr. O'Neill, the gentleman from Philadelphia, Mr. Scanlon, and the gentleman from Cambria, Mr. Andrews to escort the Members-elect to the bar of the House.

The Committee will proceed in the performance of their duty.

The Chair appoints the gentleman from Delaware, Mr. Turner to escort the Honorable Robert E. Woodside, a Judge of the Court of Common Pleas of the County of Dauphin, to the rostrum to administer the oath of office to the Members-elect.

The Members-elect having been escorted to the bar of the House the oath of office was then administered to them by the Honorable Robert E. Woodside.

The SPEAKER. The Committee is discharged with the thanks of the Chair.

The Chair also thanks his Honor, Judge Woodside for his services in administering the oath to the new Members.

The Chair extends to the new Members his congratulations upon their election to this body. The Chair would like to say to the new Members that it is the Chair's sincere wish that their work in the legislative halls of the Commonwealth of Pennsylvania will be pleasant to them; that they will gain many new friends among the Members of this body that he is sure they will retain and treasure throughout their entire lives. You have a great responsibility to the people in your districts and to the people of Pennsylvania. The Chair knows that these new Members in this legislative body will perform their duties to the best of their ability and will be a credit to their constituents and to the people of Pennsylvania. My best wishes to you.

The Chair now requests the Chief Clerk to present to these Members their certificates.

The Chair would request them to remain for a few minutes after the gavel falls for the purpose of taking some pictures.

The Chief Clerk requests them to meet with him in his office at the conclusion of this ceremony.

ADJOURNMENT

The SPEAKER. The purpose for which we met here having been carried out, the assemblage is adjourned.

OATH OF OFFICE ADMINISTERED TO MEMBERS-ELECT

House of Representatives, November 25, 1947.

The assemblage was convened at 12:30 p. m.

The ACTING SPEAKER (Herbert P. Sorg) presiding.

The SPEAKER. This being the day and the hour fixed by the Acting Speaker of the House of Representatives for administering the oath of office required by Article VII of the Constitution of Pennsylvania to the Member-elect, those present will come to order.

A vacancy in the membership of the House of Representatives was caused by the death on the 8th day of August, 1947, of the Honorable Harry E. Trout, representing the Second Legislative District of the County of Lancaster.

Therefore, under the provisions of Article II, Section 2, of the Constitution of Pennsylvania and the laws of this Commonwealth the Speaker of the House of Representatives issued a writ of special election to fill this vacancy for the remainder of the term. The election was held on Tuesday, November 4, 1947, in the County of Lancaster.

WRIT OF ELECTION

Commonwealth of Pennsylvania, ss:

To Hon. Charles M. Morrison, Secretary of the Commonwealth, and to G. Graybill Diehm, Harry R. Metzler and Fred W. Wagner, constituting the Board of Elections of the County of Lancaster:

Greetings: Whereas, A vacancy exists in the office of Representative of the Commonwealth of Pennsylvania for the Second Legislative District of the County of Lancaster, caused by reason of the death of Harry E. Trout, one of the Representatives from said District, on the seventh day of August, one thousand nine hundred forty-seven.

Now, therefore, I, Franklin H. Lichtenwalter, Speaker of the House of Representatives, by virtue of the authority vested in me by the Constitution of the State of Pennsylvania and by the Act of Assembly in such case made and provided, do hereby command you: That you cause an election to be held in the said County of Lancaster on the fourth day of November, A.D. one thousand nine hundred forty-seven, to choose a person to represent said Legislative District in the House of Representatives of Pennsylvania for the remainder of the term expiring December first, one thousand nine hundred forty-eight, and that you give due and public notice of said election throughout said District, in the form and manner directed by law.

Given under my hand and the seal of the House of Representatives at Harrisburg, Pennsylvania, this 16th day of September A.D. one thousand nine hundred forty-seven.

FRANKLIN H. LICHTENWALTER
Speaker of the House of Representatives.

Attest:

W. E. HABBYSCHAW

Chief Clerk of the House of Representatives.
(SEAL)

Commonwealth of Pennsylvania }
County of Dauphin } ss:

W. E. Habbyschaw being duly sworn according to law, says that he resides at 13 South Second Street, Harrisburg, Dauphin County, Pennsylvania, that he is a Sergeant-at-Arms of the House of Representatives, Commonwealth of Pennsylvania, specially deputized.

That he served on the Board of Elections of Lancaster County, on the 24th day of September, 1947, at 2:00 o'clock, P. M., at its office in Lancaster, a writ for a special election for the office of Representative in the General Assembly for the Second Legislative District of the County of Lancaster, by command of the Honorable Franklin H. Lichtenwalter, Speaker of the House of Representatives of the Commonwealth of Pennsylvania.

W. E. HABBYSCHAW
Sergeant-at-Arms.

Sworn and subscribed to before me this 25th day of September, 1947.

LEO R. POORMAN
Prothonotary.

(SEAL)

Commonwealth of Pennsylvania }
County of Dauphin } ss:

Frank J. Turano being duly sworn according to law, says that he resides at 135 South Front Street, Steelton, Dauphin County, Pennsylvania, that he is a Sergeant-at-Arms of the House of Representatives, Commonwealth of Pennsylvania, specially deputized.

That he served on the Honorable Charles M. Morrison, Secretary of the Commonwealth of Pennsylvania on the 18th day of September, 1947, at 2:51 o'clock P. M., at his office in the Capitol Building, in Harrisburg, a writ for a special election for the office of Representative in the General Assembly for the Second Legislative District of the County of Lancaster, by command of the Honorable Franklin H. Lichtenwalter, Speaker of the House of Representatives of the Commonwealth of Pennsylvania.

FRANK J. TURANO
Sergeant-at-Arms.

Sworn and subscribed to before me this 25th day of September, 1947.

LEO R. POORMAN
Prothonotary.

(SEAL)

The SPEAKER. The official returns of the special election as certified to the Secretary of the Commonwealth of the person elected to fill the vacancy in the House of

Representatives, will now be opened and read by Honorable William E. Habbyschaw, Chief Clerk of the House.

The returns were opened and read by the Chief Clerk as follows:

In the Name and by Authority of the
COMMONWEALTH OF PENNSYLVANIA

To His Excellency the Speaker and to the Members of the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania, Greetings:

I have the honor to present the return of the Special Election of Member of the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania for the Second Legislative District of Lancaster County, as same has been certified to and filed with the Secretary of the Commonwealth of Pennsylvania by the Lancaster County Board of Elections:

WALTER L. BOMBERGER, Second Legislative District of Lancaster County, Pennsylvania.

In Testimony Whereof, I have hereunto set my hand, at the City of Harrisburg this eighteenth day of November, in the year of our Lord one thousand nine hundred forty-seven and of the Commonwealth the one hundred and seventy second.

(SEAL)

Secretary of the Commonwealth.

s/ C. M. MORRISON

Secretary of the Commonwealth.

SPECIAL ELECTION

Office of The

COUNTY BOARD OF ELECTIONS

Commonwealth of Pennsylvania }
County of Lancaster } ss:

Lancaster Pa., November 12, 1947.

To the Secretary of the Commonwealth:

We Hereby Certify, That the following is a true and correct statement of the return of the votes cast at the Special Election held on Tuesday, November 4, 1947, for each and every candidate in the County of Lancaster as the same remain on file in this office, for the office of Representative in the General Assembly.

District 2

DEMOCRATIC

Victor N. Engle had Seven Thousand and Forty-Eight votes, 7048.

REPUBLICAN

Walter L. Bomberger had Twenty-One Thousand Seven Hundred and Ninety-Five votes, 21,795.

In Testimony Whereof, We have hereunto set our hands and seal of office, this 12th day of November, 1947.

(SEAL)

s/OLIVER S. SCHAEFFER, P. J.

s/JOSEPH B. WISSLER

County Board of Elections.

Attest:

s/WM. F. PAES
Clerk.

The ACTING SPEAKER. In accordance with the provisions of Article VII of the Constitution of Pennsylvania, the oath of office will now be administered to the Member-elect: Walter L. Bomberger, county of Lancaster, Second Legislative District.

The Chair appoints the gentleman from Philadelphia, Mr. Smith and the Secretary of the House, Mr. Roan to escort the Member-elect to the bar of the House.

The Committee will proceed in the performance of its duty.

The Chair appoints the gentleman from Dauphin, Mr. Reese to escort the Honorable Robert E. Woodside, a Judge of the Court of Common Pleas of the County of Dauphin, to the rostrum to administer the oath of office to the Member-elect.

The Member-elect having been escorted to the bar of the House the oath of office was then administered to him by the Honorable Robert E. Woodside.

The ACTING SPEAKER. The Committee is discharged with the thanks of the Chair.

The Chair thanks His Honor, Judge Woodside for his services in administering the oath to the new Member.

The Chair extends to the gentleman from Lancaster, Mr. Bomberger, his congratulations upon his election to this body, and requests the Chief Clerk to present him with his certificate of election.

The Chief Clerk requests Mr. Bomberger to meet with him in his office at the conclusion of this ceremony.

ADJOURNMENT

The ACTING SPEAKER. The purpose for which we met here having been carried out, the assemblage is adjourned.

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., TUESDAY, JANUARY 18, 1949.

No. 3.

SENATE

TUESDAY, January 18, 1949

The Senate met at 12:00 o'clock, noon, Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

PRAYER

The Chaplain, Rev. REED O. STEELY offered the following prayer:

Almighty God, the King Eternal, from whom proceedeth all power and dominion, both in heaven and on earth, we humbly beseech Thee to look with favor upon Thy servants, the members of this deliberative and legislative body, the Senate of our Commonwealth, and all others in positions of authority and trust. Imbue them with wisdom of justice, and of truth, to the glory of Thy name and to the good of Thy people. Through their labors and the labors of all public servants may Thy will be wrought and the welfare of the people be met in them. Forgive our mistakes of the past. Confound and thwart the efforts of those who would sacrifice the public good. Strengthen and encourage those who dare to do the right. Bless our land with honorable industry, sound learning and pure manners. Defend our liberties; save us from violence, discord and confusion, from pride and arrogance, and from every evil way.

Fashion us into one happy people whose God is the Lord. In time of our prosperity, temper our self-confidence and thankfulness, and in the day of trouble, suffer not our trust in Thee to fail.

In the name of Thy Son, our Lord and Master. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. MALLERY, further reading was dispensed with, and the Journal was approved.

LEAVES OF ABSENCE

Mr. Haluska asked and obtained leave of absence for Mr. LEADER, on account of illness.

He also asked and obtained leave of absence for Mr. BARR, on account of official business in Washington.

He also asked and obtained leave of absence for Mr.

DENT, on account of official business in Washington.

He also asked and obtained leave of absence for Mr. DiSILVESTRO, on account of official business in Washington.

He also asked and obtained leave of absence for Mr. HOLLAND, on account of official business in Washington.

He also asked and obtained leave of absence for Mr. ROSENFELD, on account of official business in Washington.

He also asked and obtained leave of absence for Mr. TARR, on account of official business in Washington.

He also asked and obtained leave of absence for Mr. YOSKO, on account of official business in Washington.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on January 18, 1949.

Mr. WOLFE. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 18, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the dates set opposite their names:

LYCOMING COUNTY

Raymond S. Greevy, Williamsport, 1-23-49.
Luther E. Krebs, Williamsport, 1-23-49.

PHILADELPHIA COUNTY

David E. Elliott, Security Bank Bldg., 1-23-49.

ALLEGHENY COUNTY

Mrs. Mary A. Fillar, Wilmerding, 1-25-49.
Wilbert H. Anderson, Pittsburgh, 1319 Bessemer Bldg., 1-27-49.

L. C. Morehouse, Pittsburgh, Island & Preble Aves., N. S., 1-27-49.

J. Ben Schwab, Stowe Twp., McKees Rocks, 1-27-49.

BLAIR COUNTY

John R. Bassler, Roaring Spring, 1-27-49.

BRADFORD COUNTY

Mrs. Georgiana Williams, LeRaysville, 1-27-49.

CENTRE COUNTY

Mrs. Mary C. Clemson, Ferguson Twp., R. F. D., State College, 1-27-49.

CLARION COUNTY

Nelson Seigworth, Washington Twp., Venus, 1-27-49.

DAUPHIN COUNTY

Mrs. Miriam P. Jackson, Harrisburg, 1-27-49.

LANCASTER COUNTY

Mrs. Florence L. Steele, Lancaster, 1-27-49.

LUZERNE COUNTY

Mrs. Winifred L. Connell, Wilkes-Barre, 1-27-49.

PHILADELPHIA COUNTY

Raymond H. Aucott, 4946 Germantown Ave., 1-27-49.

Mrs. Mary Paul, 806-10 Jefferson Bldg., 1-27-49.

David Tonkin, 1737 S. 5th St. (48), 1-27-49.

SOMERSET COUNTY

R. A. Kidner, Salisbury, 1-27-49.

NORTHUMBERLAND COUNTY

Miss Mona A. Latsha, Jackson Twp., Dornsife, 1-30-49.

BRADFORD COUNTY

Mrs. Lillian M. Brown, Wyalusing, 1-31-49.

LEBANON COUNTY

Mrs. Catherine E. Cilley, Lebanon, 1-31-49.

YORK COUNTY

Norman E. Weigard, Dillsburg, 1-31-49.

BUCKS COUNTY

Mrs. Marietta T. Bond, Morrisville, 2-1-49.

FRANKLIN COUNTY

Samuel H. Wenger, Chambersburg, 2-1-49.

DELAWARE COUNTY

Joseph Morris, Upper Darby Twp., Upper Darby, 2-3-49.

LUZERNE COUNTY

Joseph A. Skuzinski, Nanticoke, 2-3-49.

MERCER COUNTY

Mrs. Thelma M. Stewart, Sharon, 2-3-49.

PHILADELPHIA COUNTY

Miss Matilda Smith, Rm. 700, 1616 Walnut St., 2-3-49.

WESTMORELAND COUNTY

Mrs. Kathryn C. Artman, New Kensington, 2-3-49.

PHILADELPHIA COUNTY

Harold E. Thompson, 121 N. 50th St., 2-5-49.

TIOGA COUNTY

Frank A. Hall, Westfield, 2-5-49.

LEHIGH COUNTY

Mrs. Mary Y. Butz, Allentown, 2-6-49.

ALLEGHENY COUNTY

Clifford E. Miller, Pittsburgh, 700 Knox Ave., 2-7-49.

PHILADELPHIA COUNTY

Raymond Gehbauer, 1438 Lincoln Liberty Bldg., 2-8-49.

McKEAN COUNTY

Miss Anna E. Zias, Bradford, 2-9-49.

NORTHUMBERLAND COUNTY

Lester R. Wehry, Mount Carmel, 2-9-49.

WESTMORELAND COUNTY

Paul Noel, Derry, 2-12-49.

YORK COUNTY

Miss Myrtle A. Kinneman, York, 2-12-49.

BLAIR COUNTY

Mrs. Margaret L. Fetter, Altoona, 2-13-49.

ELK COUNTY

Miss Ellen V. Wittman, St. Marys, 2-14-49.

PHILADELPHIA COUNTY

John H. Knickerbocker, 2210 E. Letterly St. (25), 2-14-49.

WASHINGTON COUNTY

Mrs. Mary A. Hoehl, Charleroi, 2-14-49.

JAMES H. DUFF.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 18, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Elmer R. Schuetz, Aspinwall.

BEAVER COUNTY

Miss Mabel Anne McCally, Rochester.

BUTLER COUNTY

C. C. Richardson, Evansburg.

CAMBRIA COUNTY

Mrs. Leona A. Reiber, Johnstown.

CENTRE COUNTY

Robert T. Hafer, State College.

DELAWARE COUNTY

E. W. Havacek, Media.

FAYETTE COUNTY

Paul C. Sheahan, Luzerne Twp., Isabella.

LANCASTER COUNTY

Chester E. Hume, Lancaster.

Mrs. Idella F. White, Lancaster.

LAWRENCE COUNTY

George W. Lusk, Jr., New Castle.

MONTGOMERY COUNTY

Gordon F. Young, Lansdale.

NORTHAMPTON COUNTY

F. N. Blackney, Bethlehem.
Mrs. Ruth T. Eisenhard, Easton.

PHILADELPHIA COUNTY

Mrs. Bernice O. Barnett, 1829 Ginnodo St. (30).
Warren R. Cunningham, 7394 Rugby St.
Samuel K. Dyer, c/o Gimbel Bros. Bank & Tr. Co., 35 South 9th St.
Andrew Farley, 2237 North 6th St. (33).
Harry W. Fritz, 4700 Frankford Ave. (24).
Harry Gibbs, Rm. 405, 1414 S. Penn Sq. (2).
Richard P. Kelly, Atlantic Refining Co., Marine Terminal, Fort Mifflin, Phila.
Percy Levy, Rm. 204, 127 S. 5th St.
Miss Lillian W. Lewis, 412 S. 16th St. (46).
Albert M. Lightfoot, 4819 Penn St. (24).
John D. Stewart, 1322 W. Airdrie St.
Morton L. Waber, 11th Fl., 1518 Walnut St.

SUSQUEHANNA COUNTY

A. J. Webb, Oakland.
Mrs. Margaret P. Wescott, Oakland.

VENANGO COUNTY

S. W. Dickson, Franklin.
Miss Anna L. Walker, Franklin.

JAMES H. DUFF.

NOMINATIONS FOR NOTARIES PUBLIC

A motion was made by Mr. WALKER and Mr. WOLFE, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42

Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Homsher,	Peelor,	Wade,
Chapman,	Kephart,	Robinson,	Wagner,
Crowe,	Lane,	Ruth,	Walker,
Diehm,	Letzler,	Scarlett,	Watkins,
Doehla,	Lord,	Snowden,	Watson,
Donlan,	Mahany,	Stevenson,	Wolfe,
Farrell,	Mallery,	Stiefel,	Wood, L. H.,
Frazier,	McPherson, Jr.,	Tallman,	Wood, T. N.,
Geltz,	Meade,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

NOMINATIONS BY THE GOVERNOR

He also presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations.

MEMBER OF THE BOARD OF TRUSTEES OF CLARKS SUMMIT STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 18, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. William E. James, 314 Hill Street, Peckville, Lackawanna County, for reappointment as a Member of the Board of Trustees of Clarks Summit State Hospital, for the term of four years, and until his successor is qualified.

JAMES. H. DUFF.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced informed the Senate that the House has concurred in Resolution from the Senate as follows:

COMMITTEE BE APPOINTED TO REPRESENT THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA IN THE INAUGURAL CEREMONIES OF THE HONORABLE HARRY S. TRUMAN

In the Senate of Pennsylvania, January 17, 1949.

Resolved, (if the House of Representatives concur), That Senate Concurrent Resolution, Serial Number 100, adopted by the Senate and concurred in by the House of Representatives, on the fourth day of January, 1949, is hereby amended to read as follows:

"Whereas, On January 20, 1949, the Honorable Harry S. Truman will be inaugurated as the President of the United States of America, and

Whereas, It is fitting and proper that a delegation represent the General Assembly of the Commonwealth of Pennsylvania at the inaugural ceremonies, to be held in Washington at that time, now therefore be it

Resolved, (if the House of Representatives concur), That the President Pro Tempore of the Senate is hereby authorized to appoint fifteen Members of the Senate, and the Speaker of the House is hereby authorized to appoint ninety-one Members of the House of Representatives, who together shall constitute a Joint Committee to represent the General Assembly of the Commonwealth of Pennsylvania in the inaugural ceremonies of the Honorable Harry S. Truman."

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

He also informed the Senate that the House has concurred in Resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, January 17, 1949.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, January 24, 1949, at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, January 24, 1949, at four-thirty o'clock, p. m., E. S. T.

COMMUNICATIONS

The CHAIR cleared his table and laid before the Senate the following communication which was read by the Clerk:

Commonwealth of Pennsylvania,
Joint State Government Commission
of the General Assembly,
P. O. Box 61, Room 450, Capitol Building,

Harrisburg, January 18, 1949.

To the Honorable, the Senate of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith A Report of the Joint State Government Commission, January 1949, dealing with The Codification of the School Laws.

A copy of this report was mailed to each member of the Senate on December 27, 1948.

Respectfully submitted,
WELDON B. HEYBURN, Chairman.

The PRESIDENT. The report will be noted in the Journal and will appear in the Appendix.

COMMUNICATION

The CHAIR cleared his table and laid before the Senate the following communication which was read by the Clerk:

Commonwealth of Pennsylvania,
Joint State Government Commission
of the General Assembly,
P. O. Box 61, Room 450, Capitol Building,
Harrisburg, January 18, 1949.

To the Honorable, the Senate of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith A Report of the Joint State Government Commission, November 1948, dealing with "The Hatfield Case" Concerning the Control of Funds Derived from Extracurricular Activities in the Public Schools.

A copy of this report was mailed to each member of the Senate on November 5, 1948.

Respectfully submitted,
WELDON B. HEYBURN, Chairman.

The PRESIDENT. The report will be noted in the Journal and will appear in the Appendix.

COMMUNICATION

The CHAIR cleared his table and laid before the Senate the following communication, which was read by the Clerk:

Philadelphia, Pa., January 15, 1949.

To the Honorable, the Members of the Senate and House of Representatives of the Commonwealth of Pennsylvania:

You are hereby respectfully requested by the undersigned, members of Quaker City Green Club, Inc., Philadelphia, Penna., to bring about the enactment into law of The House bill which provides for the amendment of Section 699.4 of the Penal Code, being the Act approved June 24, 1939, P. L. 872, prohibiting the performance of so-called worldly employment or business on Sunday, by permitting target shooting, for either competition or practice.

The foregoing is in line with recent legislation in this Commonwealth with respect to motion pictures, base ball, foot ball, musical concerts, polo and tennis.

The requested amendment is in thorough consonance with the National interest, especially because it will serve to make the sportsmen of this Commonwealth, young and old, proficient in the use of fire arms, and thus capable of acting in our National Defense, without prolonged training in the fundamentals, which would be widely and lawfully obtained in lawful recreational sports if the amendment be adopted.

The vote and influence of the Members of the Senate and of the House of Representatives will be deeply ap-

preciated by the hundreds of thousands of patriotic sportsmen of this Commonwealth.

This Petition is forwarded pursuant to proper action taken by this organization.

ALBERT BROOKS, President.

(SEAL)

Attest:

ROBERT LOCUST, Secretary.

PETITIONS AND REMONSTRANCES

Mr. STIEFEL. Mr. President, what I am about to say is not a remonstrance, it is rather an admixture of a remonstrance and laudation.

Now, Mr. President, I have examined the General Report of the Joint State Government Commission, which has been placed on our desks, and I must laud the work of the Joint State Government Commission, but, unfortunately, there is a "Heel of Achilles" in it, because there is a very flagrant omission. May I direct your attention to pages 19 and 20 of the report. Generally, this report merits a thorough and scientific study in all fields of legislative endeavor. Now, in part 5, on page 19, there are studies initiated by the Joint State Government Commission. There is a study in the field of education, and there is noted that a separate report will be submitted. I understand that today that separate report was submitted. Then there is next the Hatfield Case, and also a notation that a separate report will be submitted. Vocational Education, a separate report will be issued. Legislative Journal, the final sentence is that a recommendation to the Senate will be made. Unemployment Compensation, there is also the notation that a separate report will be issued.

Then, Mr. President, comes the Philadelphia City-County Government Survey, and there is only one statement to the effect that collected data are available for the use of the General Assembly, but there is no reference to any separate report to be issued or enabling legislation to be enacted. The statement says (referring to the Philadelphia City-County Government Survey) "This Survey grows out of the widespread concern of citizens and citizen groups in the Philadelphia area, and is one of necessary interest to the General Assembly." Now, Mr. President, this where we failed to render service to the people of Philadelphia, because there was no separate report issued, no legislative measures submitted to carry out the report. That, in my opinion, which I respectfully submit to this body, has been conducive to the introduction of a ripper of the Registration Commission of Philadelphia.

I am going to speak more about it on Monday. I feel that Senate Bill No. 4, which was introduced yesterday, ripping out the Registration Commission of Philadelphia, to use the statement of Mr. Finnegan, Chairman of the City Democratic Party of Philadelphia, would be a disastrous blow to efforts to insure honest elections in Philadelphia. Mr. Finnegan stated today as follows:

"I charge flatly that the sole purpose of this bill is to set the state for the most flagrant and gigantic attempt to steal an election in the City's history."

There is still time to file a supplemental report to the General Report which we now have in our possession, and submit a report based upon the collected data which is now available. By doing this, this work will be com-

plete and will inure to the credit of the General Assembly of Pennsylvania.

Mr. KEPHART. Mr. President, I was amazed to hear the gentleman from Philadelphia, Senator Stiefel, say that he and the Democratic Party were opposed to Senate Bill No. 4. This is evidently a change of opinion and attitude on the part of that party with respect to this problem. That bill joins together the machinery of the Registration Commission and the election machinery under one head, and attempts to streamline it in the interest of economy. It is supported by every civic organization in Philadelphia, The Committee of Seventy, The Chamber of Commerce, The Bureau of Municipal Research, and The Economy League.

Mr. STIEFEL. Mr. President, it may be political expediency to introduce the bill, but primarily senators should be political scientists. I understand that the Institute of State and Local Government of the University of Pennsylvania counseled against the ripper. Now, the Registration Commission is a very important body, and it has a gigantic task to cope with in Philadelphia. I understand that at some future date, you will be taking up the question of the City-County consolidation and under that bill the County Commissioners will be eliminated, so that in two or three years from now, in case Senate Bill No. 4 reaches the stage of fruition, we will have to do something else. Now what will happen when the County Commissioners are eliminated?

Mr. President, I base the contention upon a thorough and exhaustive study made by the Institute of Local and State Government. They are scientists, and they base their findings upon a thorough study. This is the reason why I hope that the Joint State Government Commission is going to intervene in this matter and that they will, to use the expression of John B. Kelly, "put the zippers on the rippers."

REPORTS FROM COMMITTEES

Mr. WADE, from the Committee on State Government, reported as committed, Senate Bill No. 18, entitled:

An Act authorizing the Department of Property and Supplies to accept on behalf of the Commonwealth certain real estate adjoining property of the Philipsburg State Hospital in Rush Township, Centre County, Pennsylvania.

Mr. WOLFE, from the Committee on Military Affairs and Aeronautics, reported as committed, Senate Bill No. 99, entitled:

An Act to add a new section to article two of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-three (P. L. 1001), entitled, as amended, "An act providing for the regulation of aeronautics within this Commonwealth; conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto; providing for the licensing and registration of airman and aircraft; establishing the legal status of air navigation; providing for sovereignty in, and ownership of, space; providing for lawfulness of flights; regulating civil causes of action arising out of operation of aircraft; fixing the status of contracts, crimes, and torts in, by, or by means of operation of aircraft; imposing duties upon officers, burgesses, magistrates, aldermen, justices of the peace, the courts and clerks thereof; providing for denial or revocation of licenses; providing for certain penalties and their disposition; and repealing certain existing laws," defining the Commonwealth airways system.

Mr. WATSON, from the Committee on Forests and Waters, Game and Fish, reported as committed, Senate Bill No. 53, entitled:

An Act to amend Article IX, Clause (h) of Section nine hundred forty-three, and Article X, Section ten hundred four, of the Act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by increasing the penalty for the unlawful killing of bears.

He also, from the Committee on Forests and Waters, Game and Fish, reported as committed, Senate Bill No. 32, entitled:

An Act to further amend section two hundred twenty of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by providing for the issuing of lifelong free resident fishing licenses to persons sixty-five years of age or over.

Mr. DONLAN, from the Committee on Forests and Waters, Game and Fish, reported as committed, Senate Bill No. 55, entitled:

An Act to further amend clause (b) of section fifty and section two hundred sixty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," further providing for the number of openings in minnow traps.

Mr. DOEHLA, from the Committee on Forests and Waters, Game and Fish, reported as committed, Senate Bill No. 92, entitled:

An Act to further amend section one hundred eighty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by eliminating certain powers of the board with regard to devices to enable fish to migrate.

Mr. WATKINS, from the Committee on Military Affairs and Aeronautics, reported as committed, Senate Bill No. 54, entitled:

An Act to further amend sections four hundred twenty-two, four hundred twenty-three and four hundred twenty-four of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," further regulating contributions made by county commissioners toward funeral expenses of deceased service persons and their widows.

He also, from the Committee on Military Affairs and Aeronautics, reported as committed, Senate Bill No. 56, entitled:

An Act to further amend sections two and three, and to amend section four of the act, approved the eleventh day of June, one thousand nine hundred thirty-five (P. L. 326), entitled "An act relating to counties of the first class; defining deceased service persons; providing for contributions by the county to the funeral expenses for such per-

sons and their widows; providing for the erection and care of markers, headstones, and flags, and for the compilation of war records," further regulating contributions made by county commissioners towards funeral expenses of deceased service persons and their widows.

Mr. PEELOR, from the Committee on Forests and Waters, Game and Fish, reported as committed, Senate Bill No. 69, entitled:

An Act to amend Article IV, Sections four hundred eight, four hundred nine, four hundred ten, four hundred eleven, four hundred twelve, and four hundred nineteen, of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," to correct an error in the provisions concerning the size of mesh to be used by propagating permittees; changing the method of tagging propagated game or eggs; providing penalties for failure to maintain proper records of propagation transactions, and submission of annual reports of special permittees; and adding bobwhite quail to list of birds authorized to be killed on Regulated Shooting Grounds.

Mr. PECHAN, from the Committee on State Government, reported as committed, Senate Bill No. 14, entitled:

An Act to further amend section one of the act approved the twenty-fifth day of July, one thousand nine hundred seventeen (P. L. 1209) entitled "An act to authorize the acquisition, by purchase or condemnation, of lands for a park, and the erection of a monument commemorative of Washington crossing the river Delaware, and for the appointment of a commission to acquire said lands and erect such monument; and making an appropriation for the purpose of this act," authorizing the acquisition of additional grounds.

BILLS INTRODUCED AND REFERRED

Mr. DONLAN read in his place and presented to the Chair Senate Bill No. 100, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania, by adding thereto a new section authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. HOMSHER read in his place and presented to the Chair Senate Bill No. 101, entitled:

An Act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto.

Which was committed to the Committee on Education.

Mr. TALLMAN read in his place and presented to the Chair Senate Bill No. 102, entitled:

An Act to further amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing

certain acts and parts of acts relating to elections, "further regulating elections; authorizing and providing a procedure for the voting of qualified electors in actual military service as herein defined, who are absent from their place of residence while in, attached to, or serving with the armed forces of the United States; imposing additional duties upon the various county boards of elections and election officers, chairmen of political parties or committees and officers and employes of certain political subdivisions; placing costs upon the Commonwealth; authorizing appropriations by cities of the first class and counties; further regulating the last day for filing nomination petitions and nomination papers; the withdrawal of nominated candidates; the payment of fees by persons nominated at primary elections; the filing of substitute nomination certificates to fill vacancies caused by the withdrawal of candidates, and further regulating the date of the primary election.

Which was committed to the Committee on Elections.

Mr. LLOYD H. WOOD read in his place and presented to the Chair SSenate Bill No. 103, entitled:

An Act to amend the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," requiring the regulation of extra-curricular activities and organizations; permitting use of school property for such activities and organizations; defining the status and providing for the control of funds of such activities and organizations, and purchases made with such funds; defining the status of money raised by other permissive uses of school property; validating past actions; and permitting appropriation by school districts to extra-curricular organizations of funds heretofore raised through the use of school property.

Which was committed to the Committee on Education.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 104, entitled:

An Act to add clause (k) to section one thousand three hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," incorporating certain functions of the State Council of Education now provided for by other legislation repealed hereby.

Which was committed to the Committee on State Government.

Mr. HARE, JR., GELTZ and MALLERY read in place and presented to the Chair Senate Bill No. 105, entitled:

An Act to further amend sections two hundred five and two hundred nine and to amend section four hundred forty-two of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by changing the salaries of certain officers of the Commonwealth.

Which was committed to the Committee on State Government.

Messrs. LANE, STIEFEL, NEFF, BARRETT, TOOLE, RUTH and HALUSKA read in place and presented to the Chair Senate Bill No. 106, entitled:

An Act to promote the safety of employes and travelers upon railroads by compelling common carriers by railroad to man locomotive trains, and other self propelled engines or machines with competent employes; to provide the least number of men that may be employed on locomotive trains, and other self propelled engines or machines; to provide the qualifications of certain employes; and to provide a penalty for the violation thereof, and the enforcement thereof by the Public Utility Commission.

Which was committed to the Committee on Labor and Industry.

Messrs. LANE, HALUSKA and HARE read in place and presented to the Chair Senate Bill No. 107, entitled:

An Act to add section one thousand two hundred two point one to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," further

regulating prosecutions for violations, and the suspension and revocation of operators' licenses and learners' permits.

Which was committed to the Committee on Highways.

Messrs. LANE and HALUSKA read in place and presented to the Chair Senate Bill No. 108, entitled:

An Act to further amend subsection (b) of section one thousand seventeen and add section one thousand seventeen point one to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," regulating the meeting or overtaking of school buses while taking on or discharging passengers.

Which was committed to the Committee on Highways.

Messrs. LANE, HALUSKA and STIEFEL read in place and presented to the Chair Senate Bill No. 109, entitled:

An Act in relation to the regulation, control and stabilization of rents in housing accommodations during an emergency; creating a temporary state housing rent commission; prescribing its powers and duties and making an appropriation therefor.

Which was committed to the Committee on State Government.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. LORD, JR. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LORD, JR., from the Committee on Executive Nominations reported with a favorable recommendation the following nomination, made by His Excellency, the Governor of the Commonwealth:

MEMBER OF THE BOARD OF TRUSTEES OF CLARKS SUMMIT STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 18, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. William E. James, 314 Hill Street, Peckville, Lackawanna County, for reappointment as a Member of the Board of Trustees of Clarks Summit State Hospital, for the term of four years, and until his successor is qualified.

JAMES H. DUFF.

UNANIMOUS CONSENT UNDER RULE 38

By unanimous consent,

A motion was made by Mr. LORD, JR. and Mr. TAYLOR,

To grant unanimous consent to immediate consideration of the nomination just reported from the Committee on Executive Nominations, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nomination reported at today's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. LORD, JR. and Mr. TAYLOR,

That the Senate do advise and consent to the nomination reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42

Barrett,	Haluska,	Neff,	Taylor.
Berger,	Hare,	Pechan,	Toole,
Blass,	Homsher,	Peelor,	Wade,
Chapman,	Kephart,	Robinson,	Wagner,
Crowe,	Lane,	Ruth,	Walker,
Diehm,	Letzler,	Scarlett,	Watkins,
Doehla,	Lord,	Snowden,	Watson,
Donlan,	Mahany,	Stevenson,	Wolfe,
Farrell,	Mallery,	Stiefel,	Wood, L. H.,
Frazier,	McPherson, Jr.,	Tallman,	Wood, T. N.,
Geltz,	Meade,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. LORD, JR. Mr. President, I move that the Executive Session do now rise.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

REPORT FROM COMMITTEE

Mr. PEELOR. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PEELOR from the Committee on Constitutional Changes and Federal Relations reported as committed, Senate Bill No. 100, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania, by adding thereto a new section authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans.

BILLS INTRODUCED AND REFERRED

Mr. WOLFE. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WOLFE read in place and presented to the Chair Senate Bill No. 110, entitled:

An Act authorizing the issue and sale of bonds by the Commonwealth of Pennsylvania to defray the cost of acquisition of toll bridges; defining the powers and duties

of the Governor, the Auditor General, the State Treasurer, and the Board of Finance and Revenue, in relation thereto; providing for the payment of interest on, and the redemption of, such bonds; and making an appropriation.

Which was committed to the Committee on Finance.

He also read in his place and presented to the Chair Senate Bill No. 111, entitled:

An Act empowering the Secretary of Highways to acquire toll bridges located wholly within the Commonwealth; providing the procedure therefor; providing for the reimbursement of the Commonwealth from tolls and charges; and making an appropriation.

Which was committed to the Committee on Highways.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 14, entitled:

An Act to further amend section one of the act approved the twenty-fifth day of July, one thousand nine hundred seventeen (P. L. 1209), entitled "An act to authorize the acquisition, by purchase or condemnation, of lands for a park, and the erection of a monument commemorative of Washington crossing the river Delaware, and for the appointment of a commission to acquire said lands and erect such monument; and making an appropriation for the purpose of this act," authorizing the acquisition of additional grounds.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 18, entitled:

An Act authorizing the Department of Property and Supplies to accept on behalf of the Commonwealth certain real estate adjoining property of the Philipsburg State Hospital in Rush Township, Centre County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 32, entitled:

An Act to further amend section two hundred twenty of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by providing for the issuing of lifelong free resident fishing licenses to persons sixty-five years of age or over.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 53, entitled:

An Act to amend Article IX, Clause (h) of Section nine hundred forty-three, and Article X, Section ten hundred four, of the Act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by increasing the penalty for the unlawful killing of bears.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 54, entitled:

An Act to further amend sections four hundred twenty-two, four hundred twenty-three and four hundred twenty-four of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," further regulating contributions made by county commissioners towards funeral expenses of deceased service persons and their widows.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 55, entitled:

An Act to further amend clause (b) of section fifty and section two hundred sixty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," further providing for the number of openings in minnow traps.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 56, entitled:

An Act to further amend sections two and three and to amend section four of the act, approved the eleventh day of June, one thousand nine hundred thirty-five (P. L. 326), entitled "An act relating to counties of the first class; defining deceased service persons; providing for contributions by the county to the funeral expenses for such persons and their widows; providing for the erection and care of markers, headstones, and flags, and for the compilation of war records," further regulating contributions made by county commissioners towards funeral expenses of deceased service persons and their widows.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 69, entitled:

An Act to amend Article IV, Sections four hundred eight, four hundred nine, four hundred ten, four hundred eleven, four hundred twelve, and four hundred nineteen, of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," to correct an error in the

provisions concerning the size of mesh to be used by propagating permittees; changing the method of tagging propagated game or eggs; providing penalties for failure to maintain proper records of propagation transactions, and submission of annual reports of special permittees; and adding bobwhite quail to list of birds authorized to be killed on Regulated Shooting Grounds.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 92, entitled:

An Act to further amend section one hundred eighty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by eliminating certain powers of the board with regard to devices to enable fish to migrate.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 99, entitled:

An Act to add a new section to article two of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-three (P. L. 1001), entitled, as amended, "An act providing for the regulation of aeronautics within this Commonwealth; conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto; providing for the licensing and registration of airman and aircraft; establishing the legal status of air navigation; providing for sovereignty in, and ownership of, space; providing for lawfulness of flights; regulating civil causes of action arising out of operation of aircraft; fixing the status of contracts, crimes, and torts in, by, or by means of operation of aircraft; imposing duties upon officers, burgesses, magistrates, aldermen, justices of the peace, the courts and clerks thereof; providing for denial or revocation of licenses; providing for certain penalties and their disposition; and repealing certain existing laws," defining the Commonwealth airways system.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 100, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania, by adding thereto a new section authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Monday, January 24, 1949, at 4:00 o'clock, p. m., Eastern Standard Time.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 12:59 o'clock, p. m., Eastern Standard Time until Monday, January 24, 1949, at 4:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, January 18, 1949

The House met at 11:00 a. m.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Rev. William Hugh Fryer, Pastor of the Church of the Trinity, Coatesville, offered the following prayer:

O God, the fountain of wisdom, whose statutes are good and gracious and whose law is truth; we beseech Thee so to guide and bless these the elected representatives of this State, that they may ordain for our governance only such things as please thee, to the glory of Thy Name and the welfare of the people. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Monday, January 17, 1949.

The Clerk proceeded to read the Journal of Monday, January 17, 1949, when, on motion of Mr. DeLong unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. WEIDNER. HOUSE BILL No. 1.

An Act to further amend the third paragraph of section eight hundred two of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," changing certain provisions relating to the letting of township contracts.

Referred to the Committee on Townships.

By Mr. ROYER. HOUSE BILL No. 2.

An Act to further amend sections thirty-one and thirty-two of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 869), entitled "An act providing for the organization, government, discipline, maintenance, and regulation of the armed land forces of this Commonwealth," by eliminating certain provisions for per diem pay.

Referred to the Committee on Military Affairs.

By Mr. ROYER. HOUSE BILL No. 3.

An Act to further amend the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for the reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the

manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by changing the rank which the Adjutant General may have in the Pennsylvania National Guard.

Referred to the Committee on Military Affairs.

By Mr. ROYER. HOUSE BILL No. 4.

An Act authorizing the Armory Board of the State of Pennsylvania, with the approval of the Governor, to acquire a certain tract of land for use of the Armory Board of the State of Pennsylvania and making an appropriation therefor.

Referred to the Committee on Military Affairs.

By Mr. ROYER. HOUSE BILL No. 5.

An Act to further amend paragraph (j) of section fourteen hundred two of the act approved the ninth day of April, one thousand nine hundred twenty-nine, (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions and officers, fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined" by restricting the application of certain provisions.

Referred to the Committee on Military Affairs.

By Mr. STIMMEL. HOUSE BILL No. 6.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof; upon payments of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by providing for restricted operators' licenses and learners' permits for minors under eighteen years of age.

Referred to the Committee on Motor Vehicles.

By Mr. REAGAN.

HOUSE BILL No. 7.

An Act to amend section two of the act, approved the seventeenth day of March one thousand nine hundred twenty-five (P. L. 34) entitled "An act regulating the sale of oysters at retail," making first and second violations of said act summary offenses instead of misdemeanors.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. REAGAN.

HOUSE BILL No. 8.

An Act to further amend section five of the act, approved the eleventh day of March, one thousand nine hundred nine (P. L. 15) entitled "An act relating to non-alcoholic drinks; defining the same; and prohibiting the manufacture, sale, offering for sale, exposing for sale, or having in possession with intent to sell, of any adulterated or misbranded non-alcoholic drinks; and providing penalties for the violation thereof, and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. McCULLOUGH.

HOUSE BILL No. 9.

An Act to further amend section three of the act, approved the eighth day of June, one thousand nine hundred eleven (P. L. 712), entitled "An act relating to milk; providing for the protection of the public health, and the prevention of fraud and deception, by regulating the sale of milk, skimmed milk and cream; providing penalties for the violation thereof; and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. GOODLING.

HOUSE BILL No. 10.

An Act to amend section four of the act, approved the third day of March, one thousand nine hundred twenty-five (P. L. 10), entitled "An act relating to fruit syrups, and prohibiting the manufacture, sale, offering for sale, exposing for sale or having in possession with intent to sell, of any adulterated or misbranded fruit syrups; and providing penalties for the violation thereof; and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. REAGAN.

HOUSE BILL No. 11.

An Act to amend section three of the act, approved the twenty-ninth day of June, one thousand nine hundred twenty-three (P. L. 929), entitled "A supplement to an act, approved the twenty-first day of March, one thousand nine hundred twenty-three, entitled "An act for the prevention of fraud and the protection of the public health; relating to milk, cream or skimmed milk, whether or not condensed, evaporated, concentrated, dried, powdered, or desiccated; prohibiting the introduction of foreign fats into them; regulating the sale of and defining condensed, concentrated, and evaporated milk; stipulating penalties for the infraction thereof; and providing for the enforcement thereof; defining condensed, concentrated, and evaporated skimmed milk, and compounds thereof; regulating the manufacture, sale, and exchange thereof; and providing penalties," making first and second violations of said act summary offenses instead of misdemeanors.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. REAGAN.

HOUSE BILL No. 12.

An Act to amend section four of the act, approved the twenty-first day of March, one thousand nine hundred twenty-three (P. L. 28) entitled "An act for the prevention of fraud and the protection of the public health; relating to milk, cream, or skimmed milk, whether or not condensed, evaporated, concentrated, dried, powdered, or desiccated; prohibiting the introduction of foreign fats into them; regulating the sale of and defining condensed; concentrated and evaporated milk; stipulating penalties for the infraction thereof, and providing for the enforcement thereof" making first and second violations of said act summary offenses instead of misdemeanors.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. GOODLING.

HOUSE BILL No. 13.

An Act to amend section three of the act, approved the tenth day of July, one thousand nine hundred nineteen (P. L. 900), entitled "An act relating to eggs, prohibiting the sale, offering for sale, exposing for sale, or having in possession with intent to sell, eggs, for and as fresh, that are not fresh eggs, or of branding or of labeling or marking eggs as being fresh eggs that are not fresh eggs; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," making first and second violations of said act summary offenses instead of misdemeanors.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. MADIGAN.

HOUSE BILL No. 14.

An Act to amend section one of the act, approved the twenty-eighth day of March, one thousand nine hundred five (P. L. 64), entitled "An act to prohibit the selling, shipping, consigning, offering for sale, exposing for sale, or having in possession with intent to sell, as fresh, any meat, poultry, game, fish, or sell fish which contains any substance or article possessing a preservative or coloring character or action; making the same a misdemeanor; and to prescribe penalties and punishment for violations, and the means and the methods of procedure for the enforcement thereof," making the first and second violations of said act summary offenses instead of misdemeanors.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. MADIGAN.

HOUSE BILL No. 15.

An Act to amend section twelve of the act, approved the twenty-sixth day of June, one thousand nine hundred nineteen (P. L. 670), entitled "An act defining cold storage, and regulating time of storage of certain articles of food, and providing penalties for the violation of the provisions of this act," making first and second violations of said act summary offenses instead of misdemeanors.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. MADIGAN.

HOUSE BILL No. 16.

An Act to further amend section one of the act, approved the tenth day of June, one thousand eight hundred ninety-seven (P. L. 142), entitled "An act to prohibit the adulteration or coloring of milk or cream by the addition of so-called preservatives or coloring matter, and to provide for the enforcement of the same," making first and second violations of said act summary offenses instead of misdemeanors.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. MADIGAN.

HOUSE BILL No. 17.

An Act to amend section two of the act, approved the twenty-sixth day of March, one thousand nine hundred twenty-five (P. L. 83), entitled "An act for the protection of public health by regulating the serving of milk for drinking purposes to patrons of hotels, restaurants, lunch rooms, fountains, and dining cars; and providing penalties," making first and second violations of said act summary offenses instead of misdemeanors..

Referred to the Committee on Agriculture and Dairy Industries.

By Mrs. DYE.

HOUSE BILL No. 18.

An Act relating to nursing; providing for the licensing and registration of nurses of several classes and for the revocation and suspension of such licenses and registration, subject to appeal, and for their reinstatement; providing for the biennial recording of such licenses, regulating nursing in general, imposing penalties, and repealing certain laws.

Referred to the Committee on Professional Licensure.

By Messrs. CLENDENING, MILLIKEN, ROBERTSON and BLOOM.

HOUSE BILL No. 19.

An Act requiring the consent of the electors of any political subdivision when such political subdivision, or any part thereof is to be annexed by a city of the first class.

Referred to the Committee on Municipal Corporations.

By Messrs. MILLIKEN, ROBERTSON, CLENDENING and BLOOM.

HOUSE BILL No. 20.

An Act prohibiting political subdivisions from imposing wage, income or occupation taxes on non-residents, and abolishing such taxes heretofore imposed.

Referred to the Committee on Municipal Corporations.

By Messrs. ROBERTSON and BLOOM.

HOUSE BILL No. 21.

An Act authorizing as part of the sentence of persons convicted of certain crimes, the restitution of the property which was the subject of such crime or its money value.

Referred to the Committee on Judiciary.

By Messrs. ROBERTSON and BLOOM.

HOUSE BILL No. 22.

An Act providing that an appeal or certiorari to the court of common pleas in a suit or action by a landlord to recover possession shall be a supersedeas.

Referred to the Committee on Judiciary.

By Messrs. ROBERTSON and BLOOM.

HOUSE BILL No. 23.

An Act to authorize counties, cities, boroughs, incorporated towns, townships, school districts, poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law; and to amend such claims when the property affected is not sufficiently described; and to file suggestions of non-payment and averments of default, or to sue out writs of scire facias on certain tax or municipal claims; and to revive judgments where the lien of such claims or the judgments thereon have been lost; and providing for the reinstatement of the liens of such claims and judgments.

Referred to the Committee on Municipal Corporations.

By Messrs. ROBERTSON and BLOOM.

HOUSE BILL No. 24.

An Act requiring political subdivisions to file copies of zoning ordinances together with maps or plans indicating the area or zones of the political subdivisions affected by such ordinances in the recorder's office; invalidating zoning ordinances hereto adopted unless copies thereof, together with maps, are filed within a certain time, and imposing duties and conferring powers on recorders of deeds.

Referred to the Committee on Municipal Corporations.

By Messrs. ROBERTSON and BLOOM.

HOUSE BILL No. 25.

An Act to amend sections seven hundred twenty-one and seven hundred twenty-two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," increasing the maximum penalty for the crimes of rape and assault with intent to ravish.

Referred to the Committee on Judiciary.

By Mr. ROBERTSON.

HOUSE BILL No. 26.

An Act to reenact section four of the act, approved the fourth day of April, one thousand seven hundred ninety-eight (3 Smith Laws 331), entitled "An act limiting the time, during which judgment shall be a lien on real estate, and suits may be brought against the sureties of public officers," relating to the time suits may be brought against sureties of public officers.

Referred to the Committee on Judiciary.

By Messrs. CLENDENING and ROBERTSON.

HOUSE BILL No. 27.

An Act to amend section two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 806), entitled "An act limiting the number of licenses for the retail sale of liquor, malt or brewed beverages, or malt and brewed beverages, to be issued by the Pennsylvania Liquor Control Board; defining hotels, and prescribing the accommodations required of hotels in certain municipalities," removing certain restrictions as to the licensing of veterans' organizations.

Referred to the Committee on Liquor Control.

By Mr. MILLER.

HOUSE BILL No. 28.

An Act to further amend sections four thousand three hundred twenty, four thousand three hundred twenty-one, four thousand three hundred twenty-two, four thousand three hundred twenty-three, and four thousand three hundred twenty-four of the act, approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," further regulating the retirement of firemen on pensions; and requiring certain payments to be made to the Firemen's Pension Fund by cities.

Referred to the Committee on Cities—Third Class.

By Mr. WORLEY.

HOUSE BILL No. 29.

An Act to further amend section four, and to amend section seventeen, of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are ordinarily, practically, and commercially usable in

internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties, and making an appropriation," by exempting from such tax, liquid fuels used for the operation of stationary engines in agricultural pursuits, and the operation of tractors and machinery used for agricultural purposes, other than on the highways, and providing refunds of taxes paid on such liquid fuels.

Referred to the Committee on Ways and Means.

By Mr. WORLEY. HOUSE BILL No. 30.

A Joint Resolution making application to Congress to call a convention to amend the Constitution with respect to the nomination of the President and Vice President of the United States.

Referred to the Committee on Judiciary.

By Mr. WORLEY. HOUSE BILL No. 31.

A Joint Resolution proposing an amendment to sections one, three, eight and nine of article five of the Constitution of the Commonwealth of Pennsylvania, so as to create criminal courts in the several counties in place of courts of oyer and terminer, quarter sessions of the peace and general jail delivery.

Referred to the Committee on Judiciary.

By Mr. WORLEY. HOUSE BILL No. 32.

An Act prohibiting discriminatory employment practices and policies based upon race, color, creed, national origin or ancestry; creating the Pennsylvania Fair Employment Practice Commission; defining its functions, powers and duties; providing for formulation of an educational program to prevent prejudice; providing for judicial review and enforcement; imposing penalties, and making an appropriation.

Referred to the Committee on Labor Relations.

By Mr. FLEMING. HOUSE BILL No. 33.

An Act to add section one thousand three hundred nineteen point one to the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for the certification of school secretaries.

Referred to the Committee on Education.

By Mr. WORLEY. HOUSE BILL No. 34.

An Act to further amend subsection (b) of section one thousand seventeen and add section one thousand seventeen point one to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the

highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," regulating the meeting or overtaking of school buses while taking on or discharging passengers.

Referred to the Committee on Motor Vehicles.

By Mr. WORLEY. HOUSE BILL No. 35.

An Act to amend section two hundred fifteen of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges, abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, board, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants, and employees of certain departments, boards, and commissions shall be determined," by providing for the payment of additional compensation to employees obliged to work overtime.

Referred to the Committee on State Government.

By Mr. WORLEY. HOUSE BILL No. 36.

An Act making it unlawful to indicate any other than standard time on any public building or thoroughfare, or to furnish any other than standard time in the course of business.

Referred to the Committee on Judiciary.

By Mr. WORLEY. HOUSE BILL No. 37.

An Act to amend section one thousand six hundred five of the act, approved the eighteenth day of May, one thousand nine hundred eleven, (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by requiring school hours to be fixed on eastern standard time.

Referred to the Committee on Education.

By Mr. WORLEY.

HOUSE BILL No. 38.

An Act to further amend sections four hundred four, four hundred eight and four hundred ten of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three, (P. L. 15—1933-34), entitled as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensee and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by providing for appeals to the Superior Court.

Referred to the Committee on Liquor Control.

By Mr. WORLEY.

HOUSE BILL No. 39.

An Act authorizing the court in any proceeding to establish paternity to order the parties therein to submit to blood grouping tests and prescribing the conditions under which such evidence may be admitted.

Referred to the Committee on Judiciary.

By Mrs. DYE.

HOUSE BILL No. 40.

An Act abolishing the common-law crime of common scold.

Referred to the Committee on Judiciary.

By Mr. FLEMING.

HOUSE BILL No. 41.

An Act to further amend subsection (a) of section six hundred seventeen, section seven hundred six, subsection (a) of section seven hundred seven and section seven hundred eight of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," increasing the amount of construction, reconstruction, repairs, or work of any nature which may be contracted for, or school supplies that may be purchased, without competitive bidding.

Referred to the Committee on Education.

By Mr. ANDREWS

HOUSE BILL No. 42.

An Act to prevent and eliminate practices of discrimination in employment and otherwise against persons because of race, religion, color or national origin; creating a State Fair Employment Practice Commission; defining its functions, powers and duties; providing for the appointment and compensation of its officers and employees and prescribing penalties.

Referred to the Committee on Labor Relations.

By Messrs. REAGAN AND BOWER.

HOUSE BILL No. 43.

An Act authorizing the issue and sale of bonds by the Commonwealth of Pennsylvania to defray the cost of acquisition of toll bridges; defining the powers and duties of the Governor, the Auditor General, the State Treasurer, and the Board of Finance and Revenue, in relation thereto; providing for the payment of interest on, and the redemption of, such bonds; and making an appropriation.

Referred to the Committee on State Government.

By Messrs. COCHRAN and BANE.

HOUSE BILL No. 44.

An Act authorizing and directing the Department of Highways, to erect, construct and maintain a free bridge over the Youghiogheny River in or near Connellsville, Fayette County and to provide the necessary approaches and connections with State Highways; providing for the acceptance of Federal aid; empowering counties to pay certain damages; and making an appropriation.

Referred to the Committee on Highways.

By Messrs. REAGAN and BOWER.

HOUSE BILL No. 45.

An Act empowering the Secretary of Highways to acquire toll bridges located wholly within the Commonwealth; providing the procedure therefor; providing for the reimbursement of the Commonwealth from tolls and charges; and making an appropriation.

Referred to the Committee on State Government.

By Mr. ANDREWS.

HOUSE BILL No. 46.

An Act to promote the welfare of the people of the Commonwealth; creating a General State Authority as a body corporate and politic with power to construct, complete, improve, equip, furnish, maintain, repair and operate projects, and to lease the same, and to fix and collect fees, rentals and charges for the use thereof; authorizing and regulating the issuance of bonds by said Authority, and providing for the payment of such bonds, and the rights of the holders thereof, and to enter into agreements with the Government of the United States or any Federal agency, and authorizing the Department of Property and Supplies to grant, assign, convey or lease to the Authority, lands of the Commonwealth and interest therein, and to acquire lands therefor; granting the right of eminent domain, and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act.

Referred to the Committee on State Government.

By Messrs. LEE, GALLAGHER and O'DONNELL.

HOUSE BILL No. 47.

An Act to fix the number of Representatives in the General Assembly of the State, and to apportion the State into representative districts as provided by the Constitution.

Referred to the Committee on Elections and Apportionment.

By Messrs. WEISS and MILLS. HOUSE BILL No. 48.

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania, adding thereto a new section authorizing the creation of an additional debt by the Commonwealth for the payment of compensation of certain veterans.

Referred to the Committee on Judiciary.

By Messrs. EVANS, ROVANSEK and WESTRICK.

HOUSE BILL No. 49.

An Act making an appropriation to the Cresson Volunteer Fire Company for the protection of State property.

Referred to the Committee on Appropriations.

By Mr. EVANS.

HOUSE BILL No. 50.

An Act to further amend section three of the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "An act authorizing the creation of, and providing for, and regulating the maintenance and operation of a county employees' retirement system in counties of the fourth class, imposing certain charges on counties and fixing penalties," increasing membership of the retirement board.

Referred to the Committee on Counties.

By Mr. COCHRAN.

HOUSE BILL No. 51.

An Act to further amend sections one and two of the act, approved the thirty-first day of May, one thousand eight hundred and ninety-three (P. L. 188), entitled "An act designating the days and half days to be observed as legal holidays, and for the payment, acceptance and protesting of bills, notes, drafts, checks and other negotiable paper on such days," by making Saturdays bank holidays.

Referred to the Committee on Banking and Building and Loan Associations.

By Mr. ORBAN.

HOUSE BILL No. 52.

An Act to repeal the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court."

Referred to the Committee on Municipal Corporations.

By Mr. LEISEY.

HOUSE BILL No. 53.

An Act to further amend subsection (b) of section one thousand seventeen and add section one thousand seventeen point one to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns,

townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," regulating the meeting or overtaking of school buses while taking on or discharging passengers.

Referred to the Committee on Motor Vehicles.

By Mr. LEISEY.

HOUSE BILL No. 54.

An Act to further amend section one, and to reenact and amend the first paragraph of section four of the act, approved the eighteenth day of June, one thousand nine hundred nineteen (P. L. 498), entitled "An act defining consolidation of schools; providing for the establishment and regulation of consolidated schools; and providing for State aid for the transportation of pupils to and from consolidated schools," redefining consolidated schools, and providing for approval of consolidated or joint consolidated schools, and the reimbursement by the Commonwealth of school districts transporting pupils of such schools.

Referred to the Committee on Education.

By Mr. ROYER.

HOUSE BILL No. 55.

An Act to further amend sections two and three of the act, approved the eleventh day of June, one thousand nine hundred thirty-five (P. L. 326), entitled "An act relating to counties of the first class; defining deceased service persons; providing for contributions by the county to the funeral expenses for such persons and their widows; providing for the erection and care of markers, headstones, and flags, and for the compilation of war records," further regulating contribution of money by such counties, toward the funeral expenses of deceased service persons and their widows.

Referred to the Committee on Military Affairs.

By Mr. ROYER.

HOUSE BILL No. 56.

An Act to further amend section four hundred twenty-two and four hundred twenty-three of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," further regulating contributions by the counties towards the funeral expenses of deceased service persons and their widows.

Referred to the Committee on Military Affairs.

By Messrs. WEISS and MILLS. HOUSE BILL No. 57.

An Act to repeal the act, approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1161), entitled "An act to provide for the prompt, peaceful and just settlement of labor disputes between public utility employers engaged in furnishing electric, gas, water and steam heat services to the public and their employees which cause or threaten to cause strikes, lockouts, slow-downs or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service; providing procedures for the adjustment and settlement of such disputes; declaring that the public policy of the Commonwealth requires the continuation, without cessation, of such public utility services; and providing means including regulations, affecting the rights, powers and privileges of employers and employees for the enforcement of such public policy, and providing penalties."

Referred to the Committee on Labor Relations.

By Messrs. WEISS and MILLS. HOUSE BILL No. 58.

An Act providing for the regulation of lobbying, requiring registration of all lobbyists, keeping of accounts of contributions and expenditures and receipts thereof, reports and statements under oath, persons affected and providing penalties.

Referred to the Committee on State Government.

By Messrs. WEISS and MILLS. HOUSE BILL No. 59.

An Act to further amend section six of the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168), entitled "An act to protect the right of employees to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State government, and courts; providing for the right of employees to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employees be the exclusive representatives of all the employees; authorizing the board to conduct hearings and elections, and certify as to the representatives of employees for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practices, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the Common Pleas court to the Supreme Court; providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," removing certain unfair labor practices in respect to labor organizations and employees therefrom.

Referred to the Committee on Labor Relations.

By Mr. WEIDNER. HOUSE BILL No. 60.

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for improvements to the Daniel Boone Homestead.

Referred to the Committee on Appropriations.

By Messrs. WEISS and MILLS. HOUSE BILL No. 61.

An Act to amend section three hundred eight of the act approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises, defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing

a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," prohibiting increases in rates for at least six months after application or protest is made; and providing for hearing in all cases.

Referred to the Committee on Public Utilities.

By Messrs. WEISS and MILLS. HOUSE BILL No. 62.

An Act to repeal the act, approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1183), entitled "An act relating to strikes by public employees; prohibiting such strikes; providing that such employees by striking terminate their employment; providing for reinstatement under certain conditions; providing for a grievance procedure; and providing for hearings before civil service and tenure authorities; and in certain cases before the Pennsylvania Labor Relations Board."

Referred to the Committee on Labor Relations.

By Mr. GREENWOOD. HOUSE BILL No. 63.

An Act providing for the payment to the respective counties, of a portion of moneys, derived from the sale of timber, on State owned land in the county.

Referred to the Committee on State Government.

By Mr. GREENWOOD. HOUSE BILL No. 64.

An Act to amend section four hundred four of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1242), entitled "An act relating to roads, streets, highways and bridges; amending, revising, consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto," requiring bonds to be purchased from agents residing and doing business within the county where the work is to be performed.

Referred to the Committee on Highways.

By Mr. GREENWOOD (By request).

HOUSE BILL No. 65.

An Act to further amend section one of the act, approved the twenty-eighth day of May, one thousand nine

hundred seven (P. L. 292), entitled "An act to provide for the protection of insane persons, feeble-minded persons, and epileptics, and the appointment of a guardian for the said insane persons, feeble-minded persons, and epileptics, unable to care for their own property; authorizing the guardian to support the wife and children of the said insane persons, feeble-minded persons, and epileptics; defining the powers of the guardian, and authorizing the sale of real estate of the ward," permitting petitions to be presented to the president judge of the court of common pleas when such courts are not in session.

Referred to the Committee on Judiciary.

By Mr. GREENWOOD. HOUSE BILL No. 66.

An Act to further amend section seven hundred three of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," changing the registration fee for certain pick up trucks with cab.

Referred to the Committee on Motor Vehicles.

By Mr. GREENWOOD. HOUSE BILL No. 67.

An Act to further amend subsection (d) of section four hundred one, and to add section seven hundred six point one to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," prescribing annual registration fee for trailers and semi-trailers used in the business of farming.

Referred to the Committee on Motor Vehicles.

By Mr. GREENWOOD.

HOUSE BILL No. 68.

An Act to further amend section fifty of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," empowering the county commissioners of any given county, to permit the use of eel racks in certain cases.

Referred to the Committee on Fisheries.

By Messrs. PROPERT and KRATZ.

HOUSE BILL No. 69.

An Act to further amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled, "A supplement to the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled, as amended 'An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties,' as reenacted and amended, providing for the payment of compensation to volunteer firemen or their dependents," by providing for compensation in the case of self employers.

Referred to the Committee on Workmen's Compensation.

By Mr. GREENWOOD.

HOUSE BILL No. 70.

An Act to further amend section two of the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 682), entitled as amended "An act relating to domestic animals, and providing for their appraisal when condemned to prevent the spread of disease; and regulating payments by the Commonwealth in such cases, and the payment of salvage by butchers," further regulating payment by the Commonwealth in certain cases.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. GREENWOOD.

HOUSE BILL No. 71.

An Act to further amend the act, approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," providing for payment by the commission of damages caused by deer, and prescribing penalties for false claims.

Referred to the Committee on Game and Forestry.

By Mr. GREENWOOD.

HOUSE BILL No. 72.

An Act providing that the Commonwealth shall provide every State employee and their wives and husbands with hospitalization at the cost of the Commonwealth, and requiring the Executive Board to enter into the necessary contracts for such purpose.

Referred to the Committee on State Government.

By Messrs. GREENWOOD and FLACK.

HOUSE BILL No. 73.

An Act to further amend sections five hundred one, and seven hundred two, of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," removing all closed seasons on woodchucks.

Referred to the Committee on Game and Forestry.

By Mr. GREENWOOD.

HOUSE BILL No. 74.

An Act to further amend section two hundred twenty-two of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative department, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," further regulating the vacation leave and sick leave to which State employes are entitled with pay.

Referred to the Committee on State Government.

By Mr. GREENWOOD.

HOUSE BILL No. 75.

An Act to amend section five hundred nine and to further amend clause (b) of section two thousand four hundred four of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for the reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," requiring the purchase of fire insurance from agents residing and doing business within the county where the property or State buildings are located.

Referred to the Committee on State Government.

By Messrs. GREENWOOD and FLACK.

HOUSE BILL No. 76.

An Act to further amend section one thousand one hundred one of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," requiring the Pennsylvania Game Commission to pay certain bounties.

Referred to the Committee on Game and Forestry.

By Mr. GREENWOOD.

HOUSE BILL No. 77.

An Act to add section nine point one to the act, approved the twenty-second day of July, one thousand nine hundred thirteen (P. L. 928), entitled "An act relating to

domestic animals; defining domestic animals so as to include poultry; providing methods of improving the quality thereof, and of preventing, controlling, and eradicating diseases thereof; imposing certain duties upon practitioners of veterinary medicine in Pennsylvania; regulating the manufacture use and sale of tuberculin, mallein and other biological products for use with domestic animals; defining the powers and duties of the State Livestock Sanitary Board, and the officers and employees thereof; fixing the compensation of the Deputy State Veterinarian; and providing penalties for the violation of this act," prescribing payment by the Commonwealth of certain costs incurred by owners of domestic animals having rabies.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. GREENWOOD.

HOUSE BILL No. 78.

An Act to further amend section one of the act, approved the thirteenth day of April, one thousand eight hundred eighty-seven (P. L. 21), entitled "An act for the establishment of a uniform standard of time throughout the Commonwealth," providing for the advancement of standard time only by proclamation of the Governor, and requiring such advancement to be State-wide.

Referred to the Committee on State Government.

By Mr. GREENWOOD.

HOUSE BILL No. 79.

An Act to further amend clauses (g) and (h) of section two thousand four hundred eight of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," requiring bonds to be purchased from agents residing and doing business within the county where the work is to be performed.

Referred to the Committee on State Government.

By Mr. GREENWOOD.

HOUSE BILL No. 80.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-five (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon

owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," requiring trackless trolleys to be registered and their operators to be licensed.

Referred to the Committee on Motor Vehicles.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. ROSE and KALANKIEWICZ.

RESOLUTION No. 2.

In the House of Representatives, January 17, 1949.

Whereas, It is the established policy of this Commonwealth as expressed in its laws that existing stream pollution will be eradicated, and none will be permitted in the future; and

Whereas, Governor James H. Duff has wholeheartedly thrown himself behind this necessary program of stream clearance and rehabilitation; and

Whereas, Pollution of streams represents a pernicious threat to the health and well-being of the citizenry of this Commonwealth; and

Whereas, In and about the Philadelphia area, the degree of pollution is presently intense and constitutes a menace to the populace of that metropolis which depends on its surrounding streams for its water supply; and

Whereas, Immediate action to bring about a rapid improvement of the shameful pollution of the streams in and about the City of Philadelphia is imperative; now therefore be it

Resolved, That the Speaker of this House of Representatives appoint a committee of six members of the House to investigate the causes of and remedies for the extreme pollution of the streams in and about the City of Philadelphia, and in so doing to cooperate with the Sanitary Water Board and the Philadelphia Water Supply authorities, and to report their findings and recommendations to the House by the first day of April, one thousand nine hundred forty-nine, to the end that this public disgrace and threat to the public health may be removed; and be it further

Resolved, That the committee created hereby shall have the power to meet and hold hearings in either Philadelphia or Harrisburg or both; and to issue subpoenas under the hand and seal of its chairman commanding any proper person to appear before it and to answer questions touching on matters with respect to such investigation for and on behalf of the General Assembly and to procure such books, papers, records and documents as the committee may deem necessary. Such subpoenas may be served upon any proper person and shall have the force and effect of subpoenas issued out of the Courts of this Commonwealth. Each member of the committee shall have the power to administer oaths and affirmations to witnesses appearing before it.

Referred to Committee on Rules.

By Messrs. MILIKEN, BLOOM, CLENDENING
and ROBERTSON.

RESOLUTION No. 3.

In the House of Representatives, January 18, 1949.

Whereas, It has been thoroughly demonstrated during the last decade that Federal Social Security benefits are a desirable and necessary part of our economy in the support and maintenance of our aged citizens, their widows and children, and

Whereas, The benefits of Social Security, presently available to only a fraction of the employed citizens of our Nation, should be expanded to encompass all wage earners and the amount of the benefits increased to assure our people of even greater security and protection in their old age; theretofore be it

Resolved (if the Senate concur), That the General Assembly of the Commonwealth of Pennsylvania hereby respectfully memorializes the Congress of the United States to both broaden the scope of eligibility for Federal Social Security and increase the benefits payable thereunder.

Referred to Committee on Rules.

By Messrs. ROBERTSON, MILIKEN, CLENDENING
and BLOOM.

RESOLUTION No. 4.

In the House of Representatives, January 18, 1949.

Whereas, An acute shortage of low cost housing for families of moderate means continues in the midst of the greatest building and construction boom in the history of our Nation, and

Whereas, The present Federal statutes, while affording broad financial assistance to home owners and home builders, has not stimulated the construction of the type of low cost housing so seriously needed, therefore, be it

Resolved (if the Senate concur), That the General Assembly of the Commonwealth of Pennsylvania memorializes the Congress of the United States to enact legislation specifically designed to afford throughout the Nation and particularly in the heavily inhabited centers, low cost housing within the means of the families presently living in unsanitary, crowded and inadequate living accommodations.

Referred to the Committee on Rules.

By Mr. WORLEY.

RESOLUTION No. 5.

In the House of Representatives, January 17, 1949.

Whereas, the devastations and untold sorrow produced by Wars have demonstrated that peace cannot be maintained through preparations by individual nations for defense against war and that enduring peace can be attained only through the establishment of justice administered according to law on a basis that will eliminate resort to war for the settlement of international disputes; and

Whereas, the Constitution of the United States under which the union of independent States has been affectually preserved for one hundred fifty-nine years affords a pattern for a federation of the nations resting upon limited delegated powers so as to attain the essential minimum of centralized control in international affairs with the maximum of self-government in national affairs; and

Whereas, only by widespread education can public opinion be formed to support an effective world government designed to insure justice through laws; therefore be it

Resolved, That the House of Representatives of the Commonwealth of Pennsylvania affirm its belief in the following principles:

1. World peace must rest upon the solid foundation of justice administered according to law.

2. The present Charter of the United Nations can and should be utilized through proper revision thereof or amendments thereto to provide a world government under law consisting of judicial legislative and executive branches with necessary checks and balances analogous to those provided by the Constitution of the United States the legislative powers should be limited specific and clearly defined without authority to intervene or act in any matter which is essentially within the domestic or home rule jurisdiction of any nation the laws to be applicable to and enforced against individuals as well as nations and to provide regulation and control of atomic energy and other means of war the legislative body might well be organized on a bicameral basis with weighted representation in one chamber and equal representation in the other each nation should be free to determine for itself the method of selecting its members of the legislative body in order that they may carry out the will of the people they represent the issues to be decided by the votes of the individual members rather than by nations the judiciary should be given the power to in-

interpret the Charter as well as to construe legislation and to determine whether any organ of the United Nations has exceeded the powers granted by the Charter.

Be it further resolved that a copy of this resolution be sent to the President, the Vice President, President Pro Tempore of the Senate and Speaker of the House of Representatives of the United States and to each of the representatives of the members of the Security Council of the United Nations.

Referred to the Committee on Rules.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS—

The SPEAKER. For what purpose does the gentleman from Cambria arise?

Mr. ANDREWS. I rise concerning a matter involving the high privilege of this House.

The SPEAKER. The gentleman from Cambria will state the matter involving the high privilege of this House.

Mr. ANDREWS. I refer the Members to page 48 of the Legislative Journal of the House of January 4, the first column, fourth line, and there, Mr. Speaker, I see the evidence of a fell conspiracy. There is recorded the name of James L. Gaffney; and what is in front of his name? The letter "R". What does the letter "R" stand for? Error—the gentleman states. It stands for Republican.

Now, everybody knows that no fellow with the name of Gaffney is or ought to be the kind of a fellow with the letter "R" in front of his name, and, Mr. Speaker, it is evidence of a desire on the part of the Majority Leader to place his brand and trade mark upon men on this side of the House. I can understand why he wants to do it, when I see the evidence of the dwindling ranks over there. He has placed his brand and his trade mark on distinguished Members of the House like the gentleman from Cameron, puts the letter "R" to his name, steals him and gets him over there. I want to say to him and to the Members of this House that he cannot steal Gaffney; that Gaffney is a Democrat, he is going to stay a Democrat, and if he wants to reinforce his dwindling staff, he has got to go some other place to seek them.

Mr. BRUNNER. Mr. Speaker, I desire to interrogate the gentleman from Cambria, Mr. Andrews.

The SPEAKER. Will the gentleman from Cambria permit himself to be interrogated?

Mr. ANDREWS. I shall, Mr. Speaker.

Mr. BRUNNER. Mr. Speaker, does the gentleman know whether the gentleman from Easton has been attending the Republican Caucuses?

Mr. ANDREWS. Mr. Speaker, there has been no crossing the line since the time when the then Majority Leader in the House sent the well known Republican from Cambria County, from Johnstown, with instructions to attend both caucuses, which he well did for several weeks.

Mr. BRUNNER. Mr. Speaker, inasmuch as we need and can use one more vote on this side of the side, and of course, are unwilling to surrender the gentleman from Cameron, will the gentleman surrender to this side of the House the gentleman from Easton?

Mr. ANDREWS. Mr. Speaker, we most certainly will not, and I will further inform the Majority Leader that not only will we not surrender Gaffney, but we more

than half suspect that before the session closes we will have to least thirty now on that side of the House over here with us, shoulder to shoulder on many matters.

PERMISSION TO ADDRESS HOUSE

Mr. BRUNNER asked and obtained unanimous consent to address the House.

Mr. Speaker, I wonder if the gentleman is referring to the same period that he wondered in the session of 1939, when he said "We are going to go along with this program," and he was forced to stand up at that time and say "What happened?"

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. LOVETT asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

PERMISSION GRANTED COMMITTEES TO MEET DURING SESSION

Mr. REAGAN asked and obtained unanimous consent to hold a special meeting of the Committee on Agriculture in the conference room at the rear of the House.

Mr. ROYER obtained unanimous consent to hold a meeting of the committee on Military Affairs in the conference room to the left of the rostrum.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. ROBERTSON asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. BOORSE asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

REPORTS FROM COMMITTEES

Mr. KRATZ from the Committee on Military Affairs, reported as committed, House Bill No. 2, entitled:

An Act to further amend sections thirty-one and thirty-two of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 869), entitled "An act providing for the organization, government, discipline, maintenance, and regulation of the armed land forces of this Commonwealth," by eliminating certain provisions for per diem pay.

Mr. NAJAKA from the Committee on Military Affairs, reported as committed, House Bill No. 3, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of

the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," by changing the rank which the Adjutant General may have in the Pennsylvania National Guard.

Mr. ELDER from the Committee on Military Affairs, reported as committed, House Bill No. 4, entitled:

An Act authorizing the Armory Board of the State of Pennsylvania, with the approval of the Governor, to acquire a certain tract of land for use of the Armory Board of the State of Pennsylvania and making an appropriation therefor.

Mr. WESTCOTT from the Committee on Agriculture and Dairy Industries, reported as committed, House Bill No. 7, entitled:

An Act to amend section two of the act, approved the seventeenth day of March, one thousand nine hundred twenty-five (P. L. 34), entitled "An act regulating the sale of oysters at retail," making first and second violations of said act summary offenses instead of misdemeanors.

Mr. JENNINGS from the Committee on Agriculture and Dairy Industries, reported as committed, House Bill No. 8, entitled:

An Act to further amend section five of the act, approved the eleventh day of March, one thousand nine hundred nine (P. L. 15), entitled "An act relating to non-alcoholic drinks; defining the same; and prohibiting the manufacture, sale, offering for sale, exposing for sale, or having in possession with intent to sell, of any adulterated or misbranded non-alcoholic drinks; and providing penalties for the violation thereof, and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors.

Mr. REAGAN from the Committee on Agriculture and Dairy Industries reported as committed, House Bill No. 9, entitled:

An Act to further amend section three of the act, approved the eighth day of June, one thousand nine hundred eleven (P. L. 712), entitled "An act relating to milk; providing for the protection of the public health, and the prevention of fraud and deception, by regulating the sale of milk, skimmed milk and cream; providing penalties for the violation thereof; and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors.

Mr. McCULLOUGH from the Committee on Agriculture and Dairy Industries reported as committed, House Bill No. 10, entitled:

An Act to amend section four of the act, approved the third day of March, one thousand nine hundred twenty-five (P. L. 10), entitled "An act relating to fruit syrups, and prohibiting the manufacture, sale, offering for sale, exposing for sale or having in possession with intent to sell, of any adulterated or misbranded fruit syrups, and providing penalties for the violation thereof; and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors.

Mr. MADIGAN from the Committee on Agriculture and Dairy Industries reported as committed, House Bill No. 11, entitled:

An Act to amend section three of the act, approved the twenty-ninth day of June, one thousand nine hundred twenty-three (P. L. 929), entitled "A supplement

to an act, approved the twenty-first day of March, one thousand nine hundred twenty-three, entitled 'An act for the prevention of fraud and the protection of the public health; relating to milk, cream, or skimmed milk, whether or not condensed, evaporated, concentrated, dried, powdered, or desiccated; prohibiting the introduction of foreign fats into them; regulating the sale of and defining condensed, concentrated, and evaporated milk; stipulating penalties for the infraction thereof; and providing for the enforcement thereof; defining condensed, concentrated, and evaporated skimmed milk, and compounds thereof; regulating the manufacture, sale, and exchange thereof; and providing penalties," making first and second violations of said act summary offenses instead of misdemeanors.

Mr. BEAVER from the Committee on Agriculture and Dairy Industries reported as committed, House Bill No. 12, entitled:

An Act to amend section four of the act, approved the twenty-first day of March, one thousand nine hundred twenty-three (P. L. 28), entitled "An act for the prevention of fraud and the protection of the public health; relating to milk, cream, or skimmed milk, whether or not condensed, evaporated, concentrated, dried, powdered, or desiccated; prohibiting the introduction of foreign fats into them; regulating the sale of and defining condensed, concentrated and evaporated milk; stipulating penalties for the infraction thereof, and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors.

Mr. FERSTER from the Committee on Agriculture and Dairy Industries, reported as committed, House Bill No. 13, entitled:

An Act to amend section three of the act, approved the tenth day of July, one thousand nine hundred nineteen (P. L. 900), entitled "An act relating to eggs, prohibiting the sale, offering for sale, exposing for sale, or having in possession with intent to sell, eggs, for and as fresh, that are not fresh eggs, or of branding or of labeling or marking eggs as being fresh eggs that are not fresh eggs; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," making first and second violations of said act summary offenses instead of misdemeanors.

Mr. SNIDER from the Committee on Agriculture and Dairy Industries, reported as committed, House Bill No. 14, entitled:

An Act to amend section one of the act, approved the twenty-eighth day of March, one thousand nine hundred five (P. L. 64), entitled "An act to prohibit the selling, shipping, consigning, offering for sale, exposing for sale, or having in possession with intent to sell, as fresh, any meat, poultry, game, fish, or shell fish which contains any substance or article possessing a preservative or coloring character or action; making the same a misdemeanor; and to prescribe penalties and punishment for violations, and the means and the methods of procedure for the enforcement thereof," making the first and second violations of said act summary offenses instead of misdemeanors.

Mr. REAGAN from the Committee on Agriculture and Dairy Industries, reported as committed, House Bill No. 15, entitled:

An Act to amend section twelve of the act, approved the twenty-sixth day of June, one thousand nine hundred nineteen (P. L. 670), entitled "An act defining cold storage, and regulating time of storage of certain articles of food, and providing penalties for the violation of the pro-

visions of this act," making first and second violations of said act summary offenses instead of misdemeanors.

Mr. McCULLOUGH from the Committee on Agriculture and Dairy Industries reported as committed, House Bill No. 16, entitled:

An Act to further amend section one of the act, approved the tenth day of June, one thousand eight hundred ninety-seven (P. L. 142), entitled "An act to prohibit the adulteration or coloring of milk or cream by the addition of so called preservatives or coloring matter, and to provide for the enforcement of the same," making first and second violations of said act summary offenses instead of misdemeanors.

Mr. BREISCH from the Committee on Agriculture and Dairy Industries reported as committed, House Bill No. 17, entitled:

An Act to amend section two of the act, approved the twenty-sixth day of March, one thousand nine hundred twenty-five (P. L. 83), entitled "An act for the protection of public health by regulating the serving of milk for drinking purposes to patrons of hotels, restaurants, lunch rooms, fountains, and dining cars; and providing penalties," making first and second violations of said act summary offenses instead of misdemeanors.

REPORT OF THE JOINT STATE GOVERNMENT COMMISSION

Mr. SOLLENBERGER. Mr. Speaker, on behalf of Senator Heyburn, Chairman of the Joint State Government Commission and of Senator Homsher, chairman of the sub-committee on Education, I have the honor to present to the House these two reports entitled "The Hatfield Case" and "The Codification of the School Laws." Each member of the House has received a copy of each of these reports prior to this date.

The SPEAKER. The Chair wishes to direct the attention of the Members to the report of the Joint State Government Commission which is being supplied to the Members.

The Chair also wishes to suggest that a great deal of time and effort has been put into these reports by Members of this House together with those advisory members on sub-committees who have given very generously of their time and have made available their highly technical and skilled knowledge on various subjects. The Chair highly recommends that the various reports of the Joint State Government Commission be given due consideration and full study by each Member of the House.

The reports will be noted in the Journals and printed in the Appendix to the Legislative Journal.

(For Reports see Appendix.)

RESOLUTION

TO AMEND HOUSE RULE 13

Mr. BRUNNER. Mr. Speaker, I desire to call up the resolution sponsored by the gentleman from Adams, Mr. Worley, amending Rule 13 of this House.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 17, 1949.

Resolved, That House Rule 13, which reads as follows:

"The House shall convene on Mondays at 4:30 o'clock p. m. and on every other legislative day at the hour to which the House shall have adjourned by its action taken the previous legislative day,"

is hereby amended to read:

"The House shall convene on Mondays at 1:00 o'clock p. m. and shall adjourn by 5:00 o'clock p. m. and remain adjourned until 9:00 o'clock a. m. on the following day. All other sessions shall be held between the hours of 9:00 o'clock a. m. and 12:00 o'clock noon and 1:00 o'clock p. m. and 5:00 p. m. When an evening session is necessary, the hours therefore shall be between 6:00 o'clock p. m. and 9:00 o'clock p. m. At no time shall the clock of the House be stopped, turned back or advanced as a means of defeating this rule."

RESOLUTION REFERRED

Mr. BRUNNER. Mr. Speaker, I move that the resolution presented by the gentleman from Adams, Mr. Worley, be referred to the Committee on Rules.

The motion was agreed to, and the resolution was referred to the Committee on Rules.

BILLS INTRODUCED AND REFERRED

By Mr. SCOTT.

HOUSE BILL No. 81.

An Act to amend section twenty-five of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 414), entitled "An act relating to vital statistics and to make uniform the law with reference thereto," by eliminating the requirements for Local Registrars of Vital Statistics to endorse permits for burial, removal or other disposition of bodies of persons whose death or stillbirth occur outside of this State and requiring the filing of such permits with such Local Registrars.

Referred to the Committee on Public Health and Sanitation.

By Messrs. LOVETT, PETROSKY and MILLS.

HOUSE BILL No. 82.

An Act to repeal the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, school districts of the second class, school district of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court."

Referred to the Committee on Cities and County—Second Class.

By Messrs. GUARNIERI and ROSE.

HOUSE BILL No. 83.

An Act proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania abolishing County of Philadelphia as a separate political entity and providing for administering of County functions by City of Philadelphia.

Referred to the Committee on City and County—First Class.

By Mr. ROYER.

HOUSE BILL No. 84.

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of

America, of a certain tract of land in Erie County, Pennsylvania, for use as a veterans' administration hospital, and ceding jurisdiction to the United States.

Referred to the Committee on Military Affairs.

By Messrs. DALRYMPLE and GLEMBOCKI.

HOUSE BILL No. 85.

An Act to amend paragraph (2) of subsection (d) of section one thousand four hundred four of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," requiring county election boards to check election results against voting machine readings.

Referred to the Committee on Elections and Appropriations.

By Mr. LOVETT.

HOUSE BILL No. 86.

An Act to further amend section three hundred five of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by providing that the State Workmen's Insurance Fund shall be the sole agency in which the payment of compensation may be insured; providing for the termination of existing workmen's compensation insurance contracts issued by other agencies; and eliminating provisions relating to self-insurance.

Referred to the Committee on Workmen's Compensation.

By Mr. LOVETT.

HOUSE BILL No. 87.

An Act to amend the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 762), entitled "An act providing for the creation and administration of a State Fund for the insurance of compensation for injuries to employees of subscribers thereto; declaring false oaths by the subscribers to be misdemeanors; and providing penalties for the violation thereof," providing for insurance in said Fund of all employers liable to pay workmen's compensation; eliminating provisions relating to insurance corporations or associations; and workmen's compensation insurance covering officers and employees of the Board.

Referred to the Committee on Workmen's Compensation.

By Messrs. ROBERTSON, BLOOM and ROSE.

HOUSE BILL No. 88.

An Act relating to the care, treatment and rehabilitation of persons adjudged sexual psychopaths; imposing certain duties on district attorneys, courts and the Department of Welfare in respect thereto; governing the examination, detention, hearing; commitment and discharge of persons so afflicted; and providing for certain exemptions, payment of maintenance and reimbursement in such cases.

Referred to the Committee on Welfare.

By Messrs. ROBERTSON and BLOOM.

HOUSE BILL No. 89.

An Act relating to the admissibility in evidence, and the proof of official records, documents and proceedings, both domestic and foreign, and of copies thereof and extracts therefrom, and certificates in reference thereto.

Referred to Committee on Judiciary.

By Mr. DALRYMPLE.

HOUSE BILL No. 90.

An Act to amend section one of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 806) entitled "An act limiting the number of licenses for the retail sale of liquor, malt or brewed beverages, or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board; defining hotels, and prescribing the accommodations required of hotels in certain municipalities," changing the requirements necessary for a hotel to qualify under said act.

Referred to Committee on Liquor Control.

By Mr. ORBAN.

HOUSE BILL No. 91.

An Act to further amend subsection (b) of section one thousand seventeen and add section one thousand seventeen point one to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims, registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," regulating the meeting or overtaking of school buses while taking on or discharging passengers.

Referred to Committee on Motor Vehicles.

By Mr. MILLIKEN.

HOUSE BILL No. 92.

An Act regulating the manufacture, sale and advertising of oleomargarine, butterine or other similar products; imposing certain powers and duties upon the Department of Agriculture, and imposing penalties and repealing certain statutes.

Referred to Committee on Agriculture and Dairy Industries.

By Mr. GREER.

HOUSE BILL No. 93.

An Act to provide for one additional law judge of the Court of Common Pleas of the Fiftieth Judicial District.

Referred to the Committee on Judiciary.

By Mr. LOVETT.

HOUSE BILL No. 94.

An Act providing for the creation and administration of a State Fund; for the insurance of the liability of employers for injuries to employees, sustained in their course

of employment; declaring false oaths by the subscribers to be misdemeanors; providing penalties for the violation thereof, and making an appropriation.

Referred to the Committee on Workmen's Compensation.

By Mrs. DYE.

HOUSE BILL No. 95.

An Act making an appropriation to the Trustees of the George Jr. Republic Association, Grove City, Pennsylvania, for the payment of costs of new construction and repairs.

Referred to the Committee on Appropriations.

By Messrs. JOHNSON and SCOTT.

HOUSE BILL No. 96.

An Act making an appropriation to the Department of Health for the study, treatment and rehabilitation of children afflicted with cleft palate and harelip.

Referred to the Committee on Appropriations.

By Messrs. WORLEY and MORAN.

HOUSE BILL No. 97.

An Act to further amend section one of the act, approved the thirteenth day of April, one thousand eight hundred eighty-seven (P. L. 21), entitled "An act for the establishment of a uniform standard of time throughout the Commonwealth," by providing for a referendum to decide upon the question of retaining or changing such uniform standard of time.

Referred to the Committee on State Government.

By Mr. DEPUY.

HOUSE BILL No. 98.

An Act to further amend section four hundred twelve of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (1933-34 P. L. 15), entitled as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," increasing the quantity of malt or brewed beverages which may be sold in a single sale by certain licensees for consumption off the premises.

Referred to Committee on Liquor Control.

By Mr. DEPUY.

HOUSE BILL No. 99.

An Act to further amend section four hundred eleven of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (1933-34 P. L. 15), entitled, as last amended, "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in and use of alcohol and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State Government, courts and district attorneys; authorizing the establishment and oper-

ation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State, except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees and imposing penalties," further regulating the hours when sales may be made by licensees.

Referred to Committee on Liquor Control.

By Messrs. NAGEL and YESTER.

HOUSE BILL No. 100.

An Act to amend the title and act, approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1154), entitled "An act to prohibit the manufacture and sale of oleomargarine or butterine and other similar products when colored in imitation of yellow butter; to provide for license fees to be paid by manufacturers, wholesale and retail dealers, and by proprietors of hotels, restaurants, dining-rooms, and boarding houses; for the manufacture or sale of oleomargarine, butterine or other similar products not colored in imitation of yellow butter; to regulate the manufacture, sale and advertising of oleomargarine, butterine or other similar products, not colored in imitation of yellow butter; and prevent and punish fraud and deception in such manufacture, sale and advertising as an imitation butter; to prescribe penalties; and punishment for violation of this act and the means and method of procedure for its enforcement; to regulate certain matters of evidence in such procedure; and to prescribe certain powers and duties of the Department of Agriculture," by eliminating the licensing provisions and the prohibition against the manufacture and sale of oleomargarine, butterine or other similar products colored in imitation of yellow butter.

Referred to Committee on Agriculture and Dairy Industries.

RESOLUTION INTRODUCED AND REFERRED

By Messrs. GREEN, KENT and BOORSE.

RESOLUTION No. 6.

In the House of Representatives, January 18, 1949.

Whereas, The laws relating to landlord and tenant eviction proceedings, rent control and kindred subjects, and the amendments to such laws contain numerous inconsistencies and should be carefully studied, revised and codified in order to make them effective and useful for their intended purposes; therefore be it

Resolved (if the Senate concur), That the Joint State Government Commission is hereby directed to survey, investigate and consider all of the laws relating to landlord and tenant eviction proceedings, rent control and kindred subjects, and to revise and restate completely such laws in codified form and to report its findings and conclusions to the next regular session of the General Assembly with a bill or bills embodying a codification of the laws relating to landlord and tenant eviction proceedings, rent control and kindred subjects to be introduced at the next regular session of the General Assembly.

Referred to the Committee on Rules.

LEAVE OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. Fleming for Mr. STUART for the remainder of the week because of illness in the family.

ANNOUNCEMENTS BY SPEAKER

The SPEAKER. The Chair desires to inform the Members that next week we fully expect to have a calendar. The Chair also desires to acquaint the Members with the fact that there is a possibility of a Wednesday session next week, and they will please come prepared to stay until Wednesday.

The SPEAKER. The Chair wishes to announce that the Committee on Judiciary will hold a public hearing on the petition presented by the gentleman from Montgomery, Mr. Brunner, and the resolution presented by the gentleman from Cambria, Mr. Andrews, relative to the qualifications of the gentleman from Berks, Mr. Kondrath, and the gentleman from Philadelphia, Mr.

Altshuler. The public hearing will be held on Tuesday, January 25, at 9:30 o'clock in the morning in the new House Caucus Room.

DEMOCRATIC CAUCUS

There will be a meeting of the Democratic Members of the House in the old Caucus Room next Monday, January 24, at 2:30 p. m.

ADJOURNMENT

Mr. CLENDENING. Mr. Speaker, I move that this House do now adjourn until Monday, January 24, 1949 at 4:30 p. m.

The motion was agreed to, and (at 12:22 p. m.) the House adjourned.

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., MONDAY, JANUARY 24, 1949.

No. 4.

SENATE

MONDAY, January 24, 1949.

The Senate met at 4:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

PRAYER

The Chaplain, Rev. REED O. STEELY, D. D. S., offered the following prayer:

O God, our help in ages past, our hope for years to come, in Thy care we are safe. We thank Thee for Thy guiding care in our history and for Thy blessing upon our national life. We bless Thee for our homes and for our loved ones.

We are happy in the thought of the growing sense of unity among the nations and for the nearer approach of world peace.

We rejoice in freedom and liberty to do the right.

Thy goodness leads us to repentance. Forgive us and save us from the evils that would destroy us. Our hope is in Thee. We believe the Lord of Hosts is with us.

We ask for Thy continued blessing upon our great Commonwealth and upon all persons who bear responsibility for guidance in these perilous days. May the people enjoy Thy blessings as the one whose God is the Lord.

May Thy special blessing rest upon the members of the Senate.

Teach us to see as Thou seest, in order that we may recognize worth and nobility in those whose modes of thought, habits of life, and racial heritage differ from our own. Enlarge our sympathies. Chasten our ambitions. Magnify unto us the superlative blessings of peace, and grant unto us an increasing sense of responsibility and privilege as co-laborers with Thee in the building of Thy Kingdom among men.

May we all with quiet hearts and free consciences praise and magnify Thee, our Lord God, for ever and ever. Amen.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. KEPHART, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows and referred to the Committee on Executive Nominations.

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 24, 1949
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Members of County Boards of Assistance:

SOMERSET COUNTY

Charles R. Blatt (Democrat., Somerset, Somerset County, to serve until December 31, 1951, and until his successor is duly appointed and qualified.

WASHINGTON COUNTY

George D. Grimes (Republican), Centerville, R. D. 1, West Brownsville, Washington County, to serve until December 31, 1951, and until his successor is duly appointed and qualified.

JAMES H. DUFF.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

He also, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on January 24, 1949.

Mr. TALLMAN. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 24, 1949,
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public,

for terms of four years to compute from the date of confirmation:

ADAMS COUNTY

Miss Lindora Roddy, Gettysburg.

ALLEGHENY COUNTY

John C. Burress, Pittsburgh, 12 Duquesne Brewing Co. Bldg., S. 22d & Mary Sts.
A. A. Merlin, Elizabeth.
Sigmund Rosenwasser, Pittsburgh, 500 Jones Law Bldg.
Charles L. Totten, Pittsburgh, 6010 Center Ave. (6).

BERKS COUNTY

Mahlon M. Goelz, Muhlenberg Twp., 4200 11th Ave., S. Temple, R. D. 1, Temple.
Miss Beatrice L. Genner, Reading.

BLAIR COUNTY

Miss Catharine M. Hetrick, Altoona.
Edgar H. Lykens, Martinsburg.
Mrs. Lois H. Summers, Altoona.

BUCKS COUNTY

Richard Buma, Bristol.

DAUPHIN COUNTY

Geo. A. Hepford, Harrisburg.

ERIE COUNTY

Mrs. B. M. Hartman Lord, Erie.

FAYETTE COUNTY

Emery C. Toth, Connellsville.

GREENE COUNTY

Judson M. Bell, Waynesburg.

LACKAWANNA COUNTY

Miss Alice Harris, Scranton.

LANCASTER COUNTY

Miss Ruth S. Halderman, Ephrata.
Mrs. Aline L. Musser, Manheim.
Ben D. Witwer, Ephrata.

LEBANON COUNTY

Mrs. June E. Baum, Lebanon.
Miss Madelyn G. Henry, Palmyra.
Miss Ruth Wiest, Lebanon.

MERCER COUNTY

Homer L. Osborne, Grove City.

MONROE COUNTY

John F. Hulbert, Barrett Twp., Buck Hill Falls.

NORTHAMPTON COUNTY

Richard Thomas Paules, Bethlehem.

NORTHUMBERLAND COUNTY

Mrs. Shirley E. Gautsch, Northumberland.
Paul J. Keiser, Mount Carmel.

PHILADELPHIA COUNTY

Joseph C. Bahr, Philadelphia, 1947 N. Howard St. (22).
Mrs. A. E. Farrell, Philadelphia, 5614 N. 11th St. (41).
Earle L. Huff, Philadelphia, 2307 N. Broad St. (32).
Joseph A. Murphy, Philadelphia, 3014 E. Pierce Drive.
Sydney Sher, Philadelphia, 348 E. Roosevelt Blvd.
Miss Estelle Woodruff, Philadelphia, 1603 Vine St. (3).

SCHUYLKILL COUNTY

Joseph J. Domozik, Shenandoah.
Mrs. Jane K. Owens, Mahanoy City.
Miss Martha Siminitus, Pottsville.
Chas. B. Witraker, Shenandoah.

SOMERSET COUNTY

Mrs. Helen C. Lang, Somerset.

WASHINGTON COUNTY

John A. Johnson, Canton Twp., Box 32, Washington.

WESTMORELAND COUNTY

Frank Mandarino, Monessen.

YORK COUNTY

Rodney L. Fahs, West York.
John B. Krebs, Hanover.
Edward A. Michael, Hanover.

JAMES H. DUFF.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 24, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

PHILADELPHIA COUNTY

Miss Margaret M. Manning, 913 N. 10th St., January 25, 1949.

ALLEGHENY COUNTY

A. T. Downey, Pittsburgh, 424 N. Craig St., January 27, 1949.
Mrs. Ruth England, Pittsburgh, Jonasson's, Liberty & Oliver Sts., January 27, 1949.

DELAWARE COUNTY

Miss Sarah A. Grey, Chester, January 27, 1949.

ERIE COUNTY

Mrs. Edna Brown, Springfield Twp., West Springfield, January 27, 1949.

INDIANA COUNTY

Miss Esther Blyth, Indiana, January 27, 1949.

LEBANON COUNTY

Harry Uhler, Lebanon, January 27, 1949.

LUZERNE COUNTY

Miss Ceola M. Kishbaugh, Nescopeck, January 27, 1949.

PHILADELPHIA COUNTY

Miss Gladys R. Breuinger, 1000 S. Broad St., January 27, 1949.
Theodore Schneider, Jr., 1827 W. Erie Ave. (40), January 27, 1949.

VENANGO COUNTY

Daniel J. Skelly, Oil City, January 27, 1949.

SCHUYLKILL COUNTY

Mrs. B. A. McCarthy, Saint Clair, January 30, 1949.

ALLEGHENY COUNTY

William R. Bruckman, Pittsburgh, 604 Brushton Ave., February 3, 1949.

PHILADELPHIA COUNTY

Carson M. Simon, 328 Chestnut St., February 5, 1949.

WESTMORELAND COUNTY

Lysle W. Bash, Avonmore, February 5, 1949.

ALLEGHENY COUNTY

Michael J. Quinlan, O'Hara Twp., Box 56, Blawnox, February 7, 1949.

YORK COUNTY

Jas. J. Logan, York, February 7, 1949.

PHILADELPHIA COUNTY

Clinton M. Smith, 12059 Bustleton Ave. (16), February 11, 1949.

CHESTER COUNTY

Mrs. Anna H. March, West Grove, February 12, 1949.

NORTHUMBERLAND COUNTY

James Rogers, Sunbury, February 12, 1949.

PHILADELPHIA COUNTY

Alexander S. Bauer, 1524 Lincoln Liberty Bldg., February 12, 1949.

INDIANA COUNTY

W. Earl Oakes, Clymer, February 16, 1949.

NORTHAMPTON COUNTY

Miss Jean Miller, Bethlehem, February 16, 1949.

LACKAWANNA COUNTY

Miss Sallie S. Jones, Scranton, February 17, 1949.

DELAWARE COUNTY

Mrs. Mary Rim, Lower Chichester Twp., Linwood, February 18, 1949.

Harry P. Albertson, Darby, February 19, 1949.

ALLEGHENY COUNTY

Miss Virginia E. Kreuer, Ross Twp., 4514 Perrysville Ave., Pittsburgh, February 23, 1949.

PHILADELPHIA COUNTY

Frank W. Bless, 3456 Emerald St., February 26, 1949.

ALLEGHENY COUNTY

Miss Mary A. Frazier, Pittsburgh, 3406 Shadeland Ave., February 27, 1949.

PHILADELPHIA COUNTY

Robt. G. Foster, 3235 Germantown Ave., February 27, 1949.

WESTMORELAND COUNTY

George B. Brigaman, Greensburg, February 28, 1949.

JAMES H. DUFF.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 24, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from January 27, 1949

ALLEGHENY COUNTY

Miss Edna P. Fischer, McKees Rocks.

BERKS COUNTY

Wayne H. Albright, Reading.

BRADFORD COUNTY

Mrs. Nancy C. LaBarr, Sayre.

DELAWARE COUNTY

John T. Titherington, Chester.

LAWRENCE COUNTY

T. C. Ben, Ellwood City.

MIFFLIN COUNTY

Cloyd E. Harman, Union Twp., 119 Walnut St., Belleville.

NORTHAMPTON COUNTY

Mrs. Miriam I. Whiting, Easton.

PHILADELPHIA COUNTY

Miss Ruth L. Wright, 735 Phila. Saving Fund Bldg. (7).

YORK COUNTY

M. M. Grove, York.

Richard O. Moul, York.

To compute from January 29, 1949.

BLAIR COUNTY

T. W. Tobias, Altoona.

NORTHUMBERLAND COUNTY

Mrs. Katie W. Crissinger, Washington Twp., Rebeck.

To compute from January 31, 1949.

CAMBRIA COUNTY

Mrs. D. R. McFadden, Ebensburg.

To compute from February 3, 1949.

ERIE COUNTY

Mrs. Natella C. Roesch, Erie.

LANCASTER COUNTY

Miss Jeannette F. Ranck, Lancaster.

LUZERNE COUNTY

Miss Sara Maxwell, Wilkes-Barre.

PHILADELPHIA COUNTY

Joseph F. Binns, 1528 Walnut St.

Miss Ethel S. Smith, 1919 Packard Bldg. (2).

To compute from February 4, 1949.

PHILADELPHIA COUNTY

Robert L. Thornton, 5004 Old York Rd.

To compute from February 5, 1949.

PHILADELPHIA COUNTY

Miss Kathryn E. Hopkins, 1531 W. French St.
George S. McGill, 5534 Chester Ave. (43).

WESTMORELAND COUNTY

Wm. G. Burhenn, Greensburg.
Harry W. Crum, New Kensington.

To compute from February 7, 1949.

TIOGA COUNTY

Miss Helen A. Blair, Wellsboro.

To compute from February 8, 1949.

ALLEGHENY COUNTY

Mrs. Mary Baker, Pittsburgh, 3199 Richardson Ave.

WESTMORELAND COUNTY

Edson W. Everhart, New Kensington.

To compute from February 10, 1949.

CHESTER COUNTY

Edward H. Essex, Honey Brook.

INDIANA COUNTY

A. J. Fisher, Indiana.

To compute from February 12, 1949.

ALLEGHENY COUNTY

T. F. Matuszewski, Pittsburgh, 3509 Butler St. (1).

DELAWARE COUNTY

Martin F. Hatch, Upper Darby Twp., 410 Upper Darby Natl. Bank Bldg., Upper Darby.

Leo Mahoney, Upper Darby Twp., 6932 Market St., Upper Darby.

INDIANA COUNTY

Arthur B. Coulter, Saltsburg.

To compute from February 13, 1949.

PHILADELPHIA COUNTY

Miss Marie D. Teti, 4815 Florence Ave. (43).

To compute from February 15, 1949.

ALLEGHENY COUNTY

Lloyd C. English, Pittsburgh, 820 State Theatre Bldg. (22).

Parks R. Garrett, Ingram.

Christian Mueller, Pittsburgh, 708 East St. (12).

BERKS COUNTY

Mrs. Harriet Bernardini, Reading.

DAUPHIN COUNTY

Miss Esther B. Kimmel, Derry Twp., 2d Fl., Hershey Tr. Co. Bldg., Hershey.

ERIE COUNTY

William D. Jones, Albion.

LANCASTER COUNTY

Mrs. Irene E. Henry, Lancaster.

PHILADELPHIA COUNTY

Raymond E. Adams, 3536 Cottman St. (24).

Jacob S. Brenner, 611 Public Ledger Bldg.

Mrs. Carrie Fisher, 2423 W. Montgomery Ave. (21).

Abraham S. Freezman, 2046 Ridge Ave.

Joseph Lipschutz, 521 South 60th St. (43).

J. Ellis Shipman, 415 Earle Theatre Bldg.

Raymond A. Thistle, 522 W. Erie Ave. (40).

Harry C. Weber, 2801 North 26th St.

Miss Mildred E. Wolfington, 3427 Chestnut St. (4).

Joseph A. Zeits, 6529 Dicks Ave. (42).

To compute from February 16, 1949.

BLAIR COUNTY

Mrs. Charlotte P. O'Neill, Altoona.

DELAWARE COUNTY

Miss Margaretta B. Kelly, Radnor Twp., 126 E. Lancaster Ave., Wayne.

LEHIGH COUNTY

Myles R. Werley, Allentown.

PHILADELPHIA COUNTY

Miss Marie Hofer, 1200 Phila. Saving Fund Bldg.

To compute from February 17, 1949

ALLEGHENY COUNTY

Edwin Goldberg, Pittsburgh, 521 Union Tr. Bldg.

FRANKLIN COUNTY

Miss Beulah F. Mumma, Waynesboro.

GREENE COUNTY

W. G. Sharpnack, Rices Landing.

LYCOMING COUNTY

Miss Mary E. Riddell, Williamsport.

PHILADELPHIA COUNTY

Charles J. Falcone, 401 North 63d St. (31).

Emanuel Green, 1330 Point Breeze Ave.

SCHUYLKILL COUNTY

Edwin Blew, Mahanoy City.

WESTMORELAND COUNTY

Earl L. Anderson, New Kensington.

To compute from February 18, 1949

ALLEGHENY COUNTY

H. C. Davies, Pittsburgh, 4400 Fifth Ave.

MIFFLIN COUNTY

W. B. Wilson, Lewistown.

PHILADELPHIA COUNTY

William Betz, Jr., 2826 Frankford Ave.

Mrs. Pauline C. Haibach, 1816 Chestnut St. (3).

Mrs. Madeline D. Kliniewski, 502 Commonwealth Bldg. (7).

VENANGO COUNTY

Mrs. Elizabeth F. Sheakley, Emlenton.

WESTMORELAND COUNTY

Miss Margaret McCarty, New Kensington.

Mrs. Alta L. Hanna, New Kensington.

To compute from February 19, 1949

ALLEGHENY COUNTY

Miss Alice B. Dice, Pittsburgh, 2602 Grant Bldg. (19).

Austin L. George, Pittsburgh, 1113-17 Park Bldg. (22).

C. F. Morlock, McKeesport.

Miss Julia V. Shay, Pittsburgh, 421 Highland Bldg. (6).

Miss Ivy May Sloan, Pittsburgh, 3440 Forbes St. (13).

D. J. Walter, Carnegie.

Anthony Will, Etna.

BERKS COUNTY

Miss Marie G. Dunn, Reading.

Miss Grace H. Hahn, Reading.

BLAIR COUNTY

Miss Mary G. Kilday, Altoona.

CENTRE COUNTY

Miss Elizabeth C. Barnhart, Bellefonte.

CLEARFIELD COUNTY

John W. Marshall, DuBois.

CRAWFORD COUNTY

William A. Clark, Conneaut Lake.

DAUPHIN COUNTY

Sol Levin, Harrisburg.

Miss Mabel Updegrave, Harrisburg.

LACKAWANNA COUNTY

George Yavorek, Archbald.

LANCASTER COUNTY

Miss Amy Gresser, Columbia.

Paul Keller, Manheim.

LEBANON COUNTY

John A. Brandt, Bethel Twp., Fredericksburg.

LEHIGH COUNTY

Arthur W. Durner, Allentown.

McKEAN COUNTY

Mrs. Florence G. Larson, Port Allegany.

MONTGOMERY COUNTY

M. Leroy Moyer, Souderton.

NORTHAMPTON COUNTY

Charles W. K. Shafer, Nazareth.

PHILADELPHIA COUNTY

Edward N. Adourian, 3714 Walnut St. (4).

Benj. F. Calverley, Jr., 6100 Ridge Ave.

William F. Lahner, 5710 Master St. (31).

Carlo Morelli, 1610 S. 15th St. (45).

J. Allison Parker, 4741 N. Broad St.

Nathan E. Roland, 7930 Frankford Ave. (36).

Philip Shane, 681-3 North 15th St. (30).

Mrs. Esther V. Skirving, 220 S. Broad St. (2).

Franklin H. Spitzer, 1449 W. Venango St. (40).

SCHUYLKILL COUNTY

Miss Ann T. Weller, Pottsville.

SUSQUEHANNA COUNTY

Miss Rebecca T. Ludlow, Forest City.

WESTMORELAND COUNTY

Charles D. Beacom, New Kensington.

YORK COUNTY

Charles E. Artzberger, Dover.

Urban S. Bond, York.

Walter Brillhart, York.

To compute from February 20, 1949

FRANKLIN COUNTY

Miss Harriet A. Rhea, Mercersburg.

To compute from February 21, 1949

ALLEGHENY COUNTY

Mrs. Gerta M. Beach, Pittsburgh, Rm. 101, 519 Smithfield St.

Mrs. Martha Laylander Mullhauser, Pittsburgh, 212 Flannery Bldg.

BLAIR COUNTY

W. H. Baird, Altoona.

DAUPHIN COUNTY

W. E. Boudman, Steelton.

PHILADELPHIA COUNTY

H. S. Manashil, 1245 North 52nd St. (31).

Frank Shoemaker, 635 W. Erie Ave.

Gayraud S. Wilmore, 3751 N. Bouvier St. (40).

To compute from February 22, 1949

NORTHUMBERLAND COUNTY

Mrs. Esther M. Paul, Sunbury.

To compute from February 23, 1949

DELAWARE COUNTY

Mrs. Alice M. Baird, Swarthmore.

LACKAWANNA COUNTY

Mrs. Mary Tell Evans, Scranton.

McKEAN COUNTY

S. J. Brill, Bradford.

MERCER COUNTY

M. L. McBride, Grove City.

MONTGOMERY COUNTY

Miss Stella T. Cox, Norristown.

Miss Mabel A. Robison, Norristown.

PHILADELPHIA COUNTY

C. Trevor Dunham, 1412 W. Girard Ave. (30).

Miss Margaret D. Greenlee, 316 Produce Exchange Bldg.

Giles M. Johnson, 1000 Lincoln-Liberty Bldg. (7).

MIFFLIN COUNTY

Edgar Van Bremen, Lewistown.

To compute from February 24, 1949

MONTGOMERY COUNTY

Ralph M. Allen, Lower Merion Twp., Bryn Mawr.

W. C. King, Jenkintown.

PHILADELPHIA COUNTY

Cyrus S. Gorson, 674 N. Broad St.

YORK COUNTY

Russell J. Smith, York.

To compute from February 25, 1949

ALLEGHENY COUNTY

Miss Anne E. King, Pittsburgh, 804 Standard Life Bldg.

BERKS COUNTY

Miss Rose M. Nunemacher, West Reading.

LEHIGH COUNTY

A. C. Lamson, Allentown.

PHILADELPHIA COUNTY

Francis X. Daly, 1039-40 Western Saving Fund Bldg. (7).
Frank Ursomarso, 2001 S. 12th St.

SCHUYLKILL COUNTY

Miss M. B. Bercher, Pottsville.

To compute from February 26, 1949

ALLEGHENY COUNTY

Joseph A. Fromm, Mount Oliver.
J. D. C. Miller, Pittsburgh, 506 Commonwealth Bldg.
(22).
Miss Vita C. Mueller, Pittsburgh, 1603 Law & Finance
Bldg.

DAUPHIN COUNTY

Miss Orpha R. Shriner, Harrisburg.

DELAWARE COUNTY

Mrs. Erma R. Scofield, Upper Darby Twp., 205 Morton
Bldg., Upper Darby.

ERIE COUNTY

James B. Dwyer, Jr., Erie.
Oliver D. Shaver, Erie.

McKEAN COUNTY

Alfonso Marini, Bradford.

PERRY COUNTY

Geo. M. Deckard, Liverpool.

PHILADELPHIA COUNTY

Miss Ruth A. Fischer, 1501 Phila. Saving Fund Bldg. (7).

To compute from February 27, 1949

ALLEGHENY COUNTY

Merrill W. Cribbs, Verona.
Jacob Greenberger, Pittsburgh, 803 Jones Law Bldg.

INDIANA COUNTY

Mrs. Beulah B. Hastings, Indiana.

LEHIGH COUNTY

James F. Brown, Allentown.

PHILADELPHIA COUNTY

John V. Martin, 2231 Land Title Bldg.
Ralph D. Staddon, 206 Hardt Bldg.

To compute from February 28, 1949

ALLEGHENY COUNTY

Mrs. Hilda Barr Murphy, Pittsburgh, Mercy Hospital
(19).

BRADFORD COUNTY

Mrs. Nellie R. Howell, Towanda.

YORK COUNTY

Leon M. Kline, York.

JAMES H. DUFF.

Commonwealth of Pennsylvania
Governor's Office, Harrisburg, January 24, 1949.
To the Honorable, the Senate of the Commonwealth of
Pennsylvania:

In conformity with law, I have the honor hereby to
nominate for the advice and consent of the Senate the fol-
lowing persons for appointment as Notaries Public, for
terms of four years to compute from the date of confirma-
tion:

ALLEGHENY COUNTY

L. P. Clemens, Snowden Twp., Library.
Miss Elizabeth Rose DeNardo, Pittsburgh, 1003 Farmers
Bank Building.
Samuel B. Laughner, Crescent Twp., Wireton.
Miss C. E. Reith, Pittsburgh, 1015 Farmers Bank Build-
ing (22).

ARMSTRONG COUNTY

Miss Sylvia Scialabba, Kittanning.

BERKS COUNTY

Calloway E. Banks, Reading.
T. A. Larkin, Hamburg.

BRADFORD COUNTY

Thomas A. Kenrick, Sayre.

BUTLER COUNTY

Miss Susan J. Shedio, Butler.

CAMBRIA COUNTY

Matthew J. Waltz, Hastings.

CAMERON COUNTY

Miss Josephine P. Kane, Emporium.

CHESTER COUNTY

M. Stead Mauger, Willistown Twp., Malvern.

CRAWFORD COUNTY

Mrs. Alice Y. Blum, Titusville.
Mrs. Grace M. Phillips, Meadville.

CUMBERLAND COUNTY

A. D. Rickenbach, Camp Hill.
O. E. Walker, Lemoyne.

DAUPHIN COUNTY

W. J. Senseman, Harrisburg.

DELAWARE COUNTY

Miss Mary Zaccaria, Upper Darby Twp., 505 Upper
Darby Natl. Bank Bldg., Upper Darby.

ERIE COUNTY

Rasselas W. Brown, 3rd, Corry.
Merle T. Simmons, Erie.

GREENE COUNTY

Mrs. Clara M. Inghram, Franklin Twp., R. D. 6, Waynes-
burg.

LACKAWANNA COUNTY

Miss Mary E. Barrett, Scranton.
Thomas McAndrews, Archbald
Alex. J. MacMillan, Dalton.
J. C. Walsh, Carbondale.

LEBANON COUNTY

Carl H. Balsbaugh, Lebanon.

LUZERNE COUNTY

Miss Clementine M. Belefski, Newport Twp., Glen Lyon.
L. Brinton Horne, Hazleton.
Miss Elizabeth Miller, Wilkes-Barre.

MONTGOMERY COUNTY

Mrs. Elizabeth H. Becker, Norristown.
Nelson J. Tarbotton, Lower Merion Twp., Ardmore.

NORTHAMPTON COUNTY

Paul M. Hagenbuch, Williams Twp., R. D. 4, Easton.
Mrs. Mary S. Hoadley, Easton.
Mrs. Mae F. Klein, Easton.

PHILADELPHIA COUNTY

Robert Bonner, Jr., 4005 Filbert St.
J. Walter Eppehimer, 4400 Frankford Ave.
Miss Genevieve C. Filewicz, 1649 N. Broad St.
J. Walter Gallagher, Jr., Broad & Chestnut Sts.
Morton Goldstein, 2945 W Diamond St.
Walter N. Holstrum, Commercial Trust Bldg.
Raymond F. Loeffler, 20 S. 15th St.
Joseph G. Martin, 1812 S. 22d St. (45).
J. Noble Neeld, 7174 Ogontz Ave. (38).
Francis J. Petrellis, 23 S. 23d St. (3).
Miss Marie A. Schoch, 1701 Walnut St. (3).
Mrs. Edith W. Smeltzer, 1035 Real Estate Trust Bldg.
Harry Sturm, 438 Poplar St.
Albert Yannuzzi, 7206 Torresdale Ave. (35).

WASHINGTON COUNTY

E. Denny Brown, Washington.
Frank L. Brownlee, Washington.
Fred J. Funari, Jr., Washington.
Miss Ann C. Sullivan, Canton Twp., 500 Green St., Washington.

WESTMORELAND COUNTY

Wesley M. Robinson, Greensburg.

WYOMING COUNTY

Mrs. Esther J. Davis, Factoryville.

JAMES H. DUFF.

NOMINATIONS FOR NOTARIES PUBLIC

A motion was made by Mr. WALKER and Mr. TALLMAN, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Dochla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

The PRESIDENT pro tempore. The Chair, at this time, calls to the rostrum the gentleman from Erie, Mr. Blass, to preside.

The PRESIDING OFFICER (C. Arthur Blass) in the Chair.

PETITIONS AND REMONSTRANCES

Mr. KEPHART. Mr. President, there appears to be some misunderstanding with regard to the bills introduced for the purpose of streamlining Philadelphia's government.

I propose to explain and give reasons why I advocate their adoption by the Legislature. Today I will take up Senate Bill No. 4 which deals with the consolidation of the Registration Commission with the County Board of Elections. Tomorrow I will speak on Senate Bill No. 3 dealing with the consolidation of the City and County.

Senate Bill No. 4 consolidates the Registration Commission with the County Board of Elections. The Registration Commission is eliminated. Its duties are taken over by the County Board of Elections—in other words, the County Commissioners. This is not a new idea. It was first suggested and recommended in the Official Report of the Philadelphia Charter Commission to the Governor and the General Assembly. This Commission was appointed by Democratic Governor George H. Earle and had as its chairman, Thomas Evans.

In discussing the Commission's recommendation with regard to this, the Official Report states, at Page 38. (I might say in passing that this report can be found in the Legislative Journal, Vol. 5, Appendix Index 1939, at page 5690.) I am now quoting:

"The County Commissioners are responsible for the entire election procedure." (This is under the new plan that the Charter Commission proposed.) "They are both the registration and election authority, the Registration Commission being abolished . . . The County Commissioners are made the sole local election authority; all registration and election functions being unified under their jurisdiction. The Structure of the local governmental organization is simplified by this merger of separate offices which in reality perform one continuous function. In all other counties of the state, except those of the first and second class, the County Commissioners are now responsible for the entire election process—both registration and election activities. By unifying and consolidating the above activities in one agency, much confusion and delay should be eliminated; for these inconveniences to the electors probably are inherent in a set-up which has one office responsible for the registration of voters and another accountable for their actual voting.

The County Commissioners' office will thus be a unified one devoted only to a single purpose—the administration of the entire election procedure from the registration of voters to the certification of local election results."

A draft of the bill carrying out such recommendation is found on Pages 110 and 111 of this Official Report, and I might say in passing that in the Legislative Journal of 1939, which I have referred to, that bill appears at page 5735, and the bill there printed and sponsored by this group is substantially the same as Senate Bill No. 4, introduced by me.

I am only interested in this legislation which is designed to carry out this idea because I feel that it will bring better government to Philadelphia. If it is thought that the bill proposed by the Charter Commission in 1938 does that job any better than the bill offered by me, I have no particular pride of authorship and I would not object to having it substituted in place of my bill.

In September of 1948 Thomas Evans, the former Chair-

man of the Charter Commission, published a pamphlet called "Demand for Action." His stated objective is good government for Philadelphia and on page 5 he recommends as part of the legislative program for 1949 as follows, and I quote:

"Repeal of the Registration Commission Act and transfer of its functions to the County Commissioners, who will, upon consolidation being effected, become City Commissioners."

At the hearing before the Joint State Government Commission on July 19, 1948, Harry Butcher, representative of the Committee of 70, stated, and I quote: "The Registration Commission has high peaks during registration season, and during the election season it is very quiet so a lot of wasted energy between the two boards is eliminated if they are brought together. I think we would have a good registration machine here. It should be under the County Board of Elections the same as every other county with the exception of Pittsburgh and Scranton, where you have permanent registration acts. Our neighbor in Delaware County does an excellent job in its Bureau of Registration under the County Commissioners."

Subsequent to that date five most important civic organizations in Philadelphia; the Bureau of Municipal Research, Chamber of Commerce of Philadelphia, Citizens' Council on City Planning, Committee of Seventy, Philadelphia Committee of Pennsylvania Economy League published a pamphlet entitled "How to Modernize Philadelphia's Government." In it they recommend consolidation of the Registration Commission and the County Board of Elections. Their reasons for this requested consolidation are found on Pages 29 to 31; part of which I quote: "In Philadelphia our overlapping election machinery results in the highest annual cost per registered voter of any major city in the United States. We have two separate agencies to do the work that should be handled by one. The registration of voters in Philadelphia is considered a separate and distinct function beyond the jurisdiction of the County Board of Elections. This can be compared to having two conductors on every street car; one to receive the fare and pass out transfers and the other one to ring up the fare."

To register voters in Philadelphia, there is a Registration Commission of 5 members, a special counsel and a permanent staff of 141 employees. The Commission spends approximately \$486,000 annually, including an \$382,000 payroll.

To conduct elections we have a three-man board, a special counsel and a permanent staff of 80 employees with a payroll of more than a quarter million dollars. In every other large city in the country, the registration of voters and the conduct of elections are considered related functions and are handled within one department under the jurisdiction of a small commission. Since the work of registering voters and conducting elections in Philadelphia is seasonable and largely confined to short periods of time within the year, the consolidation of these duties under one administrative body would effect real economies through the year-round employment of a permanent staff of the now existing two boards.

In addition to economies, better administration and enforcement of election and registration laws should result. Consolidation of these overlapping departments in our election system relates only to the City of Philadelphia and

is an important part of the legislative program for 1949.

The Legislature can help solve this problem by consolidating these duties under a three-man Board of Elections or a Commission of Elections."

The only possible way that this request can be carried out is to eliminate the Registration Commission because the County Commissioners are required by the Constitution and can not be eliminated. Furthermore, that same constitution requires that the County Commissioners be elected rather than appointed.

Any criticism of the consolidated Registration Commission and the County Board of Elections on the ground that it is a body elected by the voters of Philadelphia rather than appointed by the Governor, as the Registration Commission now is, is entirely unsound and without foundation. In the first place, permitting the people of Philadelphia to choose its own officials is an exercise of Home Rule which we of the Republican Party are advocating. It is clearly inconsistent with long established principles of self-government that the officials who register our electors and conduct our elections here in Philadelphia should be appointed from the State Capitol.

Furthermore, we in this Country believe in the principle that our governmental institutions exist by and with the consent of the governed; this means by the vote of the people. All our institutions are based on faith in the people and those who criticize the plan of consolidation on the ground that it permits the people to vote for those officials have, evidently, lost faith in the people; we of the Republican Party have not.

PETITIONS AND REMONSTRANCES

Mr. STIEFEL. Mr. President, the famous French philosopher, Voltaire, said that that he would rather have Mephisto legislate and Gabriel execute, than Gabriel legislate, and Mephisto execute.

The plan under Senate Bill No. 4, which I call a ripper Registration Commission bill, is an attempt to place the elections in Philadelphia under the jurisdiction of Mephisto.

Now, Senator Kephart mentioned several agencies which are in favor of Senate Bill No. 4, but he forgot the most important agency, which is a scientific body which made a very thorough study of this problem; this is the Institute of Local and State Government of the University of Pennsylvania, and that report, which is now in the files of the Joint State Government Commission, advocates just the opposite, it advocates the transfer of the elections functions of the County Commissioners to an elections commission, which will embody the functions of the Registration Commission and the functions of the County Commissioners. Mr. President, that has not been mentioned, and that is the reason why last Tuesday I remonstrated against the failure to file a report on the part of the Joint State Government Commission. I am very happy to state that on Wednesday, January 19, 1949, an editorial appeared in the Philadelphia Inquirer, under the title: "No Half Way City-County Merger Plan." The editorial which I will ask to have spread upon the Legislative Journal, finishes with the following statement:

"The Kephart proposal should be scrapped."

Now, I feel that this is a very important measure, and I appeal to the membership of the Senate to study and peruse the report of the Local and State Government In-

stitute of the University of Pennsylvania, which appears in the files of the Joint State Legislative Government Commission. If they do that, they will think twice before they will vote for Senate Bill No. 4, and, above all, the time has arrived for the up-state members of the Senate and the General Assembly to come down to Philadelphia and study the situation—seeing is believing—and then they will realize that the purpose of Senate Bill No. 4, is to deliver the death knell to honest elections in Philadelphia.

Mr. President, I ask that the editorial which appeared in the Philadelphia Inquirer as of Wednesday, January 19, 1949, be spread upon the Legislative Journal.

The PRESIDING OFFICER. If there is no objection, it will be spread upon the Legislative Journal.

"NO HALFWAY CITY-COUNTY MERGER PLAN"

"Philadelphia wants to get rid of its costly and out-of-date burden of dual city-county government. It wants a modern, streamlined administrative system that will promote efficiency and economy.

"It cannot hope to achieve those goals by means of the consolidation bill introduced at Harrisburg by State Senator Kephart at the behest of the local Republican organization.

"This measure would not place the county offices under the city government, as has been widely urged, but would merely reduce their number.

"Those remaining would obtain more powers and patronage than they now possess, by assuming the functions of certain departments slated for abolishment.

"This is not true city-county consolidation. All it would accomplish, in effect, is the elimination of four existing offices, those of Coroner, Register of Wills, Receiver of Taxes and Prothonotary.

"The idea back of consolidation has been to eradicate a system that has proved unsatisfactory, expensive and even harmful to the people of Philadelphia. Protected by their constitutional status, the county offices have operated as a law unto themselves, subject to no supervision by the Mayor and, exempt from Civil Service rules, have provided a comfortable haven for political drones.

"With the constitution amended to remove them from their special category, it has been hoped that unnecessary county departments could be abolished, others merged, Civil Service introduced and the Mayor and Council given supervision over those continued as city offices—with the exception of possibly the City Controller and the District Attorney, who would remain elective officials.

"It will be seen that the plan presented to the Legislature by Senator Kephart falls considerably short of such hopes. It amends the constitution, but only in part. It would retain constitutional safeguards for the county jobs—to be called city jobs under the suggested program—not only of Controller and District Attorney, but of Recorder of Deeds, Sheriff, City Treasurer, Clerk of Courts and County Commissioners.

"These would continue as elected officials, and there would be an arbitrary shuffle of authority to give them more power and more jobs, with the duties of Coroner added to those of Sheriff, Receiver of Taxes to Treasurer, Register of Wills to Recorder of Deeds and Prothonotary to Clerk of Courts.

"Most needless appendage to this set-up is its retention

of the County Commissioners after the county government is ostensibly abolished. In the other counties of the State the Commissioners are the actively governing authorities, but in Philadelphia most of their duties are performed by Council and the Mayor and his department heads.

"The Philadelphia County Commissioners administer just a few scraps of authority still left to them. Under them are the Bureau of Weights and Measures and the Board of Elections, and they also act as the disbursing agency for the courts. For this the three Commissioners are paid \$8800 each yearly.

"It seems evident that the Bureau of Weights and Measures performs a police function and should be placed in the Department of Public Safety, that the duties of the Board of Elections could be combined with those of the Registration Commission, outside the jurisdiction of the County Commissioners, and that a clerk of courts could handle the disbursement of funds. The Governor now names the members of the Registration Commission and it would be in the best interests of the citizens if he would appoint those who would head a new board of registration and elections.

"The Organization plan not only would preserve the County Commissioners but under a separate bill would wipe out the independent Registration Commission and hand over its duties to the County Commissioners.

"The Republican leaders and legislators would do well to think twice before attempting to railroad such proposals to passage. Half-baked consolidation plans are not going to fool anyone into thinking that they are the solution to Philadelphia's ills.

"The bill, also presented under Organization auspices, providing home-rule authority for re-writing of our city charter, is soundly based. But it would be largely nullified by accompanying it with a watered-down version of city-county merger. The Kephart proposal should be scrapped."

Mr. KEPHART. Mr. President, I have in my hand here a report of the Institute of Local and State Government of the University of Pennsylvania, referred to by the gentleman from Philadelphia, Senator Stiefel, and on page 37, that report states as follows:

"It would be administratively advantageous to abolish the Registration Commission and transfer its functions to the suggested new Elections Commissions, thus bringing all elections functions into the same department where they can be more readily coordinated."

That is what my bill proposes to do. The only difference is, since the County Commissioners are required to be elected, we believe that an elected commission should do the job. We also feel that we have confidence in the people, in their right to vote, and for that reason also, we think that the proper repository for this function is the County Commissioners.

Mr. STIEFEL. Mr. President, under the legislation which is pending and which will be introduced, there is a proposal to consolidate in Philadelphia, the County Commissioners and the City Government. Now, that will eliminate the County Commissioners, so that two years from now or three years from now, you will have to come again and find a new repository and repeat again the same act.

Now, Mr. President, the proposal of the Local and State

Government Institute of the University of Pennsylvania calls for the creation of a new elections commission which will embody the functions of the Registration Commission and the elections functions of the County Commissioners, but it does not recommend the transfer of the Registration Commission's functions to the County Commissioners. The County Commissioners are now on their last lap, their days are numbered, so why transfer it to the County Commissioners?

Mr. DiSILVESTRO. Mr. President, I do not intend to enter into any quarrel with my good friend, Senator Kephart. In fact, I feel if we start dilly dallying with the absorption of this commission with the other and bringing in this department with the other, we are going to waste the time of this Senate and time will pass and the people of Philadelphia will not be served.

Everything boils down to one point. I don't think there is one member of this Senate who would stand the business that the politicians of Philadelphia have been giving to the people of Philadelphia. I do not think there is a man in this room who would stand for it. The people are being asked to pay their tax bills after they have already made those payments to the Receiver of Taxes' office. These men have been charged by the same members and the same party with having defrauded the people of Philadelphia out of thousands of dollars, and you know, when they speak about a million dollars, it must be more than a million dollars, because they would not give out the right figures when it has to do with members of their party.

There is one particular individual in the city of Philadelphia, one of those precinct leaders, who has had the callousness and audacity to steal as much money as to buy a home in Ocean City for \$40,000, and to place it in the name of his sister, and he is still a free citizen in Philadelphia, walking the streets.

I say, Mr. President, that if we are going to continue talking about uniting this Commission and the City of Philadelphia, and doing this in the City of Philadelphia in order to improve conditions, we are going to lose the main point. The main point is, are we real men in this Senate, are we really interested in the City of Philadelphia, so that we can knock out these men who are not of the calibre of the Penrose and McQuays of years ago; at least they were men that knew how to punish and put the people who were wrong in their right place, but today, at the head of the City of Philadelphia—and I do not mean Bill Meade—there are other individuals who are considered, in my opinion, as scum, because that is all they are, the scum, when they permit thievery and dishonesty; men who do not believe in integrity, men who haven't the least idea of what it is to be good and right for the people of a fine city like the City of Philadelphia. So, I say to Senator Kephart and anybody else in this room who intends to present bills, let us get down to the real facts, let us boil this situation down to one word. Are we going to give Philadelphia a just government, are we going to tell these men who are trying to deprive the citizens of Philadelphia of an honest government, instead of going out and confronting themselves to the right thing, and doing what is right.

Mr. President, I do not intend to enter into any quarrel with any senator. In fact, I did not read Senator Kephart's bill—it may have plenty of merit—but I feel that

Philadelphia should not suffer again a moment of passive action in the Senate of Pennsylvania. It is our duty, and there is not a man in this room, as I said a minute ago, that would stand for anything that is wrong, so why should we not take action and take it darn quick. People have been accused of stealing thousands of dollars in Philadelphia, and they are still walking the streets of Philadelphia, but the boy that would steal a pint of milk would get three months in jail. Perhaps a month afterward, somebody makes a mistake, the first mistake in his life, did not have any intention to do wrong, and he gets six months or one to three years, but the thieves who knew what they were doing, formed a group and conspired to defraud the people of Philadelphia, they are still walking the streets, so let us get down to real action and stop this business of uniting this commission and that commission, and see that a real remedy is given to the City of Philadelphia.

Mr. KEPHART. Mr. President, one of the most fundamental principles of our Constitution is the right to trial by jury. I believe in that principle, I think it is one of the real fundamentals of democracy on which we exist, that and the right to vote and elect our public officials.

Now, Mr. President, I have said that our philosophy in the bills that I have presented rests on the right of the people to vote. The gentleman from Philadelphia, Senator DiSilvestro, has alluded to some people in Philadelphia who have been charged with crime. It is true that some of them are Republicans. However, they are not going scott free. There has already been one indictment of the man to whom Senator DiSilvestro referred, although he did not mention the name, and there has been another indictment. At the first trial, the jury disagreed, and it is again in the process of being heard by a jury. They are the ones to judge whether he is guilty, not us. There are also indictments against the other individual that he referred to, when he referred to a conspiracy of men who had deprived the city of funds, and they will come to trial in due season, and I trust, in our jury trial system to see that justice will be done, and good government will still remain in Philadelphia. There is nothing that the Republican Party has not done that could have been done, that would make for better government down there. We are prosecuting these people, and that is all that can be expected.

Mr. DiSILVESTRO. Mr. President, to relieve Senator Kephart of any doubt as to whom I meant, I was not referring to John O'Malley. I will take care of him at a different time. I referred to the Foss crowd, that group of conspirators.

Mr. ROSENFELD. Mr. President, in summing up for the Senators from Philadelphia, and that includes all, I would like to say, first, I do not envy Senator Kephart his job, but what you have just witnessed gives you an idea, just a little idea, of what the situation is in the City of Philadelphia. We have seen some of the dirty linens flaunted before us, and before the Session is much older, you will see much more of the dirty linens, which I think should bring to your mind very forcefully the one big problem we have, aside from the administrators and administration, and that is always a problem. There is what we consider only one great remedy, and that is city-county consolidation, and the question of the Registration Com-

mission and the County Commisisoners, and all of the rest are involved.

I would like you to keep that in mind. It was good for me to see the good Senator from Philadelphia, Senator Kephart, who had to get up within a week after he introduced a bill, to find himself in the position where he almost had to defend it. I take my hat off to the press of the City of Philadelphia for that. It was good, too, to hear the good Senator refer to Democratic proposals of ten years ago, and that will give you an idea that the Republicans from Philadelphia are ten years behind the times, but we are away from that now—this is 1949—and I do hope we can get down to a real good City-County consolidation for the benefit not only of the citizens of Philadelphia, but for the benefit of all the citizens of the Commonwealth, and I would like the boys from outside the city of Philadelphia to keep that in mind during the session. Let us not try to make it a Republican or a Democratic proposition; we are interested in the citizens and if we do not want to see dirty linens flying here all during the session, I think if we get down to business we can do a good job for the citizens of Philadelphia.

REPORT OF SUB-COMMITTEE OF THE JOINT STATE GOVERNMENT COMMISSION

Mr. STEVENSON. Mr. President, for the sub-committee of the Joint State Government Commission on Tax-Exempt Real Estate, I desire to submit the following report.

COMMONWEALTH OF PENNSYLVANIA JOINT STATE GOVERNMENT COMMISSION OF THE GENERAL ASSEMBLY HARRISBURG

January 24, 1949.

To the Honorable, the Senate of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith A Report of the Joint State Government Commission, January 1949, dealing with "Commonwealth-Owned, Tax-Exempt Real Property."

A copy of this report was mailed to each member of the Senate on November 22, 1948.

Respectfully submitted,

WELDON B. HEYBURN
Chairman

The PRESIDING OFFICER. The report will be noted in the Journal and will appear in the Appendix.

BILLS INTRODUCED AND REFERRED

Mr. FARRELL read in his place and presented to the Chair Senate Bill No. 112, entitled:

An Act to fix the number of Senators in the General Assembly of the State; to apportion the State into Senatorial districts as provided by the Constitution; and to regulate the election of and terms of office of the present and future elected Senators.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 113, entitled:

An Act to further amend subsection (a) of section one thousand two hundred five of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith" further regulating the retirement of professional employees.

Which was committed to the Committee on Education.

Mr. TAYLOR read in his place and presented to the Chair Senate Bill No. 114, entitled:

An Act to amend sections six hundred fourteen and six hundred fifteen of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine, (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," relating to bribery in athletic contests and soliciting or accepting a bribe in athletic contests.

Which was committed to the Committee on State Government.

Mr. WADE read in his place and presented to the Chair Senate Bill No. 115, entitled:

An Act to further amend clauses six and nine of section one of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties." to change the date of membership in the fund for employees.

Which was committed to the Committee on Insurance.

Mr. CROWE read in his place and presented to the Chair Senate Bill No. 116, entitled:

An Act to amend section one of the act approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 933), entitled "An act prescribing the fees to be received by registrars of wills in counties of the fifth, sixth, seventh and eighth class," by making the fees of registers of wills in counties of the fifth, sixth, seventh and eighth classes uniform.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 117, entitled:

An Act to amend section one of the act approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 963) entitled "An act prescribing the fees to be received by the clerks of orphans' courts of counties of the fifth, sixth, seventh and eighth class," by making the fees of clerks of the orphans' courts in counties of the fifth, sixth, seventh and eighth classes, uniform.

Which was committed to the Committee on Local Government.

Mr. PEELOR read in his place and presented to the Chair Senate Bill No. 118, entitled:

An Act to amend section one thousand eight hundred one of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by authorizing the Department of Forests and Waters to enter into agreements for protection of natural deposits underlying property owned by the Commonwealth.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Messrs. KEPHART and MEADE read in place and presented to the Chair Senate Bill No. 119, entitled:

An Act to further amend section four hundred ten of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (1933-34, P. L. 15), entitled, as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," requiring notice of the liability to be cited for hearing on suspension or revocation, and limiting the time within which decisions thereon must be rendered.

Which was committed to the Committee on Law and Order.

Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 120, entitled:

An Act to further amend the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by changing maximum and minimum rates, periods, total amounts and aggregate of compensation; providing for the furnishing of artificial aids; defining "dependent" for purposes of computing disability compensation; changing the classes of dependents entitled to compensation in case of death; imposing duties on the board and alleged employers in certain cases where final adjudication is delayed; limiting the operation

of supersedeas in petitions to modify or limit agreements or awards.

Which was committed to the Committee on Labor and Industry.

He also read in his place and presented to the Chair Senate Bill No. 121, entitled:

A Joint Resolution proposing an amendment to article five of the Constitution of the Commonwealth of Pennsylvania, by empowering the Supreme Court to establish qualifications of persons seeking admission to practice before it; limiting the power of the Supreme Court in establishing such qualifications, and authorizing persons admitted to practice before the Supreme Court to practice before any inferior court.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also read in his place and presented to the Chair Senate Bill No. 122, entitled:

An Act authorizing the staging of certain performances and playing of certain sports on Sunday where the electors of a municipality or township vote in favor of the same providing for referendums to ascertain the will of the electors prescribing penalties and repealing inconsistent laws.

Which was committed to the Committee on Elections.

He also read in his place and presented to the Chair Senate Bill No. 123, entitled:

An Act declaring to be against the public policy and welfare of the Commonwealth, any local rules of courts of common pleas or orphans' courts establishing quota limitations on the number of attorneys that may be admitted to practice before such courts, or rules requiring residency in the county of more than one year, and declaring any such rules now or hereafter established to be void.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 124, entitled:

An Act to amend section nine hundred forty-one of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine, (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," excepting from the provisions thereof duly authorized officers or employees of municipal health departments in certain cases.

Which was committed to the Committee on Public Health and Welfare.

He also read in his place and presented to the Chair Senate Bill No. 125, entitled:

An Act to further amend section seven of the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 252), entitled, as amended "An act to regulate and restrain the traffic in malt and brewed beverages, as herein defined; providing for the licensing of the manufacture, transportation, sale and distribution of such beverages; imposing license and permit fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of the electors, to prevent the licensing therein of places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon

the Pennsylvania Liquor Control Board, quarter sessions courts, district attorneys, the Department of Justice, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," by defining the power of courts in cases of appeals from the Pennsylvania Liquor Control Board.

Which was committed to the Committee on Law and Order.

Mr. T. N. WOOD read in his place and presented to the Senate Bill No. 126, entitled:

An Act authorizing guardians of the estates of infant wards to invest, with leave of court, the income or principal of such estate, in policies of insurance, and annuity contracts.

Which was committed to the Committee on Judiciary General.

Mr. WATKINS read in his place and presented to the Chair Senate Bill No. 127, entitled:

An Act to further amend subsection (b) of section one thousand seventeen and add section one thousand seventeen point one to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds;" regulating the meeting or overtaking of school buses while taking on or discharging passengers.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 128, entitled:

An Act to add section four hundred fifty-two to the act approved the second day of May, one thousand nine hundred twenty-nine, (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," authorizing such counties to appropriate money to incorporated boys' and girls' clubs approved by the courts of common pleas.

Which was committed to the Committee on Local Government.

PERMISSION TO ADDRESS SENATE

Mr. FRAZIER asked and obtained unanimous consent to address the Senate.

Mr. FRAZIER. Mr. President, may I say that for the few minutes I have been sitting here, you are presiding very competently, very efficiently, and with a great deal

of force and perspicacity, and I am wondering whether future events cast their shadows before.

BILLS INTRODUCED AND REFERRED

Mr. FRAZIER read in his place and presented to the Chair Senate Bill No. 129, entitled:

An Act to further amend clause (b) of section four of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by conferring additional power on the Department of Public Assistance in certain cases relating to security given for repayment of assistance.

Which was committed to the Committee on Public Health and Welfare.

Messrs. LORD, JR., and STIEFEL read in place and presented to the Chair Senate Bill No. 130, entitled:

An Act making an appropriation to the Pennsylvania State College of Optometry, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. LORD, JR. read in his place and presented to the Chair Senate Bill No. 131, entitled:

An Act to further amend clause (c) of section nine of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by changing the qualifications relating to and increasing the pensions of blind persons.

Which was committed to the Committee on Public Health and Welfare.

He also read in his place and presented to the Chair Senate Bill No. 132, entitled:

An Act to add sections six hundred eight point one and seven hundred thirteen point one to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless

trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring the re-examination of licensed operators every five years; and prescribing the fee therefor.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 133, entitled:

An Act to further amend section six of the act, approved the nineteenth day of June, one thousand nine hundred eleven (P. L. 1055), entitled "An act authorizing the release on probation of certain convicts, instead of imposing sentences; the appointment of probation and parole officers, and the payment of their salaries and expenses; regulating the manner of sentencing convicts in certain cases, and providing for their release on parole; their conviction of crime during parole, and their re-arrest and reconviction for breach of parole; and extending the powers and duties of boards of prison inspectors of penitentiaries," to fix the term of minimum sentences.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 134, entitled:

An Act to further amend subsection (f) of section three hundred one of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by providing further adjustment in employer's rate of contribution.

Which was committed to the Committee on Labor and Industry.

Mr. WOLFE read in his place and presented to the Chair Senate Bill No. 135, entitled:

An Act to amend section five and to further amend section seven of the act, approved the fourth day of June, one thousand nine hundred forty-five (P. L. 1383), entitled "An act to protect the health, safety and welfare of the public, by empowering and authorizing the Water and Power Resources Board of the Department of Forests

and Waters to act as the agency of the Commonwealth to carry into effect a project to correct the existing and prevent the future silting of the Schuylkill River and its tributaries by wastes from anthracite coal mining operations; defining the powers and duties of said board; authorizing purchase or condemnation of necessary properties, easements, rights and right-of-ways; and making an appropriation," by abolishing the Schuylkill River Desilting Fund.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Mr. MEADE read in his place and presented to the Chair Senate Bill No. 136, entitled:

An Act to further amend the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by changing the schedule of weekly payments and making of uniform duration the period in which such payments are made defining and providing allowances for dependents.

Which was committed to the Committee on Labor and Industry.

Messrs. ROSENFELD, BARR and LEADER read in place and presented to the Chair Senate Bill No. 137, entitled:

An Act prohibiting discriminatory employment practices and policies based upon race, color, religion, national origin or ancestry, creating a State Commission Against Discrimination, defining its functions, powers and duties.

Which was committed to the Committee on Labor and Industry.

Messrs. HALUSKA, LANE, TARR and NEFF read in place and presented to the Chair Senate Bill No. 138, entitled:

An Act to further amend the first paragraph and clause (b) of section nine of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by further defining aged persons.

Which was committed to the Committee on Public Health and Welfare.

Messrs. HALUSKA, LANE and TARR read in place and presented to the Chair Senate Bill No. 139, entitled:

An Act to further amend section one of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 851), entitled "An act fixing the pay and mileage of jurors and witnesses," changing the compensation to be received by jurors.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair Senate Bill No. 140, entitled:

An Act to further amend clause (b) of section nine of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by establishing the amount of assistance to aged persons.

Which was committed to the Committee on Public Health and Welfare.

Messrs. ROSENFELD, DiSILVESTRO and STIEFEL read in place and presented to the Chair Senate Bill No. 141, entitled:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania abolishing County of Philadelphia as a separate political entity and providing for administering of County functions by City of Philadelphia.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. STIEFEL read in his place and presented to the Chair Senate Bill No. 142, entitled:

An Act making an appropriation to the Trustees of Temple University at Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, I desire to make a prefatory remark before introducing this bill.

The purpose of this bill is to enhance the safety of the highways.

It proposes two measures, one to raise the age limit for learners from 16 years of age to 18 years of age. The other one is to provide that if a person is guilty of a flagrant violation of the laws, he or she must first undergo an examination before securing a permit to drive again.

BILLS INTRODUCED AND REFERRED

Mr. STIEFEL read in his place and presented to the Chair Senate Bill No. 143, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by further regulating the issuance, renewal and restoration of operators' licenses.

Which was committed to the Committee on Highways.

Mr. MALLERY read in his place and presented to the Chair Senate Bill No. 144, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the Mercy Hospital of Altoona, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 145, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of The Nason Hospital, Roaring Spring, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. LLOYD H. WOOD read in his place and presented to the Chair Senate Bill No. 146, entitled:

An Act to amend the title and to further amend the act, approved the seventeenth day of June one thousand nine hundred fifteen (P. L. 1012), entitled "An act regulating the business of loaning money in sums of three hundred (\$300) dollars or less, either with or without security, to individuals pressed by lack of funds to meet immediate necessities; fixing the rates of interest and charges therefor; requiring the licensing of lenders; and prescribing penalties for the violation of this act" by increasing the maximum loan to six hundred (\$600) dollars, fixing the rates of interest on balances in excess of three hundred (\$300) dollars and extending the maturity limitation on loans.

Which was committed to the Committee on Banking.

PERMISSION TO ADDRESS SENATE

Mr. WADE asked and obtained unanimous consent to address the Senate.

Mr. WADE. Mr. President, because of the debate that

took place here on the floor last week, and also because the toll bridge situation in Pennsylvania has been a burning problem for twenty years or more, I just want to tell the members of the Senate that the committee of attorneys which has been working on that legislation has been very active during the last week, and hope that by the end of this week, ready for introduction next week, to have the bills that we consider will be a bullet proof plan to free the bridges of Pennsylvania of tolls.

I want to say to my colleague on the other side of the Senate that we welcome any plan that they have. The purpose of the whole movement is to free the bridges of tolls, and we welcome their plan or plans. Theirs may be better than ours when it is finally decided.

RESOLUTIONS

TIME OF NEXT MEETING

Mr. ROBINSON, offered the following resolution, which was twice read, considered and agreed to:

In the Senate, January 24, 1949.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, January 31, 1949, at four o'clock, p. m. E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, January 31, 1949, at four-thirty o'clock, p. m., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RULES OF THE SENATE BE AMENDED

Messrs. HOLLAND, DENT and HALUSKA offered the following resolution which was twice read and referred to the Committee on Rules:

In the Senate of Pennsylvania,
January 24, 1949.

Whereas, there is no mandatory provision in the Rules of the Senate to permit the call of a public hearing upon legislation before the various committees of the Senate.

Now Therefore be it, Resolved that the Rules of the Senate be amended by adding thereto the following rule:

Upon the signed petition of seventeen Senators requesting a public hearing on legislation referred to any committee, the Chairman on such committee shall, within a reasonable time after the presentation of such petition, arrange to hold such a public hearing.

CALENDAR

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 14, entitled:

An Act to further amend section one of the act approved the Twenty-fifth day of July, one thousand nine hundred seventeen (P. L. 1209) entitled "An act to authorize the acquisition, by purchase or condemnation, of lands for a park, and the erection of a monument commemorative of Washington crossing the river Delaware, and for the appointment of a commission to acquire said lands and erect such monument; and making an appropriation for the purpose of this act," authorizing the acquisition of additional grounds.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 18, entitled:

An Act authorizing the Department of Property and Supplies to accept on behalf of the Commonwealth certain real estate adjoining property of the Philipsburg State Hospital in Rush Township, Centre County, Pennsylvania.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 32, on second reading, entitled:

An Act to further amend section two hundred twenty f the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by providing for the issuing of lifelong free resident fishing licenses to persons sixty-five years of age or over.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 53, entitled:

An Act to amend Article IX, Clause (h) of Section nine hundred forty-three, and Article X, Section ten hundred four, of the Act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by increasing the penalty for the unlawful killing of bears.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 54, on second reading, entitled:

An Act to further amend sections four hundred twenty-two, four hundred twenty-three and four hundred twenty-four of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," further regulating contributions made by county commissioners towards funeral expenses of deceased service persons and their widows.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 55, entitled:

An Act to further amend clause (b) of section fifty and section two hundred sixty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," further providing for the number of openings in minnow traps.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 56, on second reading, entitled:

An Act to further amend sections two and three, and to amend section four of the act, approved the eleventh day of June, one thousand nine hundred thirty-five (P. L. 326), entitled "An act relating to counties of the first class; defining deceased service persons; providing for contributions by the county to the funeral expenses for such persons and their widows; providing for the erection and care of markers, headstones, and flags, and for the compilation of war records," further regulating contributions made by county commissioners towards funeral expenses of deceased service persons and their widows.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 69, on second reading, entitled:

An Act to amend Article IV, Sections four hundred eight, four hundred nine, four hundred ten, four hundred eleven, four hundred twelve, and four hundred nineteen, of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," to correct an error in the provisions concerning the size of mesh to be used by propagating permittees; changing the method of tagging propagated game or eggs; providing penalties for failure to maintain proper records of propagation transactions, and submission of annual reports of special permittees; and adding bobwhite quail to list of birds authorized to be killed on Regulated Shooting Grounds.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL RECOMMENDED

Mr. WALKER. Mr. President, I move that Senate Bill No. 92, on second reading, entitled:

An Act to further amend section one hundred eighty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by eliminating certain powers of the board with regard to devices to enable fish to migrate.

be recommitted to the Committee on Forests and Waters, Game and Fish.

Mr. TALLMAN. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 99, entitled:

An Act to add a new section to article two of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-three (P. L. 1001), entitled, as amended, "An act providing for the regulation of aeronautics within this Commonwealth; conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto; providing for the licensing and registration of airman and aircraft; establishing the legal status of air navigation; providing for sovereignty in, and ownership of, space; providing for lawfulness of flights; regulating civil causes of action arising out of operation of aircraft; fixing the status of contracts, crimes, and torts in, by, or by means of operation of aircraft; imposing duties upon officers, burgesses, magistrates, aldermen, justices of the peace, the courts and clerks thereof; providing for denial or revocation of licenses; providing for certain penalties and their disposition; and repealing certain existing laws," defining the Commonwealth airways system.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 100, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania, by adding thereto a new section authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Tuesday, January 25, 1949, at 1:00 o'clock, p. m., Eastern Standard Time.

Mr. TALLMAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:15 o'clock, p. m., Eastern Standard Time until Tuesday, January 25, 1949, at 1:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, January 24, 1949

The House met at 4:30 p. m.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Rev. William Hugh Fryer, offered the following prayer:

O Lord God Almighty, guide, we pray Thee, all those to whom Thou hast committed the government of this State, and grant to them Thy gifts of wisdom and understanding, of counsel and strength, that upholding what is right, and following what is true, they may obey Thy holy will and fulfill Thy divine purposes. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Tuesday, January 18, 1949.

The Clerk proceeded to read the Journal of Tuesday, January 18, 1949, when, on motion of Mr. George unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILL INTRODUCED AND REFERRED

By Messrs. BRUNNER and ANDREWS.

HOUSE BILL No. 101.

An Act to amend the act, approved the twenty-first day of January, one thousand nine hundred forty-seven (P. L. 3) entitled "An act relating to officers and employes of the General Assembly; fixing the number, qualifications, compensation, mileage and duties of the officers and employes of the Senate and of the House of Representatives; providing for their election or appointment, term of office, or of service, removal, and manner of filling vacancies; and making appropriations to the Senate, House of Representatives and Legislative Reference Bureau," by changing the compensation of the officers and employes of the Senate and the House of Representatives; and making appropriations.

Referred to the Committee on Appropriations.

REPORT OF THE LEHIGH COAL AND NAVIGATION COMPANY

The Speaker laid before the House the Report of the Lehigh Coal and Navigation Company relative to tolls received by that Company during the year 1948.

(For report see Appendix).

COMMUNICATION

The Speaker laid before the House a communication from Florence D. Walker, Nurse, Philadelphia Home for Incurables, inclosing a copy of a song entitled "Pennsylvania."

Referred to the Committee on Education.

NEW YORK CONCURRENT RESOLUTION NO. 11

The Speaker laid before the House a communication together with a Senate Concurrent Resolution No. 11, of the State of New York, relative to Federal Income Taxes.

Referred to Committee on Rules.

COMMUNICATION

The SPEAKER laid before the House a communication

from The Pennsylvania State School Directors' Association which was read by the Clerk as follows:

THE PENNSYLVANIA STATE SCHOOL DIRECTORS' ASSOCIATION

January 3, 1949.

Mr. Herbert P. Sorg,
Speaker of the House of Representatives,
Capitol Building,
Harrisburg, Pennsylvania

Dear Mr. Sorg:

This is to again request the use of the House Chamber for the Sectional Meeting of Third Class Districts held in connection with the 53rd annual convention of the State School Directors Association Thursday and Friday, February 3rd and 4th 1949.

The Sectional Meeting will be held Thursday afternoon, February 3rd, starting about 3:00 P. M.

We trust that the House of Representatives will again be able to grant us the use of this room. We assure you that nothing will be disturbed on the desks of the members.

Very truly yours,

P. O. Van Ness,
Executive Secretary

P. O. VN/amc

PERMISSION GRANTED TO USE HALL OF HOUSE

Mr. SOLLENERGER. Mr. Speaker, I move that the use of the Hall of the House be granted to The Pennsylvania State School Directors' Association on February 3 and 4, 1949 at 3:00 p. m.

The motion was agreed to.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. WOOD asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

REPORTS FROM COMMITTEES

Mr. BOWER from the Committee on Appropriations, reported as committed, House Bill No. 101, entitled:

An Act to amend the act, approved the twenty-first day of January, one thousand nine hundred forty-seven (P. L. 3) entitled "An act relating to officers and employes of the General Assembly; fixing the number, qualifications, compensation, mileage and duties of the officers and employes of the Senate and of the House of Representatives; providing for their election or appointment, term of office, or of service, removal, and manner of filling vacancies; and making appropriations to the Senate, House of Representatives and Legislative Reference Bureau," by changing the compensation of the officers and employes of the Senate and the House of Representatives; and making appropriations.

Mr. CHARLES C. SMITH from the Committee on Rules, reported as committed House Resolution No. 6.

The resolution was laid over under the rules for printing.

BILL ON FIRST READING

Mr. BOWER asked and obtained unanimous consent for House Bill No. 101, to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 101, entitled:

An Act to amend the act, approved the twenty-first day of January, one thousand nine hundred forty-seven (P. L. 3) entitled "An act relating to officers and employes of the General Assembly; fixing the number, qualifications, compensation, mileage and duties of the officers and employes of the Senate and of the House of Representatives; providing for their election or appointment, term of office, or of service, removal, and manner of filling vacancies; and making appropriations to the Senate, House of Representatives and Legislative Reference Bureau," by changing the compensation of the officers and employes of the Senate and the House of Representatives; and making appropriations.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

REPORT OF JOINT STATE GOVERNMENT COMMISSION

Mr. KENT presented the report of the Joint State Government Commission, January, 1949, dealing with "Commonwealth-Owned, Tax-Exempt Real Property."

(For Report see Appendix).

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 2, entitled:

An Act to further amend sections thirty-one and thirty-two of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 869), entitled "An act providing for the organization, government, discipline, maintenance, and regulation of the armed land forces of this Commonwealth," by eliminating certain provisions for per diem pay.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 3, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by changing the rank which the Adjutant General may have in the Pennsylvania National Guard.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 4, entitled:

An Act authorizing the Armory Board of the State of Pennsylvania, with the approval of the Governor, to acquire a certain tract of land for use of the Armory Board of the State of Pennsylvania and making an appropriation therefor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 7, entitled:

An Act to amend section two of the act approved the seventeenth day of March one thousand nine hundred twenty-five (P. L. 34) entitled "An act regulating the sale of oysters at retail" making first and second violations of said act summary offenses instead of misdemeanors

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 8 entitled:

An Act to further amend section five of the act, approved the eleventh day of March, one thousand nine hundred nine (P. L. 15) entitled "An act relating to non-alcoholic drinks; defining the same; and prohibiting the manufacture, sale, offering for sale, exposing for sale, or having in possession with intent to sell, of any adulterated or misbranded non-alcoholic drinks; and providing penalties for the violation thereof, and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 9 entitled:

An Act to further amend section three of the act, approved the eighth day of June, one thousand nine hundred eleven (P. L. 712), entitled "An act relating to milk; providing for the protection of the public health, and the prevention of fraud and deception, by regulating the sale of milk, skimmed milk and cream; providing penalties for the violation thereof; and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 10 entitled:

An Act to amend section four of the act, approved the third day of March, one thousand nine hundred twenty-five (P. L. 10), entitled "An act relating to fruit syrups, and prohibiting the manufacture, sale, offering for sale, exposing for sale or having in possession with intent to sell, of any adulterated or misbranded fruit syrups; and providing penalties for the violation thereof; and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 11 entitled:

An Act to amend section three of the act, approved the twenty-ninth day of June, one thousand nine hundred twenty-three (P. L. 929), entitled "A supplement to an act, approved the twenty-first day of March, one thousand nine hundred twenty-three, entitled 'An act for the prevention of fraud and the protection of the public health; relating to milk, cream or skimmed milk, whether or not condensed, evaporated, concentrated, dried, powdered, or desiccated; prohibiting the introduction of foreign fats into them; regulating the sale of and defining condensed, concentrated, and evaporated milk; stipulating penalties for the infraction thereof; and providing for the enforcement thereof'; defining condensed, concentrated, and evaporated skimmed milk, and compounds thereof; regulating the manufacture, sale, and exchange thereof; and providing penalties," making first and second violations of said act summary offenses instead of misdemeanors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 12 entitled:

An Act to amend section four of the act, approved the twenty-first day of March, one thousand nine hundred twenty-three (P. L. 28) entitled "An act for the prevention of fraud and the protection of the public health; relating to milk, cream, or skimmed milk, whether or not condensed, evaporated, concentrated, dried, powdered, or desiccated; prohibiting the introduction of foreign fats into them; regulating the sale of and defining condensed; concentrated and evaporated milk; stipulating penalties for the infraction thereof, and providing for the enforcement thereof" making first and second violations of said act summary offenses instead of misdemeanors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 13 entitled:

An Act to amend section three of the act, approved the tenth day of July, one thousand nine hundred nineteen (P. L. 900), entitled "An act relating to eggs, prohibiting the sale, offering for sale, exposing for sale, or having in possession with intent to sell, eggs, for and as fresh, that are not fresh eggs, or of branding or of labeling or marking eggs as being fresh eggs that are not fresh eggs; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," making first and second violations of said act summary offenses instead of misdemeanors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 14 entitled:

An Act to amend section one of the act, approved the twenty-eighth day of March, one thousand nine hundred five (P. L. 64), entitled "An act to prohibit the selling, shipping, consigning, offering for sale, exposing for sale, or having in possession with intent to sell, as fresh, any meat, poultry, game, fish, or shell fish which contains any substance or article possessing a preservative or coloring character or action; making the same a misdemeanor; and to prescribe penalties and punishment for violations, and

the means and the methods of procedure for the enforcement thereof," making the first and second violations of said act summary offenses instead of misdemeanors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 15 entitled:

An Act to amend section twelve of the act, approved the twenty-sixth day of June, one thousand nine hundred nineteen (P. L. 670), entitled "An act defining cold storage, and regulating time of storage of certain articles of food, and providing penalties for the violation of the provisions of this act," making first and second violations of said act summary offenses instead of misdemeanors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 16 entitled:

An Act to further amend section one of the act, approved the tenth day of June, one thousand eight hundred ninety-seven (P. L. 142), entitled "An act to prohibit the adulteration or coloring of milk or cream by the addition of so-called preservatives or coloring matter, and to provide for the enforcement of the same," making first and second violations of said act summary offenses instead of misdemeanors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 17 entitled:

An Act to amend section two of the act, approved the twenty-sixth day of March, one thousand nine hundred twenty-five (P. L. 83), entitled "An act for the protection of public health by regulating the serving of milk for drinking purposes to patrons of hotels, restaurants, lunch rooms, fountains, and dining cars; and providing penalties," making first and second violations of said act summary offenses instead of misdemeanors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

RESOLUTION

FIXING LAST DAY FOR INTRODUCTION OF BILLS

Mr. BRUNNER offered a resolution and asked and obtained unanimous consent for its immediate consideration. The resolution was read by the Clerk as follows:

In the House of Representatives, January 24th, 1949.

Resolved, That Thursday, March 3, 1949 be fixed as the last day for introduction of bills in the House of Representatives during this regular session, except bills making appropriations and raising revenues.

On the question,

Will the House adopt the Resolution?

It was adopted.

RESOLUTION

Mr. WEISS offered a resolution which was laid over for printing.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair recognizes a former Member of the House, the gentleman from Wayne, Mr. Arthur J. Hall. The Chair is very happy to note that the gentleman is present.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. SPEAKER. Instead of introducing a resolution at this time, I desire to file a request. Members of the House are presumably familiar with the School Health Act passed at the 1947 session of the General Assembly. The Act provides for medical and dental examinations of all children of school age during the time they are members of the first, third, fifth, seventh, ninth and eleventh grades of any school in the Commonwealth and also for medical and dental examination for teachers, janitors, cooks and other cafeteria help, and all others employed by the schools within the Commonwealth, the examinations to be given at least every two years.

Since the School Health Act has been in effect since June 1, 1945 it should be possible to at least begin checking on its practical operation. To what extent have the medical and dental needs that have been revealed as a result of the examination of first grade children been met by the time they have entered the third grade?

To what extent are parents cooperating with the medical and dental examiners? Has the School Health Act actually done anything except create a growing file of needs which should be given attention, but which are not actually attended to? There are various other angles incident to the operation of the School Health Act which perhaps should be inquired into. In view of the importance of this matter, we are requesting that the House Committee on Public Health and Sanitation make such inquiries as will enable it to report authoritatively as to what actually has been accomplished through the passage of Act 425 enacted at the 1945 session of the General Assembly. In far too many instances perhaps, the General Assembly enacts laws designed to serve a public need, but fails to follow through and ascertain whether objectives which a particular piece of legislation was designed to serve have actually been reached. And so, for the reasons stated, and for other reasons which could be stated, we request that the Public Health and Sanitation Committee make inquiry concerning the practical operation of the School Health Act and report its findings to this House prior to the time the General Assembly is asked to pass upon a School Health Act appropriation.

PERMISSION TO ADDRESS HOUSE

Mr. LEE asked and obtained unanimous consent to address the House.

Mr. Speaker, as Chairman of the Committee Health

and Sanitation, I will be very happy to develop that information for the benefit of the Members of the House.

ANNOUNCEMENT

The SPEAKER. The Chair requests that Members introducing resolutions send at least five copies to the desk. The Reference Bureau is delivering eight copies to you. All extra copies are needed by the Official Reporter and Recording Clerks.

QUESTION OF INFORMATION

Mr. MORAN. Mr. Speaker, I arise to a question of information.

The SPEAKER. The gentleman will state his question of information.

Mr. MORAN. Regarding resolutions, it is not clear to me, Mr. Speaker, whether you mean Joint Resolutions of the House and Senate, amending the Constitution, or resolutions just to be presented to the Chair. Is it necessary that they all be presented by five copies?

The SPEAKER. For the information of the gentleman, the Chair wishes to advise the gentleman that he has reference only to those resolutions which are presented to the House in the usual manner, and not those which taken the usual course of a bill. Not Joint Resolutions, but House and Senate Concurrent Resolutions. Only House and Concurrent Resolutions are referred to by the Chair in making that request.

MEMBER CONGRATULATED

The SPEAKER. The Chair at this time desires to felicitate the gentleman from Lancaster, Mr. Wood, dean of the House on this, the anniversary of his birth.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair wishes also to welcome to the Hall of the House a former Member from Perry, Mr. R. M. Barton. The Chair is delighted to note his presence in the House again.

COMMITTEE MEETINGS

Public Health and Sanitation, Room Number 522, Tuesday, January 25, at 12:45 p. m.

Law and Order, Room Number 325, Tuesday, January 25, at 11:30 a. m.

ADJOURNMENT

Mr. FERSTER. Mr. Speaker, I move that this House do now adjourn until Tuesday, January 25, 1949, at 1:00 p. m.

The motion was agreed to, and (at 5:25 p. m.) the House adjourned.

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., TUESDAY, JANUARY 25, 1949.

No. 5.

SENATE

TUESDAY, January 25, 1949

The Senate met at 1:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

PRAYER

The Chaplain, Rev. REED O. STEELY, D. D. S. offered the following prayer:

Our God and Father, we would in the words of the Psalmist exclaim: "The Lord is the portion of mine inheritance . . . Thou maintainest my lot. The lines are fallen unto me in pleasant places yea I have a goodly heritage."

We beseech Thee to take possession of this restless world and transform it by Thy Grace. Set up Thy banner in every land and in every heart.

Be pleased to bless with wisdom and good judgment the members of this law-making body, the Senate. Direct the movements of government, enter the marts of trade, and fill the earth with righteousness and peace.

We are weary of having our own way. Establish Thy throne in our hearts. Thy way is Truth; Thy will is holiness, Thy constraint is liberty, Thy law is love. Make us willing subjects of Thine.

May Thy Kingdom come, and Thy will be done on earth as it is in Heaven; for Thine is the Power and the Glory, forever and ever. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. FARRELL, further reading was dispensed with, and the Journal was approved.

SENATE BILL NO. 100 CALLED UP

Mr. WALKER. Mr. President, I would like at this time to digress from the order of business if I may.

The PRESIDENT. Hearing no objection, the gentleman from Allegheny may proceed.

Mr. WALKER. Mr. President, I would like at this time to request unanimous consent to call up out of order on the Senate Calendar, Senate Bill No. 100, Printers No. 11, which appears on page 3 of the third reading calendar, which is a joint resolution proposing an amendment to Article 9 of the Constitution, Commonwealth of Penn-

sylvania, by adding thereto a new section authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans.

This bill is sponsored by Senator Donlan, and I have the honor to make this request on behalf of all of the ex-servicemen in this body.

At this time, Mr. President, I ask unanimous consent to have the Senate pass this bill and send it over to the House, so that this may be the first bill passed at this session of the Legislature.

The PRESIDENT. Hearing no objection, we will suspend the order of business, and take up Senate Bill No. 100, which appears on the third reading calendar.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 100, as follows:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto a new section authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows

Section 1 The following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That article nine of the Constitution of the Commonwealth of Pennsylvania be amended by adding thereto a new section to read as follows

Section 22 In addition to the purposes stated in article nine section four of this Constitution the Commonwealth may be authorized by law to create debt and to issue bonds to the amount of \$500,000,000 for the payment of compensation to certain persons from this Commonwealth who shall have served in the armed forces of the United States or of any of her allies during World War II between the seventh day of December one thousand nine hundred forty-one and the second day of September one thousand nine hundred forty-five for the service of such persons to their country whether or not they be living when distribution shall be made and if such persons shall be deceased when distribution shall be made such deceased person's compensation shall be paid to his spouse child children or parents

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

CIVICS CLASS OF WEST READING HIGH SCHOOL
PRESENTED TO THE SENATE

Mr. RUTH. Mr. President and members of the Senate, I take pleasure in presenting to the Senate the Civics class of the West Reading High School, under the leadership of Mr. Shalter and Mrs. Gresh, who are visiting us in the balcony.

The PRESIDENT. The Chair, on behalf of the members of the Senate, welcomes the members of the Civics class of West Reading High School and their instructors, and hope you will enjoy your visit here.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 25, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

Thomas M. Malloy, 264 Kobuta Homes, Monaca, Beaver County, as Justice of the Peace in and for the Township of Potter, Beaver County, until the first Monday of January, 1950, to fill a vacancy.

Louis P. Moreland, Box 301, R. D. 1, Blairsville, Indiana County, as Justice of the Peace in and for the Township of Burrell, Indiana County, until the first Monday of January, 1950, vice Mary E. Kuhns, resigned.

JAMES H. DUFF.

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. LORD, JR. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on January 25, 1949.

Mr. WOLFE. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 25, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ARMSTRONG COUNTY

Claude E. Hill, Leechburg.

BEAVER COUNTY

Edward A. Bentley, Beaver Falls.

H. C. Kaste, Beaver.

A. Roy Mauk, Ambridge.

BERKS COUNTY

Miss Gertrude C. Frazer, Reading.

CARBON COUNTY

George F. McDonald, Lansford.

CLINTON COUNTY

Mrs. R. Elsie Harris, Porter Twp., Lamar.

LEBANON COUNTY

John O. Oberholtzer, Lebanon.

Mrs. Arlene A. Sherman, Lebanon.

LEHIGH COUNTY

Miss Estella M. Gavalla, Allentown.

Mrs. Pearle A. Yutz, Allentown.

LYCOMING COUNTY

Joseph T. Johnson, Duboistown.

NORTHUMBERLAND COUNTY

Mrs. Dorothy E. Emschweiler, Shamokin.

PERRY COUNTY

Mrs. Isobel A. Stansfield, Wheatfield Twp, R. D. 1, Duncannon.

PHILADELPHIA COUNTY

Russell E. Davis, Phila., 5705 W. Master St. (31).

George M. Harbison, Phila., 1825 N. 10th St.

SCHUYLKILL COUNTY

Mrs. Laura Margaret Keich, Tamaqua.

WESTMORELAND COUNTY

Ralph Hostetler, Mount Pleasant.

JAMES H. DUFF.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 25, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following persons for reappointment as Notaries Public, for terms of four years to compute from the dates set opposite their names:

ALLEGHENY COUNTY

John B. Berola, Coraopolis, January 27, 1949.

Miss Catherine Snyder, Pittsburgh, 344 Union Trust Bldg., January 27, 1949.

DELAWARE COUNTY

William E. Griffith, Aston Twp., Glen Riddle, January 27, 1949.
J. Guy McCormick, Upper Darby Twp., 7114 Pa. Ave., Upper Darby, January 27, 1949.

FAYETTE COUNTY

Miss Vallie E. Switzer, Markleysburg, January 27, 1949.

LEHIGH COUNTY

Samuel Glickman, Catasauqua, January 27, 1949.
Oscar T. Iobst, Emmaus, January 27, 1949.
Miss Fay Seaman, Allentown, January 27, 1949.
Mrs. Marjorie G. Snelling, Allentown, January 27, 1949.

MONTGOMERY COUNTY

Mrs. Marie P. Franko, Cheltenham Twp., 109 S. Easton Rd., Glenside, January 27, 1949.

PHILADELPHIA COUNTY

G. B. Rementer, Phila., 1651 N. Broad st. (22), January 27, 1949.
Romeo Zappasodi, Phila., 721 Carpenter St., January 27, 1949.

SCHUYLKILL COUNTY

LeRoy C. Shollenberger, Pottsville, January 27, 1949.

NORTHAMPTON COUNTY

Mrs. Hilda Vinson, Easton, January 28, 1949.

LAWRENCE COUNTY

J. Roy Mercer, New Castle, January 29, 1949.

WASHINGTON COUNTY

Miss Elizabeth Jakubec, Charleroi, January 30, 1949.

ALLEGHENY COUNTY

Miss Eleanor M. Grady, Pittsburgh, 1804 Oliver Bldg., February 3, 1949.

PHILADELPHIA COUNTY

Louis I. Edelman, Phila., 4216 Lancaster Ave., February 3, 1949.
Herman Greenspan, Phila., 2623 N. 31st St., February 3, 1949.
Adam J. Strong, Phila., 6502 Rising Sun Ave., February 4, 1949.

LYCOMING COUNTY

Miss Marie L. Cloud, Jersey Shore, February 5, 1949.

WASHINGTON COUNTY

Mrs. Gene Igoe, Charleroi, February 5, 1949.

PHILADELPHIA COUNTY

Miss Gertrude M. Loney, Phila., 22d Fl. Mkt. St. Natl. Bank Bldg., February 7, 1949.

ERIE COUNTY

Jennings A. Bard, Erie, February 9, 1949.

PHILADELPHIA COUNTY

James J. Malone, Phila., 3236 Lancaster Ave. (4), February 9, 1949.

LEHIGH COUNTY

Lloyd A. Geist, Coplay, February 12, 1949.

PHILADELPHIA COUNTY

Miss Lulu V. Votteler, Phila., 210 N. 21st St., February 12, 1949.

Miss Gertrude Taylor, Phila., 132 City Hall, February 13, 1949.

McKEAN COUNTY

Carmelo Giancotti, Bradford, February 14, 1949.

ALLEGHENY COUNTY

Frank J. Hohman, Pittsburgh, 319-3d Ave, February 16, 1949.

CLARION COUNTY

Mrs. Susan E. Pierce, Knox, February 19, 1949.

LANCASTER COUNTY

George F. Weidler, Akron, February 19, 1949.

BEAVER COUNTY

Wilbert H. Wise, Jr., Beaver Falls, February 23, 1949.

WESTMORELAND COUNTY

Joseph Saladiak, Monessen, February 23, 1949.

DAUPHIN COUNTY

Mrs. Mary E. Rowe, Harrisburg, February 25, 1949.

JAMES H. DUFF.

NOMINATIONS FOR NOTARIES PUBLIC

A motion was made by Mr. LORD, JR., and Mr. WOLFE, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

COMMUNICATION

The CHAIR cleared his table and laid before the Senate the following communication which was read by the Clerk:

SAVING FUND SOCIETY OF GERMANTOWN
AND ITS VICINITY

January 14, 1949

Presiding Officer of the Senate,
Harrisburg, Penna.

Dear Sir:

In accordance with Article 13 of our Charter, we are enclosing a copy of the 94th Annual Statement of the Saving Fund Society of Germantown and Its Vicinity.

Very truly yours,

H. H. HEWETT,
Treasurer

The PRESIDENT. The communication will be noted in the Journal and the report will be printed in full in the Appendix.

PETITIONS AND REMONSTRANCES

Mr. KEPHART. Mr. President, there seems to be considerable misunderstanding in the public press concerning Senate Bill No. 3, the purpose of which is to merge the City and County of Philadelphia.

For sometime past there has been much agitation for City-County consolidation. At the 1945 session of the Legislature I introduced a bill to accomplish this purpose and my bill passed the Senate. The present bill introduced by me has the same objective although it is somewhat different in form. I wish it understood that I have no pride of authorship in the form of the bill and if the same objectives can be carried out with a different wording, I will be glad to support it. However, it is important to keep the objectives and the means and limitations in view.

It is universally recognized that a constitutional amendment will be required to carry out City-County consolidation. Mr. Kauffman, Chairman of the Chamber of Commerce of Philadelphia, voiced the viewpoint of the five leading Civic Organizations, the Chamber of Commerce, the Bureau of Municipal Research, the Citizens' Council on City Planning, the Committee of Seventy, the Philadelphia Committee of Pennsylvania Economy League, in the following language:

"We recognize that this would require an amendment to the Constitution."

The consolidation objectives of these five Civic Organizations, as stated in the pamphlet "How to Modernize Philadelphia's Government" at pages 7 and 8 are as follows:

"It is sometimes said that complete consolidation is desirable for Philadelphia because city and county governments are wastefully duplicating each other's work. But duplication has never been a serious problem and is not now.

It is said also that consolidation would enable Philadelphians to discontinue some county functions that have outlived their usefulness. This is not correct either, for all the present activities of County officers would have to be continued.

What advocates of consolidation want is that all the present functions of county officers be performed by city officers, and that as many as possible be performed by appointed city officers."

Senate Bill No. 3 accomplishes these objectives by authorizing the Legislature or a Home-Rule Commission to give City Officials the power to perform the functions of those offices which are now county offices. The only difference I can see between the request of the five Civic Organizations and Senate Bill No. 3 is that they favor giving the Mayor power to appoint all officials of the consolidated City-County; whereas Senate Bill No. 3 provides for a reduction in the number of new officers and their election. In other words, Senate Bill No. 3 strikes off fetters imposed by the present constitution and adds none.

This difference of opinion whether we should have

appointed officials or elected officials takes us into a discussion of fundamental principles of Government.

We, in this country, have always believed in the principle that our officials govern, and our governmental institutions exist by and with the consent of the governed. We have always believed in the right of the people to vote for their public officers.

I do not need to remind you that the great and basic differences between our form of government and that of Communist Russia is whether the people are free to elect their own public officials. When Russia took over Poland and the other satellite states the freedom of the people to elect their public officials died and dictatorship marched in.

In the history of this country we find that one of the most precious heritages our ancestors fought for was the freedom of self-government as expressed by the voice of the people at elections. In recent years, due to the complexities of society, there has grown up in this country, a group of appointed public officials known as administrators or administrative boards such as the Public Utility Commission and the Liquor Control Board, etc., and I need not remind you that the results of such a system are none too happy. These administrative boards are autocratic and dictatorial; they are responsible to no one; they are a law unto themselves. The reason for this bad situation is that they are appointed and not elected by the people, and therefore, are not responsive to the will of the people.

In like manner in connection with this problem, the election of one officer, the Mayor, who appoints all other officers will result in their being responsible to him and they will no longer be responsible to the people. This is clearly undesirable.

Furthermore, to concentrate so much power in one man, the Mayor, is the first step toward dictatorship. With so much power he will be able to create a personal organization and perpetuate himself in power indefinitely. We have all seen examples of this.

In addition to the foregoing, in eliminating certain officers, it is necessary to remember that Philadelphia is a part of the Commonwealth of Pennsylvania and a certain amount of uniformity with the rest of the state must be continued in effect. We in Philadelphia can not expect to secede from the Commonwealth of Pennsylvania and have a separate government all our own. It is for this reason that certain offices must be retained as such. The most we can do is to provide that their functions be performed by the officers of the consolidated City-County. Also, while we can reduce the number of elected officials, so that the people will be able to more intelligently express their will, we can not countenance the disfranchisement of the public.

Mr. Justice Sterne of the Supreme Court of Pennsylvania in a pamphlet entitled "A Discussion of the Principles of Freedom" issued by "Forces United" has stated:

"The right to vote is the most basic and fundamental right of our political system. It is the foundation of democratic government which assumes that all rights belong to the people. Government can have only those rights given them by the people and the vote is the means by which they are chosen."

We of the Republican Party have faith in the people and in their intelligent exercise of this inalienable right to vote. We are opposed to great concentration of power in one man and dictatorship. It is for this reason we feel that a minimum number of officials of the consolidated City-County should be elected rather than appointed. As I said yesterday, the Republican Party has faith in the people.

Mr. STIEFEL. Mr. President, in connection with the statement made by Senator Kephart, I would like to rise on a question of legislative inquiry. I desire to interrogate the gentleman from Philadelphia.

The PRESIDENT. Will the Senator from Philadelphia permit himself to be interrogated?

Mr. KEPHART. I will, Mr. President.

Mr. STIEFEL. Mr. President, I would like to know who is the present head of the Joint State Government Commission, is it Senator Walker or Senator Heyburn.

Mr. KEPHART. Mr. President, I would assume that the gentleman from Philadelphia, Mr. Stiefel, would know the answer to that question without asking me. Of course, I know it is Senator Heyburn.

Mr. STIEFEL. Mr. President, I still cling to the statement which I made last week, that the Joint State Government Commission which is in my opinion a very efficient body and makes a thorough and incisive study of a problem, came to Philadelphia and heard a lot of testimony and then was supposed to submit a report to the General Assembly of Pennsylvania pertaining to this survey.

Mr. President, I would like to ascertain from the gentleman from Allegheny, Senator Walker, in the absence of Senator Heyburn, as to whether or not the Joint State Government Commission is going to file a report pertaining to the City-County survey in Philadelphia.

The PRESIDENT. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. WALKER. I will, Mr. President.

Mr. STIEFEL. Mr. Walker, I understand that you are going to be, in the near future, the head of The Joint State Government Commission. Am I correct in that assumption?

Mr. WALKER. Oh, Mr. President, I desire to thank the gentleman from Philadelphia very much for that rapid promotion, but the new members of the Joint State Government Commission as yet have not been appointed by the President pro tempore of the Senate and the Speaker of the House. Those who are presently on that body, their terms expire February 1, or until their successors have been appointed, which is the way I think the law reads. This is the first I have heard I am going to be the new chairman. I hope that the gentleman from Philadelphia can persuade the rest of the members of the Commission that that is so.

Mr. STIEFEL. I will still proceed with my inquiry, and maybe Senator Walker will be able to answer. As the leading and active member on the floor, I would like to know whether the Joint State Government Commission will file a report to which findings concerning the City-County survey in Philadelphia.

Mr. WALKER. Mr. President, it is my understanding that the Committee of the Joint State Government Com-

mission intends to file a report. Of course, Mr. President, I am only, I think about one seventh or one twelfth of that committee, but it is my understanding Mr. President that such a report will be filed.

Mr. STIEFEL. Mr. President, the reason I am making this inquiry is because in the report which was filed and placed on our desks the statement pertaining to the City-County survey in Philadelphia is rather important, because there is no intimation that a report will be filed, and in my opinion, I would rather listen to what is embodied in that report than to the statements of the various civic groups which were mentioned by Senator Kephart.

I feel that this matter pertaining to the situation in Philadelphia requires a very thorough study before we come to any definite conclusion.

Mr. ROSENFELD. Mr. President and members of the Senate, I listened with a great deal of interest to my good friend, Senator Kephart, trying to explain away the bills which he introduced last week to the satisfaction of the press in Philadelphia.

Thus far, the only criticism of these measures has been editorials in the Philadelphia Inquirer, and the Evening Bulletin of that city. I will not go to the trouble of reading in detail the contents of the editorials, except to say that one is entitled "Fake Consolidation," a re-print from The Evening Bulletin of January 4. The other one is entitled, "No Half Way City-County Merger Plan," an editorial which appeared in the Philadelphia Inquirer as of last Wednesday. Another one is entitled, "The Immovable County", which appeared in The Evening Bulletin, Saturday, January 22.

It is good sometimes to be able to point to the press of your own town with pride, when it takes up an issue which of interest and concern to the citizens of the city. I repeat again, I listened with interest to my good friend, Senator Kephart, and I think that while the essay he submitted to the members of this Senate was interesting, it twisted quite a bit, and it twisted to this point, it has nothing to do with bureaucracy, it has nothing to do with dictatorship. We in this country have a democracy, we have it in Washington where the only two people we elect are the President, the Vice President and the Legislature. Every one else is appointed, and if there is any criticism to be leveled at any department, the Executive is the one who has to take it and explain away that criticism. We have a Commonwealth which is run on the same principle; we elect only five of our state officials, in addition to the Legislature, and that is the Governor, the Lieutenant-Governor, the Secretary of Internal Affairs and our fiscal offices, and as far as I am concerned, we could do away with at least two of those elective offices, and make them appointive.

There is no reason why, when we get down into the lower strata of government, that we have to elect more officers and more officials and, if anything, the situation should be reversed. The difficulty in Philadelphia, and probably in many places, is that we have too many elected officials, and when we say we are opposed to the election of too many officials, it does not mean we are interested in dictatorships. The result can only be a better government with a responsible head, and if any criticism is to be leveled anywhere, the Mayor would not be in position to shake his head and say, "I have no control

over that department", because he is elected by the people or vice versa.

I think, Mr. President, that is the real issue here. We are not taking away from the people of Philadelphia by our proposal that will be a real City-County merger, the opportunity to elect responsible officials to policy making offices. Those should be continued, but beyond that, there is no reason for it. It can only mean an expense and removal of the control and responsibility and I think that is the reason the large newspapers in Philadelphia came out the way they did, and I am certain they will not accept Senator Kephart's lovely essay as an excuse to stop hammering away at his proposals.

Mr. KEPHART. Mr. President, I would like to read an editorial that appeared in one of the Philadelphia papers, so that it will not be assumed that all the papers in that city are opposed to the plan of the Republican organization. Of course, if you read the editorials that Mr. Rosenfeld spoke about, you will find that in reality the papers favor the plan, except for certain details, and those details, more or less, hinge on whether the people should vote for certain officials or should not vote for them. We in the Republican Party in Philadelphia, as I said before, believe in the people and their right to vote. I do not think, for instance, take the Sheriff's Office, where we are proposing to eliminate one elected official, the coroner, and place his duties in the Sheriff, and we are proposing that he should be elected. I have taken the trouble to investigate the question of elective sheriffs and I find that there is no other city or county in the nation where the Sheriff is appointed, they are all elected. Why should we have an appointed official in Philadelphia County? No other county in Pennsylvania has an appointed sheriff.

Now, Mr. President, this editorial reads as follows:

"January 20, 1949"

"CITY-COUNTY MERGER PLANS"

"Continued attempts to disenfranchise Philadelphia voters through a proposed merger of city and county departments, headed by appointive rather than elective officers for the purpose of concentrating power and patronage in the hands of a few self-seeking individuals, have taken a new form. These attempts now are concentrating upon trying to defeat the proposals offered the legislature by Sen. A. Evans Kephart, aimed at increasing the efficiency of the Philadelphia governmental system primarily because the Kephart plans do not fit with theirs. The Kephart proposals include an amendment to retain the constitutional status of the elective offices of city controller, district attorney, recorder of deeds, sheriff, city treasurer, county commissioners and clerks of the courts. They would combine the office of coroner with that of the sheriff, the duties of the register of wills would be merged with the recorder of deeds, the receiver of taxes' tasks with the treasurer's department and the prothonotary's post with the clerk of the court.

"In a separate bill, Senator Kephart proposes to eliminate the registration commission and shift its election duties to the county commissioners, thus concentrating the voting machinery under the jurisdiction of one unit and fixing the definite responsibility with that department. This appears to annoy the opponents of the measures inasmuch as it would balk any possible manipulation with the balloting processes.

"Naturally, the element beating the drums for the elimination of constitutional safeguards on elective offices are opposed to anything that would block its scheme to bring these posts within the scope of appointments, with the possibility of making such officers subservient to the wishes of the appointing powers, rather than to the people.

"The whole hue and cry against the Kephart measures reveals the power-seeking group is not so much concerned with intelligent streamlining of the administrative phases of the municipal and county government as it is with gathering unto itself the reins through which its members had hoped to achieve their own specious purposes.

"It is obvious, if the scheme advocated by them is analyzed objectively, their plan would accomplish no lasting good. It would save no money, because the work still would have to be done and employes would have to be paid to do it. In addition it would take away from the citizens the right to vote upon the names of the man who would be candidates for the offices, establishing a virtual dictatorship under future mayors.

"Any such a system is nefarious. It is against the principles of American political science, that hinges on free elections, and it would produce in Philadelphia a condition that would leave the people little recourse in the event of dissatisfaction with the appointed officials. There is grave doubt as to whether any method of consolidation is needed but if certain changes are regarded as reasonable, the Kephart plans would seem to serve the purpose, without putting the city in the hands of a group of political highbinders."

Mr. ROSENFELD. Mr. President, I note again with interest that my good friend Senator Kephart, did not give us the name of the newspaper that carried that editorial. I would like to debate with the writer of that editorial at any time. However, that is neither here nor there. I do not ask the gentleman from Philadelphia, Senator Kephart, to give us the name of that newspaper, but I say to him that the score is at least two to one.

Mr. KEPHART. Mr. President, the newspaper, which I assumed Mr. Rosenfeld would know, is one of general circulation in the city of Philadelphia, the Daily News. It isn't a question of which newspaper, it is a question of the contents of the editorial.

REPORT FROM SUBCOMMITTEE OF THE JOINT STATE GOVERNMENT COMMISSION

Mr. DONLAN. Mr. President, on behalf of a subcommittee of the Joint State Government Commission, dealing with Public Libraries, I submit the following report:

COMMONWEALTH OF PENNSYLVANIA JOINT STATE GOVERNMENT COMMISSION OF THE GENERAL ASSEMBLY

Harrisburg, January 25, 1949

To the Honorable, the Senate of the General Assembly, of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith A Report of the Joint State Government Commission, January, 1949, dealing with "Public Libraries."

A copy of this report was mailed to each member of the Senate on January 6, 1949.

Respectively submitted,

WELDON B. HEYBURN, Chairman

The PRESIDENT. The communication will be noted in the Journal and the report will be printed in full in the Appendix

REPORT FROM COMMITTEE

Mr. WATSON, from the Committee on Forests and Waters, Game and Fish, reported as committed, Senate Bill No. 118, entitled:

An Act to amend section one thousand eight hundred one of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by authorizing the Department of Forests and Waters to enter into agreements for protection of natural deposits underlying property owned by the Commonwealth.

PERMISSION TO ADDRESS SENATE

Mr. FRAZIER asked and obtained unanimous consent to address the Senate.

Mr. FRAZIER. Mr. President, yesterday, as you probably know, the President pro tempore of this body ever thoughtful of the welfare of athletics and particularly amateur athletics, and cognizant of what has been going on throughout the nation with these cheap gamblers who have been endeavoring to corrupt even the youth of America, introduced a bill to curb their activities. We felt it was so important that a special meeting of the committee on State Government was called this morning and I have the honor of having been directed to report out that bill as committed.

REPORTS FROM COMMITTEES

Mr. FRAZIER, from the Committee on State Government, reported as committed, Senate Bill No. 114, entitled:

An Act to amend sections six hundred fourteen and six hundred fifteen of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine, (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," relating to bribery in athletic contests and soliciting or accepting a bribe in athletic contests.

Mr. BERGER, from the Committee on State Government reported as committed, Senate Bill No. 104, entitled:

An Act to add clause (k) to section one thousand three hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the

Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," incorporating certain functions of the State Council of Education now provided for by other legislation repealed hereby.

Mr. TARR, from the Committee on State Government, reported as amended, Senate Bill No. 2, entitled:

An Act to amend article fourteen of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by adding thereto a new section placing additional powers upon the Department of Military Affairs and increasing the duties of other administrative departments in connection with the establishment of a recreational camp at Indiantown Gap Military Reservation.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. LORD, JR. from the Committee on Executive Nominations reported with a favorable recommendation the following nominations, made by His Excellency, the Governor, which were laid over for one day under the rules.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, Pa., January 4, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

SUPERINTENDENT OF PUBLIC INSTRUCTION

Francis B. Haas, Harrisburg, from August 23, 1947, for the term of four years.

COMMISSIONER OF FISHERIES

Charles A. French, Ellwood City, from July 10, 1947, for the term of six years and until his successor shall have been appointed and qualified.

MAJOR GENERALS, PENNSYLVANIA NATIONAL GUARD

Charles Clarence Curtis, Allentown, from December 23, 1947, until annulled.

Daniel Bursk Strickler, Lancaster, from December 23, 1947, until annulled.

BRIGADIER GENERALS, PENNSYLVANIA NATIONAL GUARD

Brenton G. Wallace, Rosemont, from January 19, 1948, until annulled.

Richard K. Mellon, Ligonier, from July 2, 1948, until annulled.

Thomas Linus Hoban, Scranton, from September 14, 1948, until annulled.

MEMBERS OF THE ADVISORY HEALTH BOARD

John J. Hughes, Wilkes-Barre, from November 10, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Herbert K. Cooper, Lancaster, from November 10, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

George S. Klump, Williamsport, from February 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

James D. Stark, Erie, from February 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Esmond R. Long, Wayne, from February 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE ADVISORY HOSPITAL COUNCIL

H. W. Prentis, Jr., Lancaster, from November 18, 1947, for the term of three years, and until his successor is appointed and qualified.

William P. McFall, Pittsburgh, from November 18, 1947, for the term of two years, and until his successor is appointed and qualified.

Howard K. Petry, Harrisburg, from November 18, 1947, for the term of two years, and until his successor is appointed and qualified.

Norris W. Vaux, Glenmoore, from November 18, 1947, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE PENNSYLVANIA AERONAUTICS COMMISSION

Ralph C. Hutchison, Washington, from July 25, 1947, until June 2, 1951, and until his successor shall be duly appointed and shall have qualified.

Ralph Earle, Haverford, from July 25, 1947, until June 2, 1950, and until his successor shall be duly appointed and shall have qualified.

John Henry Leh, Allentown, from July 25, 1947, until June 2, 1949, and until his successor shall be duly appointed and shall have qualified.

William R. McMillen, Black Lick, from July 25, 1947, until December 1, 1950, and until his successor shall be duly appointed and shall have qualified, unless not reelected for the next succeeding term.

John H. Dent, Jeannette, from July 25, 1947, until December 1, 1952, and until his successor shall be duly appointed and shall have qualified, unless not reelected for the next succeeding term.

Charles C. Smith, Philadelphia, from July 25, 1947, until December 1, 1950, and until his successor shall be duly appointed and shall have qualified, unless not reelected for the next succeeding term.

MEMBER OF THE BOARD OF TRUSTEES OF ALLENTOWN STATE HOSPITAL

John C. Kistler, Allentown, from July 29, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF ASHLAND STATE HOSPITAL

George C. Shoemaker, Ashland, from February 17, 1948, for the term of four years, and until his successor is qualified.

Gregory G. Hubler, Gordon, from February 17, 1948, for the term of four years, and until his successor is qualified.

John J. Jones, Frackville, from February 17, 1948, for the term of four years, and until his successor is qualified.

John H. Bilder, Fountain Springs, from February 17, 1948, for the term of four years, and until his successor is qualified.

A. J. Farrell, Girardville, from February 17, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BANKING BOARD

Norman T. Hayes, Rosemont, Montgomery County, from September 4, 1947, until September 1, 1955, and until his successor is duly appointed and qualified.

Daniel H. Erdman, Coopersburg, from September 4, 1947, until September 1, 1955, and until his successor is duly appointed and qualified.

Wm. B. McFall, Mt. Lebanon from September 4, 1947, until September 1, 1949, and until his successor is duly appointed and qualified.

Mark Willcox, Wawa, Delaware County, from September 4, 1947, until September 1, 1949, and until his successor is duly appointed and qualified.

Wm. J. Hamilton, Jr., Philadelphia, from September 4, 1947, until September 1, 1953, and until his successor is duly appointed and qualified.

George R. Howell, Reading, from September 4, 1947, until September 1, 1949, and until his successor is duly appointed and qualified.

E. E. Bauer, Wexford, Allegheny County, from September 4, 1947, until September 1, 1953, and until his successor is duly appointed and qualified.

T. C. Swarts, Aliquippa, from October 23, 1947, until September 1, 1949, and until his successor is duly appointed and qualified.

MEMBER OF THE STATE COUNCIL FOR THE BLIND

Paul L. Goldstrohm, Penns Park, Bucks County, from December 4, 1947, for the term of four years, and until his successor is qualified.

MEMBER OF THE BOARD OF TRUSTEES OF BLOOMSBURG STATE TEACHERS' COLLEGE

C. William Kreisher, Catawissa, from February 13, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF BLOSSBURG STATE HOSPITAL

(Mrs.) Cora Tucker, Knoxville, from February 13, 1948, for the term of four years, and until her successor is qualified.

Milton Barden, Mansfield, from February 13, 1948, for the term of four years, and until his successor is qualified.

Robert S. Irving, Ogdensburg, from February 13, 1948, for the term of four years, and until his successor is qualified.

John Gray, Arnot, from February 13, 1948, for the term of four years, and until his successor is qualified.

William F. White, Wellsboro, from February 13, 1948, for the term of four years, and until his successor is qualified.

Ambrose Manakowski, Blossburg, from February 13, 1948, for the term of four years, and until his successor is qualified.

(Mrs.) Hazel Parsells, Wellsboro, from February 13, 1948, for the term of four years, and until her successor is qualified.

MEMBERS OF THE BRANDYWINE BATTLEFIELD PARK COMMISSION

Frank W. Melvin, Philadelphia, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Edward Hopkinson, Jr., Chestnut Hill, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Bart Anderson, West Chester, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Henry Pleasants, Jr., West Chester, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Jos. Knox Fornance, Norristown, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

J. Truman Swing, Merion Station, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Martin W. Clement, Rosemont, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

J. Clark Mansfield, Pittsburgh, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Samuel Bunting Lewis, Philadelphia, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE BUILDING AND LOAN BOARD

Frank W. Harris, Jr., Philadelphia, from October 23, 1947, until September 1, 1955, and until his successor is duly appointed and qualified.

Joshua W. Swartz, Harrisburg, from October 23, 1947, until September 1, 1955, and until his successor is duly appointed and qualified.

George L. Transue, Easton, from October 23, 1947, until September 1, 1951, and until his successor is duly appointed and qualified.

J. Howard Gilroy, Beaver Falls, from October 23, 1947, until September 1, 1953, and until his successor is duly appointed and qualified.

G. Raymond Greeby, Bala-Cynwyd, from October 23, 1947, until September 1, 1953, and until his successor is duly appointed and qualified.

MEMBERS OF THE PENNSYLVANIA STATE BOARD OF CENSORS

(Mrs.) Edna R. Carroll, Philadelphia, from September 2, 1947, until the third Tuesday of January, 1951, and until her successor shall have been appointed and qualified.

(Mrs.) Beatrice Z. Miller, Germantown, from September 7, 1948, until the third Tuesday of January, 1951, and until her successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF CHEYNEY TRAINING SCHOOL FOR TEACHERS

(Mrs.) Verona Beckett, Germantown, from January 9, 1948, until the third Tuesday of January, 1949, and until her successor shall have been appointed and qualified.

James G. Vail, Media, from January 9, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF CLARION STATE TEACHERS' COLLEGE

Raymond E. Brown, Brookville, from February 16, 1948, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Evan J. Jones, Bradford, from February 16, 1948, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Samuel Breene, Oil City, from February 16, 1948, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Percy C. Andrews, New Bethlehem, from February 16, 1948, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Roy R. Underwood, Knox, from February 16, 1948, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

(Mrs.) Margaret B. Beck, Clarion, from February 16, 1948, until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified.

John H. Hughes, Brookville, from February 16, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Henry M. Amsler, Clarion, from February 16, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Robert S. Bates, Meadville, from February 16, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF COALDALE STATE HOSPITAL

Robert Gormley, Summit Hill, from March 25, 1948, for the term of four years, and until his successor is qualified.

(Mrs.) Martha Edwards, Lansford, from March 25, 1948, for the term of four years, and until her successor is qualified.

Charles D. Rubert, Lansford, from March 25, 1948, for the term of four years, and until his successor is qualified.

Harry Kleckner, Tamaqua, from March 25, 1948, for the term of four years, and until his successor is qualified.

Joseph J. Humphries, Lehigh, from March 25, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF CONNELLSVILLE STATE HOSPITAL

Paul O. Malone, Connelville, from February 5, 1948, for the term of four years, and until his successor is qualified.

Frank Lane, Monessen, from February 5, 1948, for the term of four years, and until his successor is qualified.

Frank W. Byrne, Connelville, from February 5, 1948, for the term of four years, and until his successor is qualified.

James M. Driscoll, Connelville, from February 5, 1948, for the term of four years, and until his successor is qualified.

W. J. B. Mayo, Melcroft, from February 5, 1948, for the term of four years, and until his successor is qualified.

Daniel Durie, Connelville, from February 5, 1948, for the term of four years, and until his successor is qualified.

Philip Galiardi, Connelville, from February 5, 1948, for the term of four years, and until his successor is qualified.

William J. Davidson, Connelville, from February 5, 1948, for the term of four years, and until his successor is qualified.

Meyer Aaron, Connelville, from February 5, 1948, for the term of four years, and until his successor is qualified.

MEMBER OF THE BOARD OF TRUSTEES OF DANVILLE STATE HOSPITAL

Clarence B. Gray, Bloomsburg, from November 13, 1947, for the term of four years, and until his successor is qualified.

MEMBERS OF THE DELAWARE RIVER JOINT COMMISSION

Jay Cooke, Wyndmoor, Montgomery County, from July 8, 1947, for the term of five years, and until his successor shall have been appointed and qualified.

Clarence Tolan, Jr., Wayne, from July 8, 1947, for the term of five years, and until his successor shall have been appointed and qualified.

Edwin R. Cox, Philadelphia, from July 8, 1947, for the term of five years, and until his successor shall have been appointed and qualified.

Alvin A. Swenson, Philadelphia, from July 8, 1947, for

the term of five years, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE DENTAL COUNCIL AND EXAMINING BOARD

A. M. Stinson, Stewartstown, from September 10, 1947, for the term of six years, and until his successor is appointed and qualified.

Andrew J. Heffernan, Wilkes-Barre, from September 10, 1947, for the term of six years, and until his successor is appointed and qualified.

Wayde D. Kelly, Harrisburg, from September 10, 1947, for the term of six years, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF EASTERN STATE PENITENTIARY

F. A. Warner, Philadelphia, from August 21, 1947, for the term of four years, and until his successor is qualified.

George Blair, Drexel Hill, from August 21, 1947, for the term of four years, and until his successor is qualified.

Henry Faulkner, Philadelphia, from August 21, 1947, for the term of four years, and until his successor is qualified.

Maurice C. Gregory, Philadelphia, from August 21, 1947, for the term of four years, and until his successor is qualified.

MEMBERS OF THE COMMITTEE TO COOPERATE WITH THE JOINT STATE GOVERNMENT COMMISSION IN STUDYING EDUCATIONAL FACILITIES, ETC.

Robert L. Johnson, Philadelphia, from August 30, 1947, until annulled.

Theodore A. Distler, Lancaster, from August 30, 1947, until annulled.

Herbert L. Spencer, Lewisburg, from August 30, 1947, until annulled.

Francis X. N. McGuire, Villanova, from August 30, 1947, until annulled.

Robert M. Steele, California, from August 30, 1947, until annulled.

Ralph Cooper Hutchison, Easton, from August 30, 1947, until annulled.

Carl E. Seifert, Harrisburg, from August 30, 1947, until annulled.

Alan M. Scaife, Pittsburgh, from August 30, 1947, until annulled.

J. Belmont Mosser, St. Marys, from August 30, 1947, until annulled.

John A. Stevenson, Philadelphia, from August 30, 1947, until annulled.

MEMBERS OF THE EIGHTIETH DIVISION HISTORY COMMISSION

Rodney T. Bonsall, Philadelphia, from February 16, 1948, until annulled.

Carl F. Case, Pittsburgh, from February 16, 1948, until annulled.

E. Y. Dobson, Pittsburgh, from February 16, 1948, until annulled.

Dwight H. Fee, Pittsburgh, from February 16, 1948, until annulled.

William B. McFall, Pittsburgh, from February 16, 1948, until annulled.

MEMBERS OF THE BOARD OF TRUSTEES OF EMBREEVILLE STATE HOSPITAL

(Mrs.) Mary S. Gawthrop, West Chester, from February 17, 1948, for the term of four years, and until her successor is qualified.

(Mrs.) Henrietta G. Bowman, Glenmoore, from February 17, 1948, for the term of four years, and until her successor is qualified.

Harvey M. Thomas, Edgemont, from February 17, 1948, for the term of four years, and until his successor is qualified.

W. Perry Tyson, Downingtown, from February 17, 1948,

for the term of four years, and until his successor is qualified.

Howard M. Way, Mendenhall, from February 17, 1948, for the term of four years, and until his successor is qualified.

Douglas Gilpin, Kennett Square, from February 17, 1948, for the term of four years, and until his successor is qualified.

Charles E. Heald, West Grove, from February 17, 1948, for the term of four years, and until his successor is qualified.

George D. Baldwin, West Chester, from February 17, 1948, for the term of four years, and until his successor is qualified.

MEMBER OF THE STATE REGISTRATION BOARD FOR PROFESSIONAL ENGINEERS

Charles Haydock, Philadelphia, from December 22, 1947, for the term of six years, and until his successor is appointed and qualified.

MEMBERS OF THE STATE FARM PRODUCTS SHOW COMMISSION

George W. Slocum, Milton, from September 29, 1947, for the term of four years, and until his successor is qualified.

Kenzie S. Bagshaw, Hollidaysburg, from September 29, 1947, for the term of four years, and until his successor is qualified.

James F. Torrance, Export, from September 29, 1947, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF FARVIEW STATE HOSPITAL

Luis Consagra, Mayfield, from February 18, 1948, for the term of four years, and until his successor is qualified.

Vassor P. Jones, Carbondale, from February 18, 1948, for the term of four years, and until his successor is qualified.

Floyd Bayly, Beachlake, from February 18, 1948, for the term of four years, and until his successor is qualified.

Raymond H. Leet, Starrucca, from February 18, 1948, for the term of four years, and until his successor is qualified.

Asa B. Martin, Milford, from February 20, 1948, for the term of four years, and until his successor is qualified.

Charles H. Ainey, New Milford, from February 20, 1948, for the term of four years, and until his successor is qualified.

William Stratford, Forest City, from February 20, 1948, for the term of four years, and until his successor is qualified.

R. LeRoy Dengler, Mount Pocono, from February 20, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF FISH COMMISSIONERS

Albert H. Stackpole, Dauphin, from August 26, 1947, for the term of six years, and until his successor is qualified.

Wm. D. Burke, Melrose Park, Montgomery County, from August 26, 1947, for the term of six years, and until his successor is qualified.

Paul F. Bittenbender, Kingston, from August 26, 1947, for the term of six years, and until his successor is qualified.

Bernard Horne, Pittsburgh, from August 26, 1947, for the term of six years, and until his successor is qualified.

Milton L. Peek, Radnor, from August 26, 1947, for the term of six years, and until his successor is qualified.

Louis S. Winner, Lock Haven, from January 28, 1948, for the term of six years, and until his successor is qualified.

MEMBERS OF THE FLOOD CONTROL COMMISSION

J. L. Carey, Pittsburgh, from November 14, 1947, until

the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

L. C. Rummage, Nanticoke, from November 14, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Larry Woodin, Wellsboro, from November 14, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

E. M. Schumo, Hamburg, from November 14, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF HAZLETON STATE HOSPITAL

Thomas C. Price, Hazleton, from April 6, 1948, for the term of four years, and until his successor is qualified.

Martin A. Corrigan, Hazleton, from April 6, 1948, for the term of four years, and until his successor is qualified.

Stephen Pavlovich, Jeddo, from April 6, 1948, for the term of four years, and until his successor is qualified.

Conrad Falvello, Hazleton, from April 6, 1948, for the term of four years, and until his successor is qualified.

John J. Kaschak, Hazleton, from April 6, 1948, for the term of four years, and until his successor is qualified.

Harry Shanno, Freeland, from April 6, 1948, for the term of four years, and until his successor is qualified.

Henry Walser, Hazleton, from April 6, 1948, for the term of four years, and until his successor is qualified.

MEMBER OF THE PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION

John W. Oliver, Pittsburgh, from March 26, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE BOARD OF HOUSING

Arthur C. Kaufmann, Ardmore, from November 20, 1947, until August 17, 1952, and until his successor is appointed and qualified.

Owen B. Hannon, Pittsburgh, from November 20, 1947, until August 17, 1949, and until his successor is appointed and qualified.

Ritchie Lawrie, Jr., Harrisburg, from November 20, 1947, until August 17, 1950, and until his successor is appointed and qualified.

Henry C. Spencer, Carbondale, from November 20, 1947, until August 17, 1951, and until his successor is appointed and qualified.

J. E. Burns, Oil City, from October 18, 1948, until August 17, 1953, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

Albert R. Pechan, Ford City, from August 22, 1947, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Steele Clark, Cherry Tree, from August 22, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Harry F. Carson, Saltsburg, from August 22, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

(Mrs.) Edna B. Pierce, Indiana, from August 22, 1947, until the third Tuesday of January, 1951, and until her successor shall have been appointed and qualified.

MEMBERS OF THE INDUSTRIAL BOARD

John B. Backhus, Philadelphia, from October 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Elvin W. Overdorff, Johnstown, from October 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

(Mrs.) Margaret J. Keane Rau, Philadelphia, from October 11, 1948, until the third Tuesday of January,

1951, and until her successor shall have been appointed and qualified.

Wilbert Wear, Harrisburg, from October 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF PENNSYLVANIA INDUSTRIAL SCHOOL AT CAMP HILL

Dale F. Shughart, Carlisle, from February 6, 1948, for the term of four years, and until his successor is appointed and qualified.

C. Howard Witmer, Lancaster, from February 6, 1948, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF STATE INDUSTRIAL HOME FOR WOMEN

Frank Smith, Philadelphia, from June 10, 1948, for the term of four years, and until his successor is appointed and qualified.

(Mrs.) Katherine S. Carpenter, Jersey Shore, from June 10, 1948, for the term of four years, and until her successor is appointed and qualified.

Dale S. Furst, Williamsport, from June 10, 1948, for the term of four years, and until his successor is appointed and qualified.

the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF KUTZ- TOWN STATE TEACHERS' COLLEGE

Paul H. Price, Wyomissing, from February 17, 1948, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

C. Fred Beck, Cressona, from February 17, 1948, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

MEMBERS OF THE LABOR-MANAGEMENT ADVISORY COMMITTEE

H. K. Breckenridge, Pittsburgh, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

Van Horn Ely, Bryn Mawr, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

L. M. Ayers, Pittsburgh, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

C. G. Simpson, Philadelphia, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

Dan J. Egan, Pittsburgh, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

E. J. Brill, Allentown, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

Harry Boyer, Harrisburg, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

Hunter P. Wharton, Pittsburgh, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

James L. McDevitt, Philadelphia, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

John W. Thomas, Catasauqua, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

Joseph Gallagher, Freeland, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

MEMBER OF THE PENNSYLVANIA LIQUOR CONTROL BOARD

Frank D. Armstrong, Paxtang, from January 21, 1948, until November 29, 1951, and until his successor shall have been appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF LOCUST MOUNTAIN STATE HOSPITAL

Ben Swirsky, Frackville, from February 17, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF MANSFIELD STATE TEACHERS' COLLEGE

Walter W. Swimley, Knoxville, from September 26, 1947, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Clarke W. Prindle, Elkland, from September 26, 1947, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Thomas A. Crichton, Wellsboro, from September 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Lloyd G. Cole, Blossburg, from September 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Richard G. Lowe, Williamsport, from September 26, 1947, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

John M. Lumley, Dushore, from September 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

George F. Case, Troy, from September 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Merrill S. Brodrick, Mansfield, from September 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Arthur E. Dick, Jr., Hazleton, from September 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF MAYVIEW STATE HOSPITAL

Oliver E. Turner, Mt. Lebanon, from November 12, 1947, for the term of four years, and until his successor is qualified.

Charles F. O'Hanlon, Mt. Lebanon, from July 30, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE STATE BOARD OF MEDICAL EDUCATION AND LICENSURE

Elmer Hess, Erie, from July 2, 1947, for the term of four years, and until his successor is appointed and qualified.

Charles L. Shafer, Kingston, from March 15, 1948, for the term of four years, and until his successor is appointed and qualified.

Charles J. Hemminger, Somerset, from March 15, 1948, for the term of four years, and until his successor is appointed and qualified.

MEMBER OF THE MILK CONTROL COMMISSION

Charles J. O'Loughlin, Aliquippa, from November 10, 1947, until May 1, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE BOARD OF EXAMINERS FOR THE REGISTRATION OF NURSES

Sister Mary Carlotta Vanvoy, Pittsburgh, from November 13, 1947, for the term of six years, and until her successor is qualified.

(Miss) Edith Denney Payne, Philadelphia, from November 13, 1947, for the term of six years, and until her successor is qualified.

(Miss) Mary Rachel Lau, Harrisburg, from November 13, 1947, for the term of six years, and until her successor is qualified.

MEMBERS OF THE OHIO RIVER VALLEY WATER SANITATION COMMISSION FOR THE COMMONWEALTH OF PENNSYLVANIA

Herbert P. Sorg, St. Marys, from May 24, 1948, for the

term of six years, and until his successor shall be appointed and qualified.

E. A. Holbrook, Pittsburgh, from May 24, 1948, for the term of three years, and until his successor shall be appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF PHILIPSBURG STATE HOSPITAL

Rembrandt Dunsmore, Philipsburg, from March 11, 1948, for the term of four years, and until his successor is qualified.

Walter Williams, Ramey, from March 11, 1948, for the term of four years, and until his successor is qualified.

Richard Hess, Morrisdale, from March 11, 1948, for the term of four years, and until his successor is qualified.

(Mrs.) Nancy Fryberger, Philipsburg, from March 11, 1948, for the term of four years, and until her successor is qualified.

Benjamin Nicodemus, Port Matilda, from March 11, 1948, for the term of four years, and until his successor is qualified.

Roy H. Schreffler, Philipsburg, from March 11, 1948, for the term of four years, and until his successor is qualified.

James F. Dugan, Osceola Mills, from March 11, 1948, for the term of four years, and until his successor is qualified.

Jonathan E. Hutchinson, Houtzdale, from March 11, 1948, for the term of four years, and until his successor is qualified.

Charles G. Waple, Tyrone, from March 11, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE STATE PLANNING BOARD

Milo F. Draemel, Wynnewood, from November 17, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Miles Horst, Lebanon, from November 17, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Ray F. Smock, Harrisburg, from November 17, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Curtis Bok, Philadelphia, from November 17, 1948, until November 17, 1953, and until his successor shall have been appointed and qualified.

(Mrs.) Hannah M. Dunham, Allentown, from November 17, 1948, until November 17, 1952, and until her successor shall have been appointed and qualified.

S. W. Fletcher, State College, from November 17, 1948, until November 17, 1952, and until his successor shall have been appointed and qualified.

G. Richard Fryling, Erie, from November 17, 1948, until November 17, 1949, and until his successor shall have been appointed and qualified.

Edward Hopkinson, Jr., Philadelphia, from November 17, 1948, until November 17, 1951, and until his successor shall have been appointed and qualified.

S. E. Lauer, York, from November 17, 1948, until November 17, 1950, and until his successor shall have been appointed and qualified.

James L. McDevitt, Harrisburg, from November 17, 1948, until November 17, 1949, and until his successor shall have been appointed and qualified.

H. W. Prentis, Jr., Lancaster, from November 17, 1948, until November 17, 1951, and until his successor shall have been appointed and qualified.

Alfred H. Williams, Philadelphia, from November 17, 1948, until November 17, 1950, and until his successor shall have been appointed and qualified.

George W. Reily, Harrisburg, from November 17, 1948, until November 17, 1953, and until his successor shall have been appointed and qualified.

Wallace Richards, Pittsburgh, from December 6, 1948, until November 17, 1953, and until his successor shall have been appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF POLK STATE SCHOOL

E. Clarence Erickson, Titusville, from August 11, 1948,

for the term of four years, and until his successor is qualified.

MEMBERS OF INTERSTATE COMMISSION ON THE POTOMAC RIVER BASIN FOR THE COMMON-WEALTH OF PENNSYLVANIA

Herbert P. Sorg, St. Marys, from November 10, 1947, for the term of two years, or until his successor is appointed.

Harry Gard Knox, Harrisburg, from September 9, 1948, for the term of two years, or until his successor is appointed.

MEMBERS OF THE STATE BOARD OF PRIVATE BUSINESS SCHOOLS

Sterling B. Seeley, Scranton, from September 2, 1947, for the term of four years, and until his successor is qualified.

Charles R. McCann, Reading, from September 2, 1947, for the term of six years, and until his successor is qualified.

H. E. McLaughlin, Beaver Falls, from September 2, 1947, for the term of two years, and until his successor is qualified.

Charles Churchman, Easton, from September 2, 1947, for the term of four years, and until his successor is qualified.

(Mrs.) Sadie Hartsock, Harrisburg, from September 2, 1947, for the term of two years, and until her successor is qualified.

E. A. Glatfelter, York, from September 2, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

A. Bruce Denniston, Greenville, from September 2, 1947 until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBER OF THE STATE BOARD FOR THE EXAMINATION OF PUBLIC ACCOUNTANTS

George R. Drabenstadt, Philadelphia, from April 12, 1948, for the term of four years, and until his successor is appointed and qualified.

MEMBER OF STATE BOARD OF PUBLIC ASSISTANCE

John E. Schlottman, Pottsville, from January 9, 1943, until the third Tuesday of January, 1951, and until his successor is appointed and qualified.

MEMBERS OF THE PUBLIC SERVICE INSTITUTE BOARD

Chester E. Rogers, Easton, from September 2, 1947, for the term of four years, and until his successor is qualified.

John A. Moran, Johnstown, from September 2, 1947, for the term of four years, and until his successor is qualified.

Stephen B. Sweeney, Philadelphia, from September 2, 1947, for the term of four years, and until his successor is qualified.

Leon T. Stern, Philadelphia, from September 2, 1947, for the term of four years, and until his successor is qualified.

Francis V. Murphy, Wilkes-Barre, from September 2, 1947, for the term of four years, and until his successor is qualified.

H. F. Alderfer, Harrisburg, from September 2, 1947, for the term of four years, and until his successor is qualified.

Fred C. Peters, Norristown, from July 28, 1948, for the term of four years, and until his successor is qualified.

Preston O. Van Ness, Harrisburg, from July 28, 1948, for the term of four years, and until his successor is qualified.

H. E. Gayman, Harrisburg, from July 28, 1948, for the term of four years, and until his successor is qualified.

C. M. Wilhelm, Harrisburg, from July 28, 1948, for the term of four years, and until his successor is qualified.

F. A. Pitkin, Harrisburg, from July 28, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE STATE REAL ESTATE COMMISSION

Carl G. Wright, Erie, from July 9, 1947, until September 25, 1951, and until his successor is appointed and qualified.

Leonard P. Kane, Pittsburgh, from January 20, 1948, until September 21, 1950, and until his successor is appointed and qualified.

Henry Mathieu, Norristown, from January 20, 1948, until September 21, 1952, and until his successor is appointed and qualified.

MEMBER OF THE SANITARY WATER BOARD

F. M. Geer, Warren, from July 16, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBER OF THE PENNSYLVANIA SECURITIES COMMISSION

Louis J. Conley, Pittsburgh, from March 5, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF SLIPPERY ROCK STATE TEACHERS' COLLEGE

W. W. Irwin, New Castle, from August 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

W. Lee Gilmore, Pittsburgh, from August 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Stacy T. Dean, Greenville, from August 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

(Mrs.) Henriette Kratzert, Monaca, from August 26, 1947, until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified.

(Mrs.) Marian Foster Smith, Saxonburg, from August 26, 1947, until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified.

(Mrs.) Zillah J. Shremp, Slippery Rock, from August 26, 1947, until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified.

John L. Wise, Butler, from August 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Wm. C. Campbell, Butler, from August 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Byron H. Canon, Pittsburgh, from August 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE SOIL CONSERVATION COMMISSION

E. M. Shaulis, Hollsopple, from November 10, 1947, for the term of two years, and until his successor is appointed and qualified.

Frank W. Gorham, Wysox, from November 10, 1947, for the term of two years, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF THE PENNSYLVANIA STATE COLLEGE

Roger W. Rowland, New Castle, from January 6, 1948, until July 1, 1949, and until his successor is appointed and qualified.

Edgar C. Weichel, Scranton, from January 6, 1948, until July 1, 1949, and until his successor is appointed and qualified.

W. Stewart Taylor, Harrisburg, from January 6, 1948, until July 1, 1950, and until his successor is appointed and qualified.

Fred M. Waring, Shawnee on Delaware, from January 6, 1948, until July 1, 1950, and until his successor is appointed and qualified.

Howard J. Lamade, Williamsport, from October 4, 1948,

until July 1, 1951, and until his successor is appointed and qualified.

Frank R. Denton, Pittsburgh, from October 4, 1948, until July 1, 1951, and until his successor is appointed and qualified.

REPORTER OF THE DECISIONS OF THE SUPREME COURT OF PENNSYLVANIA

Laurence H. Eldredge, Bryn Mawr, from March 31, 1948, for the term of five years, and until his successor shall have been appointed and qualified.

MEMBERS OF THE TAX STUDY COMMITTEE

Frank Wilbur Main, Pittsburgh, from November 19, 1947, until annulled.

Philip Sterling, Philadelphia, from November 19, 1947, until annulled.

MEMBERS OF THE BOARD OF TRUSTEES OF TORRANCE STATE HOSPITAL

Robert G. Scott, Vandergrift, from February 23, 1948, for the term of four years, and until his successor is qualified.

Edward Tomajko, Jr., Adamsburg, from February 23, 1948, for the term of four years, and until his successor is qualified.

MEMBER OF THE UNEMPLOYMENT COMPENSATION BOARD OF REVIEW

J. K. Clement, Dauphin, from February 20, 1948, until July 1, 1949, and until his successor shall have been appointed and qualified.

MEMBER OF THE BOARD OF COMMISSIONERS ON UNIFORM STATE LAWS

Robert E. Woodside, Millersburg, from June 3, 1948, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE STATE VETERANS' COMMISSION

George J. Didyoung, Reading, from July 7, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Hiram V. Hartman, New Kensington, from July 28, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Anthony R. McGrath, Pittsburgh, from August 5, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Charles S. Winters, Terre Hill, from August 5, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Lawrence Trainor, Duquesne, from November 1, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBER OF THE STATE BOARD OF VETERINARY MEDICAL EXAMINERS

Otto Stader, Ardmore, from January 9, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF WARREN STATE HOSPITAL

Merle H. Deardorff, Warren, from February 2, 1948, for the term of four years, and until his successor is qualified.

Chester S. Allen, Warren, from February 2, 1948, for the term of four years, and until his successor is qualified.

Andrew LaVerne Clinger, Tidioute, from February 2, 1948, for the term of four years, and until his successor is qualified.

Elmer L. Evans, Erie, from February 2, 1948, for the term of four years, and until his successor is qualified.

R. G. Walters, Grove City, from February 2, 1948, for the term of four years, and until his successor is qualified.

R. R. Underwood, Knox, from February 2, 1948, for the term of four years, and until his successor is qualified.

Harry Smith, Ridgeway, from February 2, 1948, for the term of four years, and until his successor is qualified.

Donald C. Smith, Warren, from February 2, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE WASHINGTON CROSSING PARK COMMISSION

Ira Fisk, Danboro, from October 20, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Ernest H. Harvey, Langhorne, from October 20, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

William H. Gillam, Jr., Saint Davids, from October 23, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Arthur M. Eastburn, Doylestown, from February 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Thomas Elliot Wynne, Bala-Cynwyd, from February 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF WERNERSVILLE STATE HOSPITAL

(Mrs.) Stella Livingood, Robesonia, from February 11, 1948, for the term of four years, and until her successor is qualified.

D. W. Martin, Manheim, from February 11, 1948, for the term of four years, and until his successor is qualified.

I. E. Davies, Reading, from February 11, 1948, for the term of four years, and until his successor is qualified.

Cover O'Flaherty, Leesport, from February 11, 1948, for the term of four years, and until his successor is qualified.

Ronald S. Regar, Reading, from February 11, 1948, for the term of four years, and until his successor is qualified.

J. Fred Schofer, Mount Gretna, from February 11, 1948, for the term of four years, and until his successor is qualified.

Charles Wisser, Sinking Spring, from February 11, 1948, for the term of four years, and until his successor is qualified.

Charles Gebert, Tamaqua, from February 11, 1948, for the term of four years, and until his successor is qualified.

MEMBER OF THE BOARD OF TRUSTEES OF WOODVILLE STATE HOSPITAL

Edward Labowitz, Pittsburgh, from September 22, 1947, for the term of four years, and until his successor is qualified.

WORKMEN'S COMPENSATION REFEREES

Charles J. Bufalino, Pittston, from July 15, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

O. A. Wisansky, Frackville, from November 8, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

PUBLIC ASSISTANCE BOARDS

Also the following persons to be MEMBERS OF THE COUNTY BOARDS OF ASSISTANCE, for the terms set opposite their names:

ADAMS COUNTY

A. W. Geigley, Fairfield, from May 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

ALLEGHENY COUNTY

Stanton Belfour, Pittsburgh, from August 6, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Miss) Helen W. Leovy, Pittsburgh, from August 6, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

ARMSTRONG COUNTY

Earl D. Artman, Ford City, from January 19, 1948, until December 31, 1950.

R. J. Caretti, Kittanning, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Robert D. Noel Jr., Kittanning, from June 9, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

BEAVER COUNTY

(Mrs.) Mary L. Binkley, Rochester, from February 16, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Thomas H. Mansell, Aliquippa, from February 16, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

(Mrs.) Hazel Kenny Lucas, Beaver Falls, from February 16, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

BERKS COUNTY

Daniel E. Bause, Boyertown, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Percy F. Hess, Hamburg, from January 19, 1948, until December 31, 1949.

John F. McGlinn, Reiffton, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Edward L. Seasholtz, Reading, from January 19, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Darrell O. Smith, Reading, from January 19, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

BLAIR COUNTY

(Mrs.) Elizabeth T. Gardner, Tyrone, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Lawrence Schrenk, Altoona, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

BRADFORD COUNTY

John F. Beirne, Towanda, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Clayton H. Maryott, Monroeton, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

L. A. Merrill, Jr., Towanda, from February 4, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

BUCKS COUNTY

George M. Whitenack, Doylestown, from February 16, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Leah D. Earle, Southampton, from March 3, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

(Mrs.) Florence Tomb, Bristol, from July 14, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

BUTLER COUNTY

Ira Beahm, Zelienople, from October 8, 1947, until December 31, 1949, and until his successor is duly appointed and qualified.

(Mrs.) Rebekah Miller Cypher, Butler, from January 19, 1948, until December 31, 1950.

J. H. Allman, Butler, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

CAMBRIA COUNTY

John Thomas, Jr., Johnstown, from July 14, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

James G. Contakos, Johnstown, from July 14, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

CAMERON COUNTY

J. Wright Mason, Driftwood, from July 8, 1947, until December 31, 1949, and until his successor is duly appointed and qualified.

C. A. Casperson, Emporium, from January 19, 1948, until December 31, 1950.

Gerald V. Burns, Emporium, from January 19, 1948, until December 31, 1950.

(Mrs.) Christie Close, Emporium, from January 19, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

CARBON COUNTY

Raymond F. Smith, Palmerton, from January 19, 1948, until December 31, 1949.

Emerson C. West, Weatherly, from March 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Charles D. Neast, Mauch Chunk, from March 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

CENTRE COUNTY

Frank P. Knoll, State College, from March 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

W. Scott Wieland, State College, from March 3, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

CHESTER COUNTY

Sidney B. Hutton, West Grove, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

CLARION COUNTY

Edward A. Wilhelm, Clarion, from January 19, 1948, until December 31, 1950.

(Miss) Effie Blanche Hepler, New Bethlehem, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

CLEARFIELD COUNTY

M. L. Silberblatt, Clearfield, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

CLINTON COUNTY

(Mrs.) Ruby A. Brown, Renovo, from October 15, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

CRAWFORD COUNTY

George R. Wright, Linesville, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

James M. Regester, Cambridge Springs, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Gladys Harrison Roeder, Titusville, from January 19, 1948, until December 31, 1949.

Merle F. Baker, Conneautville, from January 19, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Kenneth W. Rice, Meadville, from November 18, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

CUMBERLAND COUNTY

(Mrs.) Marguerite Gruman, Shippensburg, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Bruce M. Bowman, Newville, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

DAUPHIN COUNTY

Daniel H. Hickok, Harrisburg, from December 6, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

James H. Lane, Harrisburg, from December 6, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

DELAWARE COUNTY

(Mrs.) Edna Salneu, Llanerch, from May 3, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

ERIE COUNTY

Edward G. Baker, Erie, from January 19, 1948, until December 31, 1949.

(Mrs.) Helen H. Gebhardt, Erie, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Michael Ricci, Erie, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

FAYETTE COUNTY

Amna B. Gault, Uniontown, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Maude S. Reynolds, Uniontown, from February 4, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

J. Alfred Baer, Masontown, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

FRANKLIN COUNTY

(Mrs.) Mary Elizabeth G. Glen, Chambersburg, from August 29, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

(Mrs.) Ethel Wyman, Mercersburg, from August 29, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

(Miss) Anna H. Sollenberger, Waynesboro, from August 29, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

J. Raymond Myers, Mercersburg, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

John H. Wenger, Chambersburg, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

GREENE COUNTY

(Mrs.) Mabel C. Baily, Waynesburg, from June 9, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Albert A. Sayers, Waynesburg, from June 9, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

HUNTINGDON COUNTY

Charles H. Stong, Petersburg, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Margaret Himes Ewing, Shade Gap, from Janu-

ary 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

(Mrs.) Minnie Rudy, Huntingdon, from January 19, 1948, until December 31, 1949.

(Mrs.) Allie Jackson, Huntingdon, from January 19, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

INDIANA COUNTY

James M. Torrance, Blairsville, from January 19, 1948, until December 31, 1950.

J. J. Connolly, Indiana, from January 19, 1948, until December 31, 1950.

JEFFERSON COUNTY

Ben W. Irvin, Big Run, from February 16, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Marjorie Davis, Big Run, from February 16, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

JUNIATA COUNTY

Paul W. DeLauter, Mifflintown, from August 10, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Stephen Dodd, Mifflin, from August 10, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

J. Harold Zook, Mifflintown, from August 10, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

LACKAWANNA COUNTY

(Mrs.) Bertha Mika, Old Forge, from July 10, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

LANCASTER COUNTY

Francis P. Sharpless, Lancaster, from March 24, 1948, until December 31, 1950.

V. W. Dippell, Lancaster, from March 24, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Scott W. Baker, Lancaster, from November 9, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

LAWRENCE COUNTY

Edwin J. Ball, Mahoningtown, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

P. M. Cox, Volant, from February 4, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Joseph Ellsworth, New Castle, from February 4, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

(Mrs.) Florence Long, New Castle, from February 4, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

LEBANON COUNTY

Earnest Williams, Annville, from February 4, 1948, until December 31, 1950.

(Mrs.) Anne Blodgett Bashore, Lebanon, from February 4, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

LUZERNE COUNTY

William Dombroski, Pittston, from August 25, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Francis Ferry, Hazleton, from August 25, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

LYCOMING COUNTY

John E. Whittaker, Williamsport, from February 4, 1948, until December 31, 1950.

Preston H. Smith, Williamsport, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

McKEAN COUNTY

Hamlin D. Redfield, Smethport, from December 7, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

L. Earl McLaughlin, Eldred, from December 7, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

R. C. Wilber, Port Allegany, from December 7, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

J. A. Fitzgibbon, Bradford, from December 7, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

E. H. Watts, Kane, from December 7, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

MIFFLIN COUNTY

(Mrs.) Lucy G. Foster, Lewistown, from January 19, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

Harry F. Hostetler, Lewistown, from January 19, 1948, until December 31, 1950.

(Mrs.) Gladys Wilson, Lewistown, from January 19, 1948, until December 31, 1950.

MONROE COUNTY

George F. Stack, Cresco, from March 3, 1948, until December 31, 1950.

(Mrs.) Pearl Altemose, Brodheadsville, from March 3, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

(Miss) Lucie M. Girard, Stroudsburg, from March 3, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Merle C. Ostrom, Stroudsburg, from December 6, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

MONTGOMERY COUNTY

(Miss) Pearl Fox, Souderton, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Floyd B. Kulp, Lansdale, from May 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

NORTHAMPTON COUNTY

Hillard A. Miller, Northampton, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Harry Flory, Bangor, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

NORTHUMBERLAND COUNTY

W. J. Engle, Sunbury, from September 2, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Donald Myers, Shamokin, from September 2, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Robert Malick, Shamokin, from September 2, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

PHILADELPHIA COUNTY

James Edgar Gibson, Germantown, from February 10, 1948, until December 31, 1950.

PIKE COUNTY

(Mrs.) Lena Donovan, Milford, from December 13, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Budde Brumbaugh, Dingmans Ferry, from December 13, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

POTTER COUNTY

John Stilson, Coudersport, from March 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Robert R. Lewis, Coudersport, from March 18, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

SCHUYLKILL COUNTY

William Boussum, Cressona, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Thomas Dove, Pottsville, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

SNYDER COUNTY

Clarence W. Wilhour, Hummels Wharf, from March 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Ralph M. Baker, McClure, from March 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

SOMERSET COUNTY

(Mrs.) Orpha M. Meyers, Meyersdale, from March 24, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

G. G. Grazier, Hollsopple, from March 24, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

SUSQUEHANNA COUNTY

Walter I. Davies, Forest City, from March 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Byron Benninger, Dimock, from March 3, 1948, until December 31, 1950.

TIOGA COUNTY

Wayne M. Kelts, Mansfield, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Raymond Miller, Wellsboro, from January 19, 1948, until December 31, 1950.

UNION COUNTY

Robert Smith, Millmont, from May 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

VENANGO COUNTY

E. H. Messer, Oil City, from January 19, 1948, until December 31, 1950.

John B. Williams, Franklin, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Andrew J. Harper, Oil City, from January 19, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

WARREN COUNTY

C. H. Whittaker, Sheffield, from January 19, 1948, until December 31, 1950.

E. J. Jacobs, Tidioute, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

WASHINGTON COUNTY

(Mrs.) Irene Walker, Daisytown, from July 23, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

(Mrs.) Delia Kelly, Donora, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Russell Z. Moninger, Washington, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

WAYNE COUNTY

William Robacker, South Sterling, from March 10, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Mildred Vanderhoof, Honesdale, from March 10, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

WESTMORELAND COUNTY

S. S. Smith, Derry, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Sarah K. Evans, Herminie, from February 4, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

JAMES H. DUFF.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Albert D. Henderson, R. D. 3, Linesville, Crawford County, for appointment as Justice of the Peace in and for the Township of Summit, Crawford County, until the first Monday of January, 1950, vice Harold D. Mathews, resigned.

JAMES H. DUFF.

MEMBER OF THE BRANDYWINE BATTLEFIELD PARK COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Edward Leroy van Roden, Media, Delaware County, for appointment as a Member of The Brandywine Battlefield Park Commission, for the term of four years, and until his successor is appointed and qualified, vice Lewis H. VanDusen, Philadelphia, deceased.

JAMES H. DUFF.

MEMBER OF THE PENNSYLVANIA AERONAUTICS COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Honorable T. N. Wood, R. D. 1, Alderson, Luzerne County, for reappointment as a Member of the Pennsylvania Aeronautics Commission, until December 1, 1950, and until his successor shall be duly appointed and shall have qualified, unless not reelected for the next succeeding term.

JAMES H. DUFF.

MEMBER OF THE PENNSYLVANIA GAME COMMISSION

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 17, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert Lamberton, Franklin, Venango County, for reappointment as a Member of the Pennsylvania Game Commission, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

JAMES H. DUFF.

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 17, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

BUCKS COUNTY

Chauncey G. Paxon (Republican), Penns Park, Bucks County, to serve until December 31, 1951, and until his successor is duly appointed and qualified, vice Mrs. Adele Warden Paxon, Holicong, whose term expired.

DAUPHIN COUNTY

Roswell H. Lyon, Jr. (Republican), 2729 North Fourth Street, Harrisburg, Dauphin County, to serve until December 31, 1950, and until his successor is duly appointed and qualified, vice Harry S. Smeltzer, Harrisburg, whose term expired.

JAMES H. DUFF.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 17, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

JUSTICE OF THE PEACE

Walter R. Gratz, R. D. 1, Beaver Falls, Beaver County, for appointment as Justice of the Peace in and for the Township of Chippewa, Beaver County, until the first Monday of January, 1950, to fill a vacancy.

ALDERMAN

Clyde B. Saylor, 2515 8th Avenue, Altoona, Blair County, as Alderman in and for the Sixth Ward of the City of Altoona, Blair County, until the first Monday of January, 1950, vice Ira J. Shelley, deceased.

JUSTICE OF THE PEACE

A. Carl Fanning, 401½ Main Street, Towanda, Bradford County, as Justice of the Peace in and for the Borough of Towanda, Bradford County, until the first Monday of January, 1950, vice V. L. Grenell, resigned.

JAMES H. DUFF.

MEMBER OF THE PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 17, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Hon.

Orus J. Matthews, Dodds Lane, Ardmore, Montgomery County, for appointment as a Member of the Public School Employees' Retirement Board, to serve until his successor is appointed, vice Samuel M. Goodyear, Carlisle, resigned.

JAMES H. DUFF.

PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, a week ago yesterday I presented a bill to create an investigating committee to abate the smoke and soot nuisance. While at a news stand over the week-end, my eye was attracted to a title in a magazine, a magazine I have never bought and never read, the "Woman's Home Companion."

What attracted my eye was this title, "Smoke, The Silent Murderer", and I thought since that article in the magazine related to the bill I presented, and since it is very timely, and since, at least in my opinion, it ought to be read by every person, especially legislators who have an interest in the general welfare and the health of the citizens of the Commonwealth, I thought I would ask the privilege today to read some passages from this article.

Mr. President, after explaining what smoke did in and around San Francisco Bay, around the town of San Bruno, New Orleans, and Milwaukee, it came to Donora, and this is what it said.

"But the worst proof of all came in the little industrial city of Donora, Pennsylvania, where thirteen thousand people live under the smokestacks of steel mills, railroad yards and a big zinc smelter. Donora has its own sign at the city limits; it reads Next to Yours the Best Town in the U. S. A. But the townspeople really know better. Their homes are seldom free of soot and fumes and there are long stretches of barren earth where no grass can grow. On the farms around the town the plants are scrubby and the wool of the sheep is grimy black.

"(One day in Donora the wind stopped blowing and a fog settled down. As the smokestacks puffed their dirt and poison into the air, the fog became thick enough to cut with a knife. The sun was blotted out the town was in darkness. Its people soon discovered that they could hardly breathe the heavy air.

"On the third day of the smog everything in Donora was black and greasy to the touch. Still the townspeople waited and prayed for a wind to blow it away—like most Americans, they regarded smoke as a necessary evil and were willing to tolerate it.

"That night they discovered that they had tortured their bodies beyond endurance. People woke gasping in their beds, choking for breath. Doctors were called out; one of them went down a street administering adrenalin—to help stimulate overburdened hearts—almost as fast as he could sterilize his needles.

"One man's heart stopped beating and then another. Emergency call went out for more adrenalin and for oxygen tents. In all, four hundred citizens were seriously stricken and hundreds of others fled the town. By the time the wind finally came and the smoke disappeared, twenty had died. A member of the city board of health cried out in horror. "These people were murdered—murdered by something in the air.)"

* * * *

"(Medical authorities have long known that smoke is a

killer—sometimes striping swiftly and dramatically as in Donora)"

* * * *

"(You are not safe merely because your city boasts that it has a smoke ordinance—most cities have smoke ordinances but few of them work.)"

* * * *

"(Medical researchers cause cancer in mice by injecting them with a coal tar mixture very similar to the one you are breathing. And Dr. Charles S. Cameron, medical and scientific director of the American Cancer Society, recently listed smoke pollution as one of the factors that may favor development of cancer in human beings.)"

* * * *

"(Dr. Clarence A. Mills, the nation's top authority on the effect of smoke on the human body, has compared the amount of smoke pollution and the public health records in half a dozen cities. Everywhere his findings are the same. The more smoke there is, the higher the death rate from cancer of the lungs, tuberculosis and pneumonia.)"

* * * *

"(One medical authority thinks that smoke may be a contributory factor in cases of rheumatic fever, which kills about forty thousand people a year—most of them children.)"

* * * *

"(Moreover smoke corrodes buildings, destroys paint, grinds its grit into rugs and curtains and lays its greasy mantle over woodwork and linens.)"

* * * *

"(You will need an expert engineer or a group of engineers to make a survey which will show where the smoke is coming from.)"

* * * *

"(You will then need a law, drawn up by experts to suit your local requirements, and an adequate staff to enforce it.)"

* * * *

"(You can cut down deaths from pneumonia, tuberculosis and lung cancer and reduce your annual toll from colds and sinus infections. You need only public demand, a well-thought-out law and the right enforcement officials.

"You can have clean curtains, fresh paint and unsmudged shirt collars. You can avoid the burden of removing the ten pounds of soot each month found by the Boston chemist. You can have more hours of sunlight, healthier children and better gardens—and freedom from the fear of another Donora.

"No matter what the cost, the program will pay for itself. Your community, even if it tried its best to be extravagant, could not possibly spend as much money eliminating smoke as the presence of smoke is costing you today.)"

Mr. YOSKO. Mr. President, when I presented my bill last Monday, I presented it because we in Bethlehem, where I live, have a smoke and soot problem. Frankly, it has been an issue there for a number of years, and just recently the city officials held a meeting of the employees in the round house there and asked their cooperation to eliminate the smoke nuisance.

In Bethlehem, we have a large paint mill, and it has been a source of nuisance and inconvenience to all of the

people in that locality. Their homes have been practically destroyed and reduced in value from the soot and all that sort of thing that emanates from the paint factory.

We have one of the largest steel mills in the country in Bethlehem, we have four railroads, and several round houses, so that the problem with which we are dealing here exists in my home town, and that is one of the reasons why I am as interested in it as I am.

I spoke to some of the gentlemen on this side about the bill, and they informed me that the bill at this time, perhaps, would not be too popular because it has already effected the coal industry in the western part of Pennsylvania. That may be true, but the point that I am trying to make is this. Science and invention have made progress in many fields, and I say that if this committee is created and it is given encouragement, there is a probability that it may invent something that will eliminate the smoke hazard and the soot hazard, and at the same time not affect the coal industry.

I think we ought to give a committee such as I suggest in the bill a chance to do its work on behalf of the people of this Commonwealth.

I personally think this article is so important at this time that I am going to request that it be made a part of the record. I was told that the members of the Senate frowned on such requests, but if I read the whole article, it would become a part of the record, and for that reason I am going to ask the consent of the Senate to make it a part of the record, and I trust that the committee that has the bill will give it serious consideration, report it out favorably, and support it here in the Senate and in the House, and give this commission which the bill requests be appointed a chance to do this work to abate this smoke nuisance for the general welfare of the citizens of the Commonwealth.

PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, I ask unanimous consent at this time to interrupt the reports of committees, in order that I may answer the gentleman from Northampton.

I have no desire to interfere with him in his enthusiasm of the legislation that he discussed, but I think it would be establishing a precedent that would become rather expensive to the taxpayers if magazine articles and books were put into the record relating to bills that are still in committee. I think that the gentleman can accomplish his purpose if he will refer the article to the same committee that has the bill, and give it the opportunity to study it so that we do not clutter the official record of the Senate with magazine articles. I think the gentlemen on the other side will agree that this has been the practice in the past.

Mr. YOSKO. Mr. President, in view of the remarks of the gentleman from Allegheny, I will withdraw my request that the complete article be spread in the minutes of the Legislative Journal.

REPORT FROM SUBCOMMITTEE OF THE JOINT STATE GOVERNMENT COMMISSION

Mr. WOLFE. Mr. President, on behalf of a subcommittee of the Joint State Government Commission, dealing with

Pennsylvania's Industrial Economy, I submit the following report:

JOINT STATE GOVERNMENT COMMISSION OF THE GENERAL ASSEMBLY

Harrisburg, January 25, 1949.

To the Honorable, the Senate of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith A Report of the Joint State Government Commission, January 1949, dealing with "Pennsylvania's Industrial Economy."

A copy of this report was mailed to each member of the Senate on December 6, 1948.

Respectfully submitted,

WELDON B. HEYBURN,
Chairman

The PRESIDENT. The communication will be noted in the Journal and the report will be printed in full in the Appendix.

BILLS INTRODUCED AND REFERRED

Mr. FARRELL read in his place and presented to the Chair Senate Bill No. 147, entitled:

An Act to further amend the act approved the second day of June one thousand nine hundred and thirty-seven (P. L. 1221) entitled "An Act to further amend section two thousand two hundred and twenty-three of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith', as amended, by regulating the retirement of, and providing additional retirement allowances for, superintendents of schools and superintendents of buildings in districts of the first class under certain circumstances; and authorizing such school districts to provide for the payment of such additional allowances" by eliminating the requirement that certain officials must be appointed on the first Monday in January.

Which was committed to the Committee on Education.

Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 148, entitled:

An Act to amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by changing maximum and minimum rates, periods, total amounts and aggregate of compensation; providing for the furnishing of artificial aids; defining "dependent" for purposes of computing disability compensation; changing the classes of dependents entitled to compensation in case of death; imposing duties on the board and alleged employers

in certain cases where final adjudication is delayed; and limiting the operation of supersedeas in petitions to modify or limit agreements or awards.

Which was committed to the Committee on Labor and Industry.

Mr. FRAZIER read in his place and presented to the Chair Senate Bill No. 149, entitled:

An Act to authorize any city of the first class to use a facsimile signature of the City Controller in lieu of his manual signature and a facsimile of the seal of the City upon any bonds issued by it; and declaring that signatures and facsimile signatures of former officers of the said City shall be valid and sufficient.

Which was committed to the Committee on Local Government.

Mr. DiSILVESTRO read in his place and presented to the Chair Senate Bill No. 150, entitled:

An Act to amend article nineteen of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for the establishment of free city colleges in school districts of the first class.

Which was committed to the Committee on Education.

Mr. MEADE read in his place and presented to the Chair Senate Bill No. 151, entitled:

An Act for safeguarding persons and property and promoting the welfare of the public creating an electrical administrative board of the Commonwealth of Pennsylvania and prescribing its duties and authority establishing minimum standards for electrical equipment and its installation providing for Statewide inspection of installations of electrical equipment providing for the appointment of electrical inspectors for carrying out the provisions of this act and prescribing their qualifications duties rights and authority making it unlawful to undertake or perform the installation of electrical equipment without applying for inspection therefor except as otherwise provided providing for the licensing by the electrical administrative board of persons firms or corporations engaged in the business of electrical contracting and electrical journeymen employed by them in the work of installing maintaining altering or repairing electrical equipment making it unlawful to undertake or perform the installation of electrical equipment without a license except as otherwise provided providing penalties for the violation of this act and repealing all statutes and parts of statutes in conflict with this act.

Which was committed to the Committee on Labor and Industry.

Messrs. ROSENFELD, STIEFEL and DiSILVESTRO read in place and presented to the Chair Senate Bill No. 152, entitled:

An Act to further amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards

of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," removing the disqualification of candidates of political parties to be candidates of political bodies, and of candidates of political bodies to be candidates of other political bodies.

Which was committed to the Committee on Elections.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, and Gentlemen of the Senate, I ask leave to make a few prefatory remarks before introducing the resolution.

Mr. President, this being a Philadelphia week in the Senate of Pennsylvania, I feel I would be remiss in my duty if I did not bring to the attention of this august body certain conditions that exist in Philadelphia, namely, the lack of a state office building. Anybody who has to practice before various boards in Philadelphia knows how difficult it is to peregrinate from one office to the other.

In connection with it, you have probably heard there is a certain wall in Philadelphia, known as the Chinese wall, which soon will be demolished, and by the demolition of this wall, there will be created a very fine spot for the erection of a state house.

Mr. President, in connection with this situation, I offer this resolution.

SENATE CONCURRENT RESOLUTION

URGING THE JOINT STATE GOVERNMENT COMMISSION TO APPOINT COMMITTEE TO MAKE A STUDY FOR THE ERECTION OF A STATE COURT HOUSE AND OFFICE BUILDING IN THE CITY OF PHILADELPHIA

Mr. STIEFEL offered the following resolution which was twice read and referred to the Committee on State Government:

In the Senate, January 25, 1949.

Whereas, The dispersal and inconvenient location of the offices of the various departments, commissions, bureaus, and boards of our State Government in the City of Philadelphia is not conducive to efficiency and economy and above all not commensurate with the dignity and greatness of the Commonwealth of Pennsylvania and,

Whereas, The rentals paid by the Commonwealth for its Philadelphia offices for the last two decades would have amply covered the costs of an imposing state-owned building erected structurally and artistically according to the highest and most modern standards of office-building architecture, and

Whereas, The acoustics and accommodations of the rooms occupied by the State Courts in the City Hall of Philadelphia are deficient and functionally inadequate, thus requiring changes that cannot be longer delayed, and

Whereas, There is thus a definite need now extant in Philadelphia for the erection therein of a State Court House and Office Building, and

Whereas, recently the City of Philadelphia and the Pennsylvania Railroad Company have agreed that the so called "Chinese Wall," running from Broad Street Station to 30th Street Station parallel to Market Street be removed and a ninety-feet wide boulevard laid out upon the tract of land now covered by said "Chinese Wall" and that as a part of this development the future width of Fifteenth Street between he proposed boulevard and Market Street is to be fixed at sixty-seven feet and that of Sixteenth Street at seventy-feet, and

Whereas, The execution of the foresaid agreement be-

tween the City of Philadelphia and the Pennsylvania Railroad Company will place at the disposal of the City of Philadelphia an available site within less than one hundred yards from City Hall having a length of three hundred sixty feet and a depth of two hundred eight feet and thus admirably suited for the erection thereon of a State Court House and Office Building,

Now Be It Therefore resolved (If the House of Representatives concur) that:

(a) The Joint State Government Commission appoint a committee to make a study of the locational and dispersional inconvenience of the several State Offices in Philadelphia and the effect thereof upon the efficiency of the services rendered.

(b) That the City of Philadelphia be urged by the General Assembly of Pennsylvania to place at the disposal of the Commonwealth of Pennsylvania the aforesaid site for the erection thereon of a State Court House and Office Building.

(c) That His Excellency the Governor of Pennsylvania be urged to order a study by his subordinates of the suitability of the aforesaid site for the erection thereon of a State Court House and Office Building, as well as the advisability of such a project.

(d) That the General Assembly of Pennsylvania enact such legislation that may be necessary for the initiation of the project.

(e) That the Secretary of the Senate forwards copies of this resolution to His Excellency the Governor of Pennsylvania, to the Mayor of Philadelphia, and to the President of the Pennsylvania Railroad.

PERMISSION TO ADDRESS SENATE

Mr. KEPHART asked and obtained unanimous consent to address the Senate.

Mr. KEPHART. Mr. President, the idea of having a state house in Philadelphia to house the courts of Pennsylvania, and the administrative offices of the executive department of Pennsylvania in Philadelphia, is not a new one. The Republican Party sponsored legislation to carry out that objective as far back as 1945—I think it was even earlier than that—because I recall that at the last Session of the Legislature, we had detailed plans of such a state house to be built out on the Parkway, at about 18th and the Parkway. There was even, in addition to an investigation, an appropriation made for the purpose of commencing this work. I recall at the last session of the Legislature, the Governor felt that prices were too high, I believe, and that the money appropriated for that purpose could be better used for some other purpose, and the bill appropriating the funds for this project was repealed.

Mr. President, I have had it in mind to speak to him and see if we could not get started on the project again this year, so that if building costs come down to any reasonable extent, we could have such a state house in Philadelphia.

Mr. STIEFEL. Mr. President, I am not trying to steal the thunder from anybody. I introduced a similar resolution during the past session, and I feel that here is a wonderful opportunity to find a lot in the heart of the city of Philadelphia, and I believe in doing that I am not seeking credit for the Democratic party or militating against the Republican party. I am doing it as a citizen of Philadelphia who is attuned to the needs of Philadelphia.

CALENDAR

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 14, as follows:

An Act to further amend section one of the act approved the twenty-fifth day of July one thousand nine hundred seventeen (P. L. 1209) entitled "An act to authorize the acquisition by purchase or condemnation of lands for a park and the erection of a monument commemorative of Washington crossing the river Delaware and for the appointment of a commission to acquire said lands and erect such monument and making an appropriation for the purpose of this act" authorizing the acquisition of additional grounds

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twenty-fifth day of July one thousand nine hundred seventeen (P. L. 1209) entitled "An act to authorize the acquisition by purchase or condemnation of lands for a park and the erection of a monument commemorative of Washington crossing the River Delaware and for the appointment of a commission to acquire said lands and erect such monument and making an appropriation for the purpose of this act" as amended by the act approved the twenty-fifth day of May one thousand nine hundred twenty-one (P. L. 1103) is hereby further amended to read as follows

Section 1 Be it enacted &c That for the purpose of perpetuating and preserving the site on which the Continental Army under the command of General George Washington was assembled and from which they crossed the River Delaware on the night preceding the Battle of Trenton December twenty-five one thousand seven hundred and seventy-six the title to and ownership in the ground covering said site and the adjoining grounds not exceeding [five hundred] fifteen hundred (1500) acres the location and boundaries thereof to be fixed by the commissioners hereinafter provided for shall be vested in the State of Pennsylvania to be laid out preserved and maintained forever as a public place or park by the name of Washington Crossing Park so that the same and monuments thereof may be maintained as nearly as possible in their original condition as a military camp and may be preserved for the enjoyment of the people of the State

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 18, as follows:

An Act authorizing the Department of Property and Supplies to accept on behalf of the Commonwealth certain real estate adjoining property of the Philipsburg State Hospital in Rush Township Centre County Pennsylvania The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies is hereby authorized and empowered to accept on behalf of the Commonwealth the property now owned by Doctor A C Lynn situate in Rush Township Centre County Pennsylvania and adjoining property of Philipsburg State Hospital bounded and described as follows

Beginning at a point an iron pin on the East side of State Highway Route A 5228 leading from Philipsburg to Hawk Run being the Northwest corner of the property of the Philipsburg State Hospital thence along the East side of said State Highway North 28° 00' East a distance of 50.03 feet to an iron pin thence along other property of said Doctor A C Lynn South 63° 53' East a distance of 185.76 feet to an iron pin thence still along said property of Doctor A. C. Lynn North 28° 00' East a distance of 50.0 feet to an iron pin thence still along said property of Doctor A C Lynn South 63° 53' East a distance of 230.0 feet to an iron pin thence still along said property of Doctor A C Lynn South 26° 07' West a distance of 100.0 feet to an iron pin at the Northeast corner of property of Philipsburg State Hospital thence along said property of Philipsburg State Hospital North 63° 53' West a distance of 417.4 feet to an iron pin the point or place of beginning containing an area of seventy-four hundredths (.74) acres

Section 2 The title to said real property shall be taken in the name of the Commonwealth and shall before its acquisition be approved by the Department of Justice

Section 3 Upon acquiring the property the Board of Trustees of Philipsburg State Hospital shall have full control supervisions and management thereof for use in connection with the Philipsburg State Hospital

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Lane,	Rosenfeld,	Walker,
Dent,	Leader,	Ruth,	Watkins,
Diehm,	Kephart,	Scarlett,	Watson,
Disilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, T. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 53, as follows:

An Act to amend Article IX Clause (h) of Section nine hundred forty-three and Article X Section ten hundred four of the Act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled

"An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by increasing the penalty for the unlawful killing of bears

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (h) of Section nine hundred forty-three of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is hereby amended to read as follows

Section 943 Penalties Any person violating any of the provisions of this article shall upon conviction be sentenced to pay the following fines and costs of prosecution for each offense

* * * * *

(h) Except as otherwise herein provided for hunting or trapping or catching or killing or wounding or driving or molesting or removing or attempting to hunt for or trap or catch or kill or wound or drive or molest or remove any wild birds or wild animals within the limits of a State Game Refuge or an Auxiliary State Game Refuge or a State Game Farm or a State Game Propagation area or a special preserve contrary to the provisions of this article or for violating any of the provisions of this article not hereinbefore specifically provided for

I Each elk two hundred dollars

II Each deer [or bear] one hundred dollars

III Each bear two hundred dollars

[III] IV Each wild turkey ruffed grouse ringneck pheasant quail partridge or woodcock twenty-five dollars

[IV] V Each raccoon twenty-five dollars

[V] VI Each other wild bird or wild animal ten dollars

Section 2 Section ten hundred four of said act is hereby amended to read as follows

Section 1004 Penalties Any person violating the provisions of this article shall upon conviction be sentenced to pay the following fines and costs of prosecution for each offense

For the capturing or killing or aiding in the capturing or killing contrary to the provisions of this article any wild bird or animal

(a) Each elk two hundred dollars and in the discretion of the court six months' imprisonment

(b) Each deer [or bear] one hundred dollars

(c) Each bear two hundred dollars

[(c)] (d) Each wild turkey ruffed grouse ringneck pheasant quail partridge or woodcock twenty-five dollars

[(d)] (e) Each raccoon twenty-five dollars

[(e)] (f) Each other bird or animal ten dollars

For hunting in any manner or for owning or possessing a shotgun or rifle or pistol or firearm contrary to the provisions of this article twenty-five dollars and costs of prosecution

For owning or possessing a dog contrary to the provisions of this article fifteen dollars and costs of prosecution

Upon failure of any person convicted of a first offense to immediately pay the fine imposed and costs of prosecution he shall be imprisoned one day for each dollar of fine imposed and costs of prosecution

Any person convicted of a second and subsequent offense shall be liable to the fines above provided and costs of prosecution and in addition thereto shall in the discretion of the court suffer imprisonment one day for each dollar of fine imposed

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,
Barrett,
Berger,
Blass,
Chapman,
Crowe,
Dent,
Diehm,
DiSilvestro,
Doehla,
Donlan,
Farrell,
Frazier,

Geltz,
Haluska,
Hare,
Holland,
Homsher,
Kephart,
Lane,
Leader,
Letzler,
Lord,
Mahany,
Mallery,
McPherson, Jr.,

Meade,
Neff,
Pechan,
Peelor,
Robinson,
Rosenfeld,
Ruth,
Scarlett,
Snowden,
Stevenson,
Stiefel,
Tallman,

Tarr,
Taylor,
Toole,
Wade,
Wagner,
Walker,
Watkins,
Watson,
Wolfe,
Wood, J. H.,
Wood, T. N.,
Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 55, as follows:

An Act to further amend clause (b) of section fifty and section two hundred sixty-five of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" further providing for the number of openings in minnow traps

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (b) of section fifty of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" as last amended by the act approved the thirty-first day of March one thousand nine hundred forty-three (P. L. 26) and by the act approved the seventh day of May one thousand nine hundred forty-three (P. L. 246) is hereby further amended to read as follows

Section 50 Devices to Catch Game-fish Bait-fish and Fish-bait No person shall use any device means or method whatsoever except as in this article otherwise provided for taking fish from the waters within this Commonwealth except the following that is to say for

* * * * *

(b) Bait-fish and fish-bait two rods and two lines with not more than three hooks attached to each line a dip-net or minnow seine not over four feet square or four feet in diameter a minnow trap with not more than [one opening] two openings which shall not exceed one inch in diameter The rods hooks and lines must be under the immediate control of the person using the same

Section 2 Section two hundred sixty-five of said act as last amended by the act approved the thirty-first day of March one thousand nine hundred forty-three (P. L. 26) is hereby further amended to read as follows

Section 265 Sunday Fishing Lawful Exception It is lawful to fish in any of the water wholly within or on the boundaries of this Commonwealth for any species of fish during the opening season thereof with not more than two rods and two lines and one hand line with not more than three hooks attached to either line and to take bait-fish and fish-bait with a dip-net or minnow seine not over four feet square or four feet in diameter a minnow trap with not more than [one opening] two openings which shall not exceed one inch in diameter and it is also lawful to catch and take pickerel and perch when tip-ups are used while fishing through holes in the ice on the first day of the week commonly called Sunday if the consent of the

owner or lessee of the land abutting on a stream or body of water and of the bed thereunder where the fishing is done has first been secured but not such consent shall be required to fish in the manner above provided in a stream or body of water on State-owned or Federal lands nor in a river or body of water the bed of which is publicly owned except where the fishing is done from abutting land privately owned in which case the consent of the owner or lessee shall first have been secured It is unlawful to fish on any Sunday in any other manner than hereinbefore provided or in streams and waters contrary to the provisions of this section Any person violating any of the provisions of this section shall on conviction as provided in chapter fourteen of this act be subject to a penalty of twenty-five dollars

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,
Barrett,
Berger,
Blass,
Chapman,
Crowe,
Dent,
Diehm,
DiSilvestro,
Doehla,
Donlan,
Farrell,
Frazier,

Geltz,
Haluska,
Hare,
Holland,
Homsher,
Kephart,
Lane,
Leader,
Letzler,
Lord,
Mahany,
Mallery,
McPherson, Jr.,

Meade,
Neff,
Pechan,
Peelor,
Robinson,
Rosenfeld,
Ruth,
Scarlett,
Snowden,
Stevenson,
Stiefel,
Tallman,

Tarr,
Taylor,
Toole,
Wade,
Wagner,
Walker,
Watkins,
Watson,
Wolfe,
Wood, J. H.,
Wood, T. N.,
Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 99, as follows:

An Act to add a new section to article two of the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1001) entitled as amended "An act providing for the regulation of aeronautics within this Commonwealth conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto providing for the licensing and registration of airman and aircraft establishing the legal status of air navigation providing for sovereignty in and ownership of space providing for lawfulness of flights regulating civil causes of action arising out of operation of aircraft fixing the status of contracts crimes and torts in by or by means of operation of aircraft imposing duties upon officers burgesses magistrates aldermen justices of the peace the courts and clerks thereof providing for denial or revocation of licenses providing for certain penalties and their disposition and repealing certain existing laws" defining the Commonwealth airways system

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article two of the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1001) entitled as amended "An act providing for the regulation of aeronautics within this Commonwealth conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto providing for the licensing

and registration of airman and aircraft establishing the legal status of air navigation providing for sovereignty in and ownership of space providing for lawfulness of flights regulating civil causes of action arising out of operation of aircraft fixing the status of contracts crimes and torts in by or by means of operation of aircraft imposing duties upon officers burgesses magistrates aldermen justices of the peace the courts and clerks thereof providing for denial or revocation of licenses providing for certain penalties and their disposition and repealing certain existing laws" is hereby amended by adding at the end thereof a new section to read as follows

Section 202 Commonwealth Airways System The Commonwealth airways system is hereby declared to consist of all air navigation facilities available for public use now existing or hereafter established whether publicly or privately owned and whether natural or man-made except those under the jurisdiction of the United States Government It is hereby declared that jurisdiction over the Commonwealth airways system is vested in the Pennsylvania Aeronautics Commission and that expenditure of public funds in the interest of safety on any or all of the facilities of the airways system serves a useful public purpose and satisfies a public need

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DISilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS ON SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 32, on second reading, entitled:

An Act to further amend section two hundred twenty five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by providing for the issuing of lifelong free resident fishing licenses to persons sixty-five years of age or over.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 54, on second reading, entitled:

An Act to further amend sections four hundred twenty-two, four hundred twenty-three and four hundred twenty-four of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," further regulating contributions made by county commissioners toward funeral expenses of deceased service persons and their widows.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 56, on second reading, entitled:

An Act to further amend sections two and three, and to amend section four of the act, approved the eleventh day of June, one thousand nine hundred thirty-five (P. L. 326), entitled "An act relating to counties of the first class; defining deceased service persons; providing for contributions by the county to the funeral expenses for such persons and their widows; providing for the erection and care of markers, headstones, and flags, and for the compilation of war records," further regulating contributions made by county commissioners towards funeral expenses of deceased service persons and their widows.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 69, entitled:

An Act to amend Article IV, Sections four hundred eight, four hundred nine, four hundred ten, four hundred eleven, four hundred twelve, and four hundred nineteen, of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," to correct an error in the provisions concerning the size of mesh to be used by propagating permittees; changing the method of tagging propagated game or eggs; providing penalties for failure to maintain proper records of propagation transactions, and submission of annual reports of special permittees; and adding bobwhite quail to list of birds authorized to be killed on Regulated Shooting Grounds.

The first and second sections were read and agreed to. The third section was read.

On the question,

Will the Senate agree to the section?

Mr. CROWE offered the following amendment:

Amend sec. 3 (Sec. 410), page 6, line 14, by inserting after the words "bobwhite quails" the following: "of the species approved by the commission."

It was agreed to.

The section was agreed to as amended.

The fourth section was read.

On the question,

Will the Senate agree to the section?

Mr. CROWE offered the following amendments:

Amend sec. 4 (Sec. 411), page 8, line 8, by inserting after the words "bobwhite quail" the following: "of the species approved by the commission"; Amend sec. 4 (Sec. 411), page 8, line 20, by inserting after the words "bobwhite quail" the following: "of the species approved by the commission"; Amend sec. 4 (Sec. 411), page 9, line 1, by inserting after the words "bobwhite quail" the following: "of the species approved by the commission"; Amend sec. 4 (Sec. 411), page 9, lines 6 and 7, by inserting after the words "bobwhite quail" the following: "of the species approved by the commission."

They were agreed to.

The section was agreed to as amended.

The fifth section was read.

On the question,

Will the Senate agree to the section?

Mr. CROWE offered the following amendments:

Amend sec. 5 (Sec. 412), page 11, line 3, by inserting after the words "bobwhite quail" the following: "of the species approved by the commission"; Amend sec. 5 (Sec. 412), page 11, line 12, by inserting after the words "bobwhite quail" the following: "of the species approved by the commission."

They were agreed to.

The section was agreed to as amended.

The sixth section was read.

On the question,

Will the Senate agree to the section?

Mr. CROWE offered the following amendment:

Amend sec. 6 (Sec. 419), page 14, line 12, by inserting after the words "bobwhite quail" the following: "of the species approved by the commission."

It was agreed to.

The section was agreed to as amended.

The seventh section and title were read and agreed to.

And said bill having been read at length the second time, and agreed to, as amended,

Ordered, To be transcribed for a third reading.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. SCARLETT. Mr. President, I second the motion. The motion was agreed to

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 2, entitled:

An Act to amend article fourteen of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment

of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by adding thereto a new section placing additional powers upon the Department of Military Affairs and increasing the duties of other administrative departments in connection with the establishment of a recreational camp at Indiantown Gap Military Reservation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 104, entitled:

An Act to add clause (k) to section one thousand three hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," incorporating certain functions of the State Council of Education now provided for by other legislation repealed hereby.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 114, entitled:

An Act to amend sections six hundred fourteen and six hundred fifteen of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine, (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," relating to bribery in athletic contests and soliciting or accepting a bribe in athletic contests.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 118, entitled:

An Act to amend section one thousand eight hundred one of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; de-

ining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by authorizing the Department of Forests and Waters to enter into agreements for protection of natural deposits underlying property owned by the Commonwealth.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Wednesday, January 26, 1949, at 1:00 o'clock, a. m., Eastern Standard Time.

Mr. MALLERY. Mr. President, I second the motion. The motion was agreed to.

The Senate adjourned at 2:12 o'clock, p. m., Eastern Standard Time until Wednesday, January 26, 1949, at 1:00 o'clock a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, January 25, 1949

The House met at 1:00 p. m.
The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Rev. William Hugh Fryer, offered the following prayer:

Almighty God, our Heavenly Father, we offer our prayers to Thee for these Thy servants, the elected representatives of this State, Give them serenity to accept what cannot be changed: fortitude to change what should be changed; and the wisdom to know the one from the other; through Jesus Christ our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Monday, January 24, 1949.

The Clerk proceeded to read the Journal of Monday, January 24, 1949, when, on motion of Mr. DRISCOLL unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. GALLAGHER. HOUSE BILL No. 102.

An Act to further amend the act approved the eleventh day of June one thousand nine hundred thirty-five (P. L. 26) entitled "An act relating to counties of the first class defining deceased service persons providing for contributions by the county to the funeral expenses for such persons and their widows providing for the erection and care of markers headstones and flags and for the compilation of war records" increasing the sum to be spent in burial of deceased service persons and the maximum amount of funeral expenses.

Referred to the Committee on Military Affairs.

By Mr. WEIDNER.

HOUSE BILL No. 103.

An Act authorizing the Department of Property and Supplies with the approval of the Pennsylvania Historical and Museum Commission to acquire by purchase, condemnation, lease or gift certain lands adjacent to the Daniel Boone Homestead property; providing for the maintenance and improvement thereof; and making an appropriation for the payment of the costs of such acquisition.

Referred to the Committee on State Government.

By Mr. ROBERTSON.

HOUSE BILL No. 104.

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the township of Upper Providence, Delaware County, Pennsylvania, with the approval of the Governor.

Referred to the Committee on State Government.

By Messrs. WOOD and CHARLES C. SMITH.

HOUSE BILL No. 105.

An Act to amend sections two three and four of the act, approved the twenty-fourth day of March, one thousand nine hundred thirty-seven (P. L. 109), entitled "An act relating to interstate cooperation, creating the Pennsylvania Commission on Interstate Cooperation, as well as committees on interstate cooperation of the Senate and of the House of Representatives; defining the powers and duties of said commission and of said committees; and imposing duties on the Governor and the Secretary of the Commonwealth" by changing the method of appointing members to the Senate and House committees and of the chairman of the commission.

Referred to the Committee on State Government.

By Mr. TOMPKINS.

HOUSE BILL No. 106.

An Act to further amend the last paragraph of section two hundred forty-six of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," permitting district attorneys to hold solicitorships.

Referred to the Committee on Counties.

By Mr. TOMPKINS.

HOUSE BILL No. 107.

An Act to amend clause (c) of section nine hundred twelve of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by providing for the number of signatures required on nominating petitions of associate judges, unlearned in the law.

Referred to the Committee on Elections and Apportionment.

By Mr. TOMPKINS.

HOUSE BILL No. 108.

An Act to further amend subsection (b) of section twelve of the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 252), entitled, as amended, "An act to regulate and restrain the traffic in malt and brewed beverages, as herein defined; providing

for the licensing of the manufacture, transportation, sale and distribution of such beverages; imposing license and permit fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of the electors, to prevent the licensing therein of places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon the Pennsylvania Liquor Control Board, quarter sessions courts, district attorneys, the Department of Justice, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," by authorizing the board to approve additional places of storage for certain licensees.

Referred to the Committee on Liquor Control.

By Mr. COOPER. HOUSE BILL No. 109.

An Act to further amend subsection (c) of section three hundred twenty of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," further regulating retirement benefits of county employes heretofore or hereafter entering the military service and payments by the county into the county employes' retirement fund for such employes, or to such employes as reimbursement in certain cases.

Referred to the Committee on Counties.

By Mr. COOPER. HOUSE BILL No. 110.

An Act to amend subsection B of section twelve of the act, approved the sixth day of April, one thousand nine hundred thirty-seven (P. L. 200), entitled "An act licensing and regulating the business of pawnbrokers; providing for the issuance of licenses by the Secretary of Banking; authorizing the Secretary of Banking to make examinations and issue regulations; limiting the interest and charges on loans; and prescribing penalties for the violation of this act," to provide for receipt in duplicate.

Referred to the Committee on Banking and Building and Loan Associations.

By Mr. STUART. HOUSE BILL No. 111.

An Act to further amend subsection (a) of section six hundred fourteen of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for the compulsory permanent revocation of operator's license, on second conviction of operating a

motor vehicle, while under the influence of intoxicating liquor or narcotic or habit producing drug.

Referred to the Committee on Motor Vehicles.

By Mr. STUART. HOUSE BILL No. 112.

An Act to amend the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-one (P. L. 202), entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream, artificial or natural body of water, or non-tidal waters of any river within the Commonwealth; conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners, including the enforcement of certain existing laws; and prescribing penalties," prohibiting the operation of motor boats, on inland waters, by persons under sixteen years of age.

Referred to the Committee on Motor Vehicles

By Mr. STUART. HOUSE BILL No. 113.

An Act requiring installation of inside fire alarm systems in all hotels, imposing duties upon the Department of Labor and Industry, and prescribing penalties.

Referred to the Committee on State Government.

By Mr. POLEN. HOUSE BILL No. 114.

An Act to add section six hundred two point two to the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," authorizing conveyance by school districts of the third and fourth class of unused and unnecessary lands and buildings to the city, borough, town or township coterminous with the district.

Referred to the Committee on Education.

By Mr. ANDREWS. HOUSE BILL No. 115.

An Act to amend the act approved the twenty-sixth day of May, one thousand nine hundred thirty-seven (P. L. 888), entitled "An act to authorize cities, boroughs, towns, townships, counties, and other public bodies to aid housing projects of housing authorities, or of the United States of America, by furnishing parks, playgrounds, streets, and other improvements and facilities by exercising certain other powers, and by making agreements relating to such aid; to authorize cities, boroughs, towns, townships, and counties to contract with respect to the sums to be paid them for improvements, services, and facilities to be provided for the benefit of housing projects, and the occupants thereof; to authorize certain cities and counties to make an appropriation for the first years' administrative expenses of housing authorities; and to authorize certain cities, boroughs, towns, and counties to pay moneys to housing authorities," by further stating the emergency caused by the housing shortage; and further defining "housing project."

Referred to the Committee on State Government.

By Mr. ANDREWS. HOUSE BILL No. 116.

An Act to amend the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 955), entitled "An act to promote public health, safety, morals, and welfare by declaring the necessity of creating public bodies, corporate and politic, to be known as housing authorities to engage in slum clearance, and to undertake projects, to provide dwelling accommodations

for persons of low income; providing for the organization of such housing authorities; defining their powers and duties; providing for the exercise of such powers, including the acquisition of property by purchase, gift or eminent domain, the renting and selling of property, and including borrowing money, issuing bonds, and other obligations, and giving security therefor; prescribing the remedies of obligees of housing authorities; authorizing housing authorities to enter into agreements, including agreements with the United States, the Commonwealth, and political subdivisions and municipalities thereof; defining the application of zoning, sanitary, and building laws and regulations to projects built or maintained by such housing authorities; exempting the property and securities of such housing authorities from taxation; and imposing duties and conferring powers upon the State Board of Housing, and certain other State officers and departments," by including all cities of the third class, all boroughs and all townships of the first class within its provisions, and providing for rural housing.

Referred to the Committee on State Government.

By Mr. ANDREWS.

HOUSE BILL No. 117.

An Act to further amend the title and act, approved the fifth day of June, one thousand nine hundred thirty-seven (P. L. 1705), entitled, as amended "An act to promote public health, morals safety, and welfare by providing for the supervision and encouragement of housing; creating a State Board of Housing, a departmental administrative board within the Department of Commerce; providing for the organization of the board, the appointment and removal of its members: enumerating its duties and powers, including the powers to conduct investigations, issue subpoenas, apply to courts for punishment of contempt, make orders, rules and regulations, prescribe forms, require reports, supervise the operations of limited dividend housing companies and housing and redevelopment authorities and their members and employees; cooperate with local officials and bodies and with the Federal government; acquire property by eminent domain for limited dividend housing companies; commence actions to prevent violations of law and to surcharge members of authorities, supervise rental charged by limited dividend companies, charge fees for services; and generally to carry out the purposes of this act; providing for the selection and compensation of the board's employees, providing for appeals from its orders; and making an appropriation," by authorizing the State Board of Housing to make loans and grants to housing authorities for veterans and their families, single veterans and families of servicemen; providing for conditions upon such loans; further stating the emergency caused by the housing shortage; and making an appropriation.

Referred to the Committee on State Government.

By Mr. ANDREWS.

HOUSE BILL No. 118.

An Act to provide that bonds and other obligations issued by any public housing authority or agency, when secured by a pledge of annual contributions to be paid by the United States Government, shall be security for all public deposits, and legal investments for the Commonwealth and public officers, municipal corporations, political subdivisions, and public bodies, all banks, bankers, trust companies, savings banks and institutions, investment companies, all insurance companies, insurance associations and other persons carrying on banking or insurance business, and all executors, administrators, guardians, trustees, and other fiduciaries.

Referred to the Committee on State Government.

By Mr. ANDREWS.

HOUSE BILL No. 119.

An Act to amend the act approved the tenth day of June, one thousand nine hundred forty-seven (P. L. 486), entitled "An act to aid in alleviating the acute housing

shortage by authorizing housing authorities to provide housing for veterans, and families of servicemen, and to cooperate with the Federal Government for such purposes," by further stating the emergency caused by the housing shortage; defining "Commonwealth"; exempting real property acquired, maintained and operated by a housing authority, under this act, from real estate taxes, and making an appropriation.

Referred to the Committee on State Government.

By Mrs. DYE.

HOUSE BILL No. 120.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees shall be determined," changing the name of the State Board of Examiners for Registration of Nurses.

Referred to the Committee on Professional Licensure.

By Mr. NAJAKA.

HOUSE BILL No. 121.

An Act to further amend clauses six and nine of section one of the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by further defining State employees and original members by extending the time until which employees of institutions of counties, cities, wards, boroughs, townships, institution districts and other political subdivisions acquired by the Commonwealth for actual use as State mental hospitals may become contributors to the State Employees' Retirement Fund.

Referred to the Committee on State Government.

By Mr. ROBERTSON.

HOUSE BILL No. 122.

An Act to amend section four thousand one hundred eleven of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending revising, and consolidating the law relating thereto," authorizing appeals directly to the court of common pleas in certain cases from action of council relating to zoning.

Referred to the Committee on Judiciary.

By Mr. ROBERTSON.

HOUSE BILL No. 123.

An Act to amend section five hundred ten point eight of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An Act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," authorizing appeals directly to the court of common pleas in certain cases from action of the county commissioners relating to zoning.

Referred to the Committee on Judiciary.

By Mr. ROBERTSON.

HOUSE BILL No. 124.

An Act to amend section three thousand three hundred five of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by authorizing appeals directly to the court of common pleas in certain cases from actions of council relating to zoning.

Referred to the Committee on Judiciary.

By Mr. ROBERTSON.

HOUSE BILL No. 125.

An Act to amend section three thousand one hundred five of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," authorizing appeals directly to the court of common pleas in certain cases from action of the board relating to zoning.

Referred to the Committee on Judiciary.

By Mr. ROBERTSON.

HOUSE BILL No. 126.

An Act to amend section two thousand five of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto" by authorizing appeals directly to the court of common pleas in certain cases from actions of the supervisors relating to zoning.

Referred to the Committee on Judiciary.

By Messrs. DALRYMPLE and DELONG.

HOUSE BILL No. 127.

An Act to amend section two thousand one hundred three of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by further limiting the hours of service of paid firemen and drivers regularly employed.

Referred to the Committee on Cities—Third Class.

By Messrs. COOPER and HOMER S. BROWN.

HOUSE BILL No. 128.

An Act to amend section nine of the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1410), entitled "An act to fix the salaries and compensation of the judges of the Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny, certain associate judges not learned in the law, and repealing certain acts inconsistent herewith," by increasing the compensation of judges presiding in other districts.

Referred to the Committee on State Government.

By Messrs. MIKULA and STANK. HOUSE BILL No. 129.

An Act to further amend section six hundred ten of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (1933-34 P. L. 15), entitled, as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by forbidding the imposition of any penalties under this act under certain conditions.

Referred to the Committee on Liquor Control.

By Messrs. MORAN and HUNTER.

HOUSE BILL No. 130.

An Act requiring owners and operators of tourist camps having heated cabins to provide adequate chimneys or escape vents for harmful gases, and imposing penalties.

Referred to the Committee on Public Health and Sanitation.

By Messrs. MORAN and JENKINS.

HOUSE BILL No. 131.

A Joint Resolution proposing an amendment to section three, article four of the Constitution of the Commonwealth of Pennsylvania, permitting the Governor to succeed himself.

Referred to the Committee on Judiciary.

By Mr. WORLEY.

HOUSE BILL No. 132.

An Act to further amend section twenty of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish, in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by providing for a closed season of thirty days prior to the beginning of trout season.

Referred to the Committee on Fisheries.

By Mr. WORLEY.

HOUSE BILL No. 133.

An Act to further amend section two hundred twenty-six of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing compensation to school directors attending board meetings.

Referred to the Committee on Education.

By Mr. WORLEY.

HOUSE BILL No. 134.

An Act to amend section nine hundred eleven and paragraph (a) of section one thousand two of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violations of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by requiring all delegates to National Conventions to pledge their support to the candidate for President who shall have received the highest number of votes cast in the State.

Referred to the Committee on Elections and Apportionment.

By Mr. DALRYMPLE.

HOUSE BILL No. 135.

An Act to further amend the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 252), entitled, as amended "An act to regulate and restrain the traffic in malt and brewed beverages, as herein defined; providing for the licensing of the manufacture, transportation, sale and distribution of such beverages; imposing license and permit fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of the electors, to prevent the licensing therein of places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon the Pennsylvania Liquor Control Board, quarter sessions courts, district attorneys, the Department of Justice, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," by further regulating the issuance of distributors' and importing distributors' licenses; and further regulating sales by licensees.

Referred to the Committee on Liquor Control.

By Mr. WATERHOUSE.

HOUSE BILL No. 136.

An Act to add subsection (d) to section twelve of the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 252), entitled as amended "An act to regulate and restrain the traffic in malt and brewed beverages, as herein defined; providing for the licensing of the manufacture, transportation, sale and distribution of such beverages; imposing license and permit fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of the electors, to prevent the licensing therein of places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon the Pennsylvania Liquor Control Board, quarter sessions courts, district attorneys, the Department of Justice, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," limiting the number of distributors' and importing distributors' licenses to be issued.

Referred to the Committee on State Government.

By Messrs. KENT and LOVETT. HOUSE BILL No. 137.

An Act to amend section nine hundred five of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law

relating thereto," relating to fixed charges payable by the Commonwealth in lieu of taxes on real property.

Referred to the Committee on State Government.

By Messrs. KENT and LOVETT. HOUSE BILL No. 138.

An Act providing for the payment of moneys to political subdivisions the taxes of which are reduced by the acquisition of lands and property by the Commonwealth for the purpose of securing the payment or repayment of money due the Commonwealth.

Referred to the Committee on State Government.

By Messrs. KENT and LOVETT. HOUSE BILL No. 139.

An Act to amend Section one of the act, approved the seventeenth day of May, one thousand nine hundred twenty-nine (P. L. 1798), entitled "An act providing a fixed charge, payable by the Commonwealth, on lands acquired by the State and the Federal Government for forest reserves, or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania, and preserving and maintaining the same as public places and parks; and the distribution of the same for county, school, township, and road purposes in the counties, school districts, and townships where such forests are located; and making an appropriation," increasing such charges.

Referred to the Committee on State Government.

By Messrs. KENT and LOVETT. HOUSE BILL No. 140.

An Act to further amend section one thousand four hundred two of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," defining the residence of certain children living upon State owned property, and providing for certain Commonwealth reimbursements.

Referred to the Committee on State Government.

By Messrs. KENT and LOVETT. HOUSE BILL No. 141.

An Act to amend subsection (b) of section two hundred eighty-nine of the act approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," relating to fixed charges payable by the Commonwealth in lieu of taxes on real property.

Referred to the Committee on State Government.

By Mr. KENT

HOUSE BILL No. 142.

An Act to further amend sections one thousand eight hundred two and one thousand eight hundred six of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administra-

tive departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," as last amended, further regulating the maximum price that may be paid for land acquired for state forestry purposes.

Referred to the Committee on State Government.

By Mr. KENT.

HOUSE BILL No. 143.

An Act to amend the title and section one of the act, approved the eighth day of May, one thousand nine hundred twenty-nine (P. L. 1634), entitled "An act fixing the compensation and mileage of auditors and jury commissioners in counties of the sixth class," by removing jury commissioners from the provisions of said act; raising the compensation of auditors.

Referred to the Committee on Counties.

By Mr. GREER.

HOUSE BILL No. 144.

An Act enabling and authorizing the Department of Public Instruction or any of its departmental administrative boards, commissions, or offices to proceed by injunction or any other process in the Court of Common Pleas of Dauphin County to prohibit and restrain any unlicensed person, association, copartnership or corporation from engaging in an activity for which a license is required to be issued by the Department of Public Instruction; and to set out the method and procedure therefor.

Referred to the Committee on State Government.

By Mr. GREER.

HOUSE BILL No. 145.

An Act to further amend clause (k) of section one thousand three hundred four of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," eliminating requirement that the Department of Public Instruction appoint members of advisory committees from lists submitted by State associations.

Referred to the Committee on State Government.

By Mr. GREER.

HOUSE BILL No. 146.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges;

abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," further providing for the membership of certain State boards and commissions.

Referred to the Committee on State Government.

By Messrs. MORAN and HEATHERINGTON.

HOUSE BILL No. 147.

A Joint Resolution proposing an amendment to article nine, section one, of the Constitution of the Commonwealth of Pennsylvania, exempting certain homesteads from taxation.

Referred to Committee on Judiciary.

By Messrs. BLOOM and ROBERTSON.

HOUSE BILL No. 148.

An Act to further amend subsection (b) of section one thousand seventeen and add section one thousand seven hundred point one to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," regulating the meeting or overtaking of school buses while taking on or discharging passengers.

Referred to the Committee on Motor Vehicles.

By Mr. DEPUY.

HOUSE BILL No. 149.

An Act to further amend section nine hundred fifty-four of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by increasing the penalty for trespassing upon posted land.

Referred to the Committee on Judiciary.

By Messrs. SCANLON and ROSE.

HOUSE BILL No. 150.

An Act fixing the maximum hours of employment for members of the fire and police departments and uniformed officers and men employed as park guards, in uniformed officers and men employed as park guards, in

Referred to the Committee on City and County—First Class.

By Messrs. GOODLING and GREENWOOD.

HOUSE BILL No. 151.

An Act to further amend section fourteen (c) of the act, approved the tenth day of June, one thousand nine hundred thirty-one (P. L. 485), entitled "An act provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination, licensure, and registration of persons, and registration of corporations, engaged in the care, preparation, and disposition of the bodies of deceased persons; and prescribing penalties," by providing for the appointment of members of the State Board of Undertakers from a list submitted to the Governor by the Funeral Directors Association of the State of Pennsylvania.

Referred to the Committee on State Government.

By Mr. TAHL.

HOUSE BILL No. 152.

An Act adding section eleven point one of the act approved the twelfth day of July, one thousand nine hundred thirteen (P. L. 711), entitled "An act establishing a court for the county of Philadelphia; prescribing its jurisdiction and powers; providing for the service of its writs, process, or warrants by the proper officers of the county or city of Philadelphia; regulating the procedure therein, and appeals therefrom, and providing for the expenses thereof," authorizing any judge of the Municipal Court to change the amount of any order for support as previously fixed.

Referred to the Committee on Judiciary.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate, which were laid upon the table.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. WEISS and MILLS. (Concurrent)
RESOLUTION No. 7.

In the House of Representatives, January 24, 1949.

In this year of international uncertainties and unrest, when the nations of the World look to the United States of America for guidance, protection and sustenance, and when our own economic structure still faces the problem of post war readjustment, Harry S. Truman was inaugurated as President, and has embarked on the tremendous task of chief executive of the World's most powerful and influential nation, and of coordinator of the destinies of all free peoples.

Upon the success of his administration rest continued prosperity at home, the avoidance of war with foreign nations, and the reestablishment, out of war wrought ruins abroad, of the standards of civilization, achieved through centuries of education and betterment; therefore be it

Resolved, (if the Senate concurs), That the General Assembly of Pennsylvania offer its congratulations to Mr. Truman on the occasion of his election and inauguration, and its fervant hope for success in handling the unprecedented problems which lay before him, so that our Nation and other nations espousing the principles of free government may ultimately enjoy the security of lasting peace and economic stability; and be it further

Resolved, That a certified copy of this resolution be transmitted to Harry S. Truman, President of the United States.

Referred to the Committee on Rules.

By Mr. LOFTUS.

RESOLUTION No. 8.

In the House of Representatives, January 24, 1949.

Whereas, The only United States National Cemetery in the eastern part of the Commonwealth of Pennsylvania is the one located at Haines Street and Limekiln Pike, in the City of Philadelphia, and

Whereas, The said National (U. S. A) Cemetery in Philadelphia has been filled for sometime, and

Whereas, At the present time, veterans dying in the Philadelphia area are being buried at Beverly, New Jersey, which cemetery being at a distant point, puts the families of the deceased veterans to additional expense and inconvenience, and

Whereas, The military authorities of the United States several years ago announced a plan under which five military cemeteries were to be located in Pennsylvania, and

Whereas, No further action having been taken to carry out the provisions of said plan, it is hereby

Resolved, That it is the desire of the House of Representatives of the Commonwealth of Pennsylvania:

That the President of the United States and the Congress of the United States be memorialized and they are so memorialized to carry out the provisions of the plan under which five military cemeteries are to be located in Pennsylvania and that the same be located throughout the Commonwealth of Pennsylvania at places most convenient to the residents thereof.

That the Chief Clerk of the House of Representatives be instructed and he is so instructed to send copies of this resolution to the President of the United States, to the President of the Senate of the United States, to the Speaker of the House of Representatives of the United States, and to the Senators and Representatives of Pennsylvania in the Congress of the United States.

Referred to the Committee on Rules.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced, presented the following extract from the Journal of the Senate, which was read as follows, viz:

In the Senate, January 24, 1949.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, January 31, 1949, at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, January 31, 1948, at four-thirty o'clock, p. m., E. S. T.

On the question,

Will the House concur in the resolution?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

RESIGNATIONS

The SPEAKER laid before the House resignations of former Members of the House received during the interim between the session of 1947 and the session of 1949, which were read by the Clerk as follows:

October 8, 1947.

Hon. William E. Habbyschaw
Chief Clerk
House of Representatives
Harrisburg, Pennsylvania

Dear Mr. Habbyschaw:

Due to my recent election as Congressman of the 8th Congressional District of Pennsylvania to fill a vacancy created by the death of our former Congressman, I hereby resign as Speaker and Member of the House of Repree-

sentatives of the Commonwealth of Pennsylvania effective as of noon, October 15th, 1947.

I wish to express to you and the Members of the House my deepest appreciation for the many courtesies extended to me during my term of office.

Sincerely yours,
(s) FRANKLIN H. LICHTENWALTER,
Speaker.

December 30, 1947.

Hon. Herbert P. Sorg,
Speaker of the House of Representatives,
State Capitol,
Harrisburg, Pennsylvania

My dear Mr. Sorg:

I do hereby tender my resignation as a member of the Pennsylvania Legislature, representing the First York County District, to become effective Monday, January 5, 1948.

In so doing, I deeply regret severing my connections with the fine men and women that go to make up our Pennsylvania law-making-body.

I shall always bear in mind the splendid cooperation given me by you that resulted in me representing my district ably and successfully throughout the years.

Again thanking you, and with kindest regards to all.

Sincerely,
(s) F. S. BENTZEL,
FELIX S. BENTZEL.

FSB/mib

February 18, 1948.

Mr. Herbert P. Sorg, Acting Speaker
House of Representatives
Harrisburg, Pennsylvania

Dear Mr. Speaker:

I was elected Mayor of Johnstown on November 4, 1947, and accepted the office by being sworn in at 10 A. M., on Monday, January 5, 1948.

In presenting myself to take the oath as Mayor of Johnstown, I made my election to assume and hold that office, and thereby resigned from the office of Member of the House of Representatives from the first Legislative District of Cambria County, creating a vacancy in the membership of the House.

In order that my position on this may be clear, and in order to enable you, as Acting Speaker of the House, to call a special election to elect my successor in the House, I hereby declare that I am no longer a Member of the House of Representatives, having resigned on the fifth day of January 1948, by taking my oath of office as Mayor.

Yours very truly,
(s) WALTER E. ROSE.

April 30, 1948.

Dear Mr. Sorg:

Due to my appointment as Finance Director of the city of Erie on January the 13th, 1948 I hereby wish to submit my resignation as Representative to the General Assembly of the Commonwealth from the second district of Erie County.

Due to the many duties associated with the office of Finance Director I feel that I would not have sufficient time or energy to conscientiously serve as a legislator.

I will always be grateful for the many courtesies which you and the other members of the legislature have extended to me. The days which I have spent in the legislature I number among the happiest in my life. I hope to be able to pay an occasional visit to the halls of the House in future sessions.

Sincerely,
(s) JULIAN POLASKI.

LEAVE OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. LEONARD for himself for tomorrow's session.

RESOLUTION

SUPPLEMENTAL REPORT FROM THE COMMITTEE ON COMMITTEES

Mr. ROYER offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and adopted as follows:

In the House of Representatives, January 25, 1949.

Resolved, That the following named Members, be and they are hereby elected Members of the Standing Committees of the House of Representatives as follows:

Appropriations

Cornelius J. Loftus, Philadelphia County
Vice, Frank A. Costa, Philadelphia County

Counties

R. Dixon Herman, Dauphin County
Vice, Wilmer W. Waterhouse, Erie County
George W. Firmstone, Wayne County
Vice, George A. Goodling, York County

Game and Forestry

George A. Goodling, York County
Vice, George W. Firmstone, Wayne County

Insurance

Eugene J. Hagerty, Philadelphia County
Vice, Edward J. Conway, Philadelphia County

Law and Order

Edward J. Conway, Philadelphia County
Vice, Eugene J. Hagerty, Philadelphia County

Liquor Control

Wilmer W. Waterhouse, Erie County
Vice, R. Dixon Herman, Dauphin County

Public Utilities

Frank A. Costa, Philadelphia County
Vice, Cornelius J. Loftus, Philadelphia County

Committee on Committees,

BAKER ROYER, Chairman,
WILSON L. YEAKEL
WRAYBURN B. HALL
GEORGE W. COOPER
RAY L. RILEY

KENNETH H. WAGNER
CHARLES C. SMITH
JOHN F. STANK
JOSEPH A. SCANLON
ALBERT S. READINGER
HERBERT P. SORG, Speaker of
the House of Representatives.

ANNOUNCEMENT

The SPEAKER. All new Members of the House who have not had previous legislative experience are requested to meet with the Parliamentarian in the House Caucus Room on the main floor immediately after adjournment today.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2, entitled:

An Act to further amend sections thirty-one and thirty-two of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 869), entitled "An act providing for the organization, government, discipline, maintenance, and regulation of the armed land forces of this Commonwealth," by eliminating certain provisions for per diem pay.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 3, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," by changing the rank which the Adjutant General may have in the Pennsylvania National Guard.

The first section was read.

On the question,

Will the House agree to the section?

Mr. ROYER offered the following amendment:

Amend Section 1, page 3, line 13, by striking out at the end of the line after the word "the" the following words: "[twenty-eighth day of April one]"

Amend Section 1, page 3, line 14, by striking out at the beginning of the line and before the word "is" the following: "[thousand nine hundred forty-three (Pamphlet Laws 94)]"

and inserting in lieu thereof the following: "the fifth day of February one thousand nine hundred forty-seven (Pamphlet Laws 15)"

Amend Section 1, page 4, line 11, by inserting after the word "Guard" and before the word "or" the following: "or Pennsylvania Guard"

Amend Section 1, page 4, line 12, by striking out at the end of the line after the word "Guard" the following: "[as Adjutant General]"

and inserting in lieu thereof the following: "or Pennsylvania Guard"

Amend Section 1, page 4, by striking out lines 13 to 19 inclusive, and inserting in lieu thereof the following: "or an officer of the Regular Army, United States Navy, United States Coast Guard, or United States Marine Corps, as Adjutant General: Provided, That should the ranking line officer be also appointed Adjutant General, he shall receive only the salary provided by law for the Adjutant

General; And provided further, That should the ranking line officer be called into the service of the United States, a Deputy Adjutant General, to be designated by the Governor, shall act as Adjutant General during his absence. No Adjutant General shall be appointed who shall not have served at least ten years as a commissioned officer in the Pennsylvania National Guard, Pennsylvania Guard, or equivalent length of service in the Regular Army of the United States, United States Navy, United States Coast Guard, or United States Marine Corps, or Officers Reserve Corps of the United States Army, United States Navy Reserve, United States Coast Guard Reserve, or United States Marine Corps Reserve, which service may be cumulative, that is, service in any one or more of the foregoing services may be added together.

Amend Section 1, page 5, by striking out lines 1 and 2.

It was agreed to.

The section was agreed to as amended.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 4, entitled:

An Act authorizing the Armory Board of the State of Pennsylvania, with the approval of the Governor, to acquire a certain tract of land for use of the Armory Board of the State of Pennsylvania and making an appropriation therefor.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. ROYER. Mr. Speaker, I move that this bill be re-committed to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 101, entitled:

An Act to amend the act, approved the twenty-first day of January, one thousand nine hundred forty-seven (P. L. 3) entitled "An act relating to officers and employes of the General Assembly; fixing the number, qualifications, compensation, mileage and duties of the officers and employes of the Senate and of the House of Representatives; providing for their election or appointment, term of office, or of service, removal, and manner of filling vacancies; and making appropriations to the Senate, House of Representatives and Legislative Reference Bureau," by changing the compensation of the officers and employes of the Senate and the House of Representatives; and making appropriations.

The first section was read.

On the question,

Will the House agree to the section?

Mr. BRUNNER offered the following amendments:

Amend Sec. 1 (Sec. 5), page 9, line 11, by striking out the word "Clerk" and inserting in lieu thereof "Clerk".

Amend Sec. 1 (Sec. 21), page 12, line 14 and 15, by striking out the following: "two thousand one hundred dollars (\$2100)" and inserting in lieu thereof: "one thousand nine hundred eighty dollars (\$1980)."

Amend Sec. 1 (Sec. 21), page 12, line 18, by striking out the following: "two thousand five hundred dollars (\$2500)"

and inserting in lieu thereof: "two thousand four hundred seventy-five dollars (\$2475)."

Amend Sec. 1 (Sec. 23), page 15, line 12, by striking out the following: "four thousand dollars (\$4000)" and inserting in lieu thereof: "four thousand two hundred dollars (\$4200)."

Amend Sec. 1 (Sec. 23), page 16, line 4, by striking out the following: "three thousand six hundred dollars (\$3600)" and inserting in lieu thereof: "three thousand three hundred dollars (\$3300)."

Amend Sec. 1 (Sec. 23), page 16, lines 8 and 9, by striking out the following: "three thousand six hundred dollars (\$3600)" and inserting in lieu thereof "three thousand three hundred dollars (\$3300)."

Amend Sec. 1 (Sec. 23), page 16, line 11, by striking out the following: "two thousand one hundred dollars (\$2100)" and inserting in lieu thereof "one thousand nine hundred eighty dollars (\$1980)."

Amend Sec. 1 (Sec. 24), page 18, line 17, by striking out the word "anual" and inserting in lieu thereof "annual."

Amend sec. 1 (Sec. 26), page 19, line 12, by striking out the word "purpose" and inserting in lieu thereof "purposes."

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. BRUNNER offered the following amendments:

Amend Sec. 2, page 20, line 6, by inserting after the word "balance" the following: "of the work."

Amend Sec. 2, page 21, line 10, by inserting after the word "salaries" the following: "and per diem compensation."

Amend Sec. 2, page 21, lines 12 and 13, by striking out the following: "twenty-two thousand five hundred dollars (\$22,500)" and inserting in lieu thereof: "Forty-five thousand dollars (\$45,000)."

Amend Sec. 2, page 22, lines 10 and 11, by striking out the following: "one thousand dollars (\$1000)" and inserting in lieu thereof "seven hundred fifty dollars (\$750)."

Amend Sec. 2, page 22, line 15, by striking out the word "postage" and inserting in lieu thereof "contingent expenses."

Amend Sec. 2, page 22, line 15, by striking out the word "clerk" where it first appears in said line, and inserting in lieu thereof "Chief."

They were agreed to.

The section was agreed to as amended.

The third section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

RESOLUTION No. 6

Mr. GREER. Mr. Speaker, I desire to call up Resolution No. 6 on page 6 of today's calendar.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 17, 1949.

Whereas, The laws relating to landlord and tenant eviction proceedings, rent control and kindred subjects, and the amendments to such laws contain numerous inconsistencies and should be carefully studied, revised and codified in order to make them effective and useful for their intended purposes; therefore be it

Resolved (if the Senate concur), That the Joint State Government Commission is hereby directed to survey, investigate and consider all of the laws relating to landlord and tenant eviction proceedings, rent control and

kindred subjects, and to revise and restate completely such laws in codified form and to report its findings and conclusions to the next regular session of the General Assembly with a bill or bills embodying a codification of the laws relating to landlord and tenant eviction proceedings, rent control and kindred subjects to be introduced at the next regular session of the General Assembly.

On the question,

Will the House adopt the resolution?

It was adopted.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

APPOINTING SELECT COMMITTEE

Mr. BRUNNER offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and adopted as follows:

In the House of Representatives, January 25, 1949.

Resolved, That the Speaker of the House of Representatives appoint and designate the chairman of a Select Committee on Memorials, consisting of eight Members of the House, to fix a time and arrange a suitable program for memorial services in memory of Members of the House of Representatives who have died during the interim since the legislative session of 1947.

MEMORIAL COMMITTEE APPOINTED

The SPEAKER. Pursuant to the resolution adopted by the House of Representatives, Tuesday, January 25, 1949, the Speaker appoints as members of the Select Memorial Committee: Messrs. Wood, Chairman, Yeakel, McKinney, Royer, Leisey, Watkins, Stank, Mihm.

WEST READING HIGH SCHOOL WELCOMED

The SPEAKER. The Chair welcomes to the House the Ninth Grade Civic Class of the West Reading High School, Berks County, under the supervision of their teachers, Mrs. Greth and Mr. Shalter. They are the guests of the gentleman from Berks, Mr. Weidner.

PARLIAMENTARY INQUIRY

Mr. ROSE. Mr. Speaker, I rise to parliamentary inquiry.

The SPEAKER. The gentleman will state his parliamentary inquiry?

Mr. ROSE. Will the Speaker inform me as to which Members of the House were members of the Committee that met in Philadelphia, I believe two or three months ago, with respect to the consolidation of the City and County of Philadelphia.

The SPEAKER. The Chair would suggest that the gentleman interrogate the Majority Leader, the gentleman from Montgomery Mr. Brunner.

Will the gentleman from Montgomery permit himself to be interrogated?

Mr. BRUNNER. I will, Mr. Speaker.

Mr. ROSE. Mr. Speaker, will the gentleman inform me if he was a member of the Joint State Government Commission that met in Philadelphia to discuss and study the City-County Survey of Philadelphia?

Mr. BRUNNER. I was, Mr. Speaker.

Mr. ROSE. Mr. Speaker, did the gentleman partici-

pate in the discussions that took place there and heard the testimony of the witnesses who appeared with reference to the City-County of Philadelphia?

Mr. BRUNNER. I did, Mr. Speaker.

Mr. ROSE. It was my understanding, Mr. Speaker, that a report would be made by the Joint State Government Commission with respect to the City of Philadelphia. Has such a report been prepared?

Mr. BRUNNER. Mr. Speaker, in answer to the gentleman from Philadelphia, I know of no obligation on the part of the Executive Committee of the Joint State Government Commission to make any report, but it did undertake the study.

There is a meeting scheduled for February 1 of the entire Commission, at which time the matter will be submitted to the full Joint State Government Commission.

May I further inform the gentleman that as of today the last of the material which was promised to us at the meetings in Philadelphia was finally received. The gentleman should be informed that at the time of the previous meetings the proponents and opponents appeared before us and made their statements, at which time they promised to submit material to us. All of that material so promised was not received until today; it was not until today that we had before us all of the material.

Mr. ROSE. Mr. Speaker, may I further interrogate the gentleman?

The SPEAKER. Will the gentleman permit himself to be further interrogated?

Mr. BRUNNER. I will, Mr. Speaker.

Mr. ROSE. Is the gentleman aware of the fact that there have been introduced in the Senate of Pennsylvania certain bills with respect to City-County consolidation and City charter measures?

Mr. BRUNNER. I am informed by the public press that measures of somewhat that nature have been introduced before the Senate.

Mr. ROSE. Mr. Speaker, is it the information of the gentleman that heretofore a measure has been introduced into the House with respect to City-County consolidation?

Mr. BRUNNER. Will the gentleman please repeat his question?

Mr. ROSE. Mr. Speaker, I believe the gentleman is informed of the fact that a measure has been introduced into this House with respect to consolidation of the City and County of Philadelphia.

Mr. BRUNNER. Mr. Speaker, I know that a bill allegedly doing that has been introduced.

Mr. ROSE. Is it the opinion of the gentleman, Mr. Speaker, that with respect to these particular measures we should receive a report from the Joint State Government Commission so as to be fully advised as to which will be more beneficial to the people of Philadelphia.

Mr. BRUNNER. Mr. Speaker, I desire to reply to the gentleman that the Joint State Government Commission was created by the House for the purpose of making independent studies on its behalf, and at times it has not made reports to this body for reasons best known to itself. I am perfectly willing to trust the Commission's judgment as to whether a final report should be made to this body or not.

Mr. ROSE. I thank the gentleman from Montgomery.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained permission to address the House.

Mr. Speaker, I listened with great interest to the interrogation of the lawyers. I listened to the lawyer's question and the lawyer's answer, and I am quite as well informed now as I was when the interrogation began.

Mr. Speaker, we have in this House administration tax bills, administration health bills, administration school bills, administration bills of all kinds. As a rule, the Joint State Government Commission represents the administration point of view, and therefore, I have arisen to express the opinion that since the administration has bills upon everything else, that it is in keeping with the traditions of this House and with traditions of the Joint State Government Commission that there should be submitted bills with reference to Philadelphia that bear the administration imprimatur.

SENATE MESSAGE

SENATE BILL FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bill numbered and entitled as follows:

SENATE BILL No. 100.

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto a new section authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans.

Referred to the Committee on Military Affairs.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. ROYER asked and obtain permission for the Committee on Military Affairs to meet during the session of the House.

Mr. WOOD IN THE CHAIR.

REPORT OF JOINT STATE GOVERNMENT COMMISSION

Mr. DALRYMPLE presented a report from the Joint State Government Commission dealing with "Public Libraries."

(For report see Appendix).

THE SPEAKER (Herbert P. Sorg) IN THE CHAIR.

The SPEAKER. The Chair thanks the gentleman from Lancaster, Mr. Wood, for presiding.

REPORT OF THE JOINT STATE GOVERNMENT COMMISSION

Mr. FLEMING presented a report from the Joint State Government Commission dealing with "Pennsylvania's Industrial Economy".

(For report see Appendix).

REPORT FROM COMMITTEE

Mr. NAJAKA from the Committee on Military Affairs, reported as committed, Senate Bill No. 100, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Penn-

sylvania by adding thereto a new section authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans.

BILL ON FIRST READING

Mr. NAJAKA asked and obtained unanimous consent for Senate Bill No. 100 to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 100, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania, by adding thereto a new section authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

COMMITTEE MEETINGS

Counties, Room Number 323, January 25, after session.

Select Committee on Memorials, Room Number 246, Wednesday, January 26, at 10:00 a. m.

ADJOURNMENT

Mr. ROSE. Mr. Speaker, I move that this House do now adjourn until Wednesday, January 25, 1949 at 11:00 a. m.

The motion was agreed to, and (at 2:09 p. m.) the House adjourned.

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., WEDNESDAY, JANUARY 26, 1949.

No. 6.

SENATE

WEDNESDAY, January 26, 1949.

The Senate met at 11:00 o'clock, a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

PRAYER

The Chaplain, Rev. REED O. STEELY offered the following prayer:

Supreme Ruler of the universe, we humbly bow before Thee at the throne of Grace, and approach Thee as our God. Thou who are high and lifted up, the giver of all that is good and great and lofty. In Thee we live and move.

In obedience to Thy holy righteousness will we find happiness and contentment.

Be pleased, O God, to bless the people of our great state, and all states of the union. Help us to have right principles of faith and action.

We pray Thee to bless this honorable body, the Senate, charged with responsibility to initiate laws and rules of conduct, of the people, by the people and for the people. May their trust be in Thee.

Guard us as a people from harm and danger within and without.

In the name of Him whose name is above every name. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. McPHERSON, JR., further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

MEMBER OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 26, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John B. Conly, 7248 Penn Avenue, Pittsburgh, Allegheny County, for reappointment as a Member of the Pennsylvania Public Utility Commission, for a term of ten years, to compute from April 1, 1949.

JAMES H. DUFF.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 26, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Gilbert Paczkowski, 9 West Enterprise Street, Glen Lyon, Luzerne County, for appointment as Justice of the Peace in and for the Township of Newport, Luzerne County, until the first Monday of January, 1950, vice Stanley Salva, resigned.

JAMES H. DUFF.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. LORD, Jr. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on January 26, 1949.

Mr. T. NEWELL WOOD. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 26, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

ALLEGHENY COUNTY

Miss Nettie Hamilton, Findlay Twp., Box 41, Clinton.
Adam Morrie, Bethel Twp., West Penn Power Co., Park Ave., Library.

BERKS COUNTY

John H. Fox, Reading.

BUCKS COUNTY

Howard C. Hetrick, Telford.

DELAWARE COUNTY

F. Morgan Carter, Upper Darby Twp., 204 Long Lane, Upper Darby.

Miss Marguriet Daniels, Sharon Hill.

LACKAWANNA COUNTY

Frank Mastronardi, Scranton.

LUZERNE COUNTY

Joseph I. Hosey, Plymouth.

Harold R. Stegner, Hazleton.

Miss Blanche E. Thompson, Kingston.

MONTGOMERY COUNTY

Mrs. Margaretta M. Bennett, Lower Merion Twp., Gladwyne.

PHILADELPHIA COUNTY

Edwin Adler, 1616 Foulkrod St.

Samuel S. Caplan, 7940 Michener Ave.

Richard T. Irwin, 545 E. Leveck St. (11).

Miss Ruth E. Johns, 3d Fl., 423 S. 15th St.

John L. Riethimer, H. J. Heinz Co., E. Erie Ave. & D St.

SCHUYLKILL COUNTY

John T. Lawson, Shenandoah.

TIOGA COUNTY

Miss Helen B. Wood, Elkland.

WASHINGTON COUNTY

C. William Taylor, South Strabane Twp., Washington.

PHILADELPHIA COUNTY

Louis W. Meixner, 4143 North Reese St.

To compute from the dates set opposite their names

CAMBRIA COUNTY

Mrs. Evelyn F. Zimmerman, Johnstown, 1-27-49.

LUZERNE COUNTY

Harry E. Jones, Kingston, 1-27-49.

PHILADELPHIA COUNTY

Miss Mary E. Hines, 442 City Hall (7), 1-27-49.

Mrs. Edna M. Reid, 1520 Girard Tr. Co. Bldg., 1-27-49.

VENANGO COUNTY

Miss Beulah V. Saye, Franklin, 1-27-49.

ALLEGHENY COUNTY

Mrs. Dorothea S. Kreiter, Wilkinsburg, 2-3-49.

Miss Roberta E. Munn, Pittsburgh, 221 4th Ave., 2-3-49.

LUZERNE COUNTY

J. Albert Spare, Hazleton, 2-5-49.

LYCOMING COUNTY

Louis A. Wetzel, Williamsport, 2-7-49.

PHILADELPHIA COUNTY

Mahlon Ranck, 3259 Longshore Ave., 2-10-49.

WESTMORELAND COUNTY

Mrs. Marie Boyd, Greensburg, 2-15-49.

BERKS COUNTY

O. C. Eshelman, Shillington, 2-23-49.

JAMES H. DUFF.

NOMINATIONS FOR NOTARIES PUBLIC

A motion was made by Mr. LORD, JR. and Mr. T. NEWELL WOOD,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced informed the Senate that the House has concurred in Resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, January 24, 1949.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, January 31, 1949, at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, January 31, 1949, at four-thirty o'clock, p. m., E. S. T.

SENATE CONCURS IN HOUSE CONCURRENT RESOLUTION

He also presented extract from the Journal of the House, which was twice read as follows, considered and agreed to:

JOINT STATE GOVERNMENT COMMISSION TO SURVEY LAWS RELATING TO LANDLORD AND TENANT

In the House of Representatives, January 18, 1949.

Whereas, The laws relating to landlord and tenant eviction proceedings, rent control and kindred subjects, and the amendments to such laws contain numerous inconsistencies and should be carefully studied, revised and

codified in order to make them effective and useful for their intended purposes; therefore be it

Resolved (if the Senate concur), That the Joint State Government Commission is hereby directed to survey, investigate and consider all of the laws relating to landlord and tenant eviction proceedings, rent control and kindred subjects, and to revise and restate completely such laws in codified form and to report its findings and conclusions to the next regular session of the General Assembly with a bill or bills embodying a codification of the laws relating to landlord and tenant eviction proceedings, rent control and kindred subjects to be introduced at the next regular session of the General Assembly.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT FROM COMMITTEE

Mr. STEVENSON, from the Committee on Local Government, reported as committed, Senate Bill No. 67, entitled:

An Act to amend the act approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1046), entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts; creating a State Tax Equalization Board; and prescribing its powers and duties; imposing duties on certain local officers, agents, boards, commissions and departments; and making an appropriation," by changing the time for the beginning of the use of market values for the determination and apportionment of Commonwealth subsidies.

BILLS INTRODUCED AND REFERRED

Mr. FARRELL read in his place and presented to the Chair Senate Bill No. 153, entitled:

An Act authorizing the Pennsylvania Historical and Museum Commission to accept on behalf of the Commonwealth certain real estate comprising the Crispin Cemetery in Philadelphia, and providing for its restoration and maintenance as an historical shrine.

Which was committed to the Committee on State Government.

Mr. SCARLETT read in his place and presented to the Chair Senate Bill No. 154, entitled:

An Act making an appropriation to the Paoli Memorial Association for improvements and maintenance and for planting on the Paoli Parade Ground, situate in Malvern Borough, Chester County.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 155, entitled:

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section providing for absentee voting by bedridden or hospitalized war veterans.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also read in his place and presented to the Chair Senate Bill No. 156, entitled:

An Act to repeal the act approved the twenty-third day of May, one thousand eight hundred ninety-three (P. L.

112), entitled "An act to prohibit the use of any adulteration or imitation of dairy products in any charitable or penal institution, being supplementary to an act entitled 'An act for the protection of the public health and to prevent adulteration of dairy products and fraud in the sale thereof,' approved May twenty-one, Anno Domini one thousand eight hundred and eighty-five."

Which was committed to the Committee on Agriculture.

EXECUTIVE NOMINATION

A motion was made by Mr. LORD, Jr. and Mr. WOLFE,

That the Senate do now resolve itself into Executive Session, for the purpose of considering the nomination of Clyde B. Saylor for Alderman in and for the Sixth Ward of the City of Altoona, Blair County, made by His Excellency, the Governor of the Commonwealth of Pennsylvania, which was laid on the table yesterday.

The motion was agreed to.

The Clerk read the nomination as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 17, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

Clyde B. Saylor, 2515 8th Avenue, Altoona, Blair County, as Alderman in and for the Sixth Ward of the City of Altoona, Blair County, until the first Monday of January, 1950, vice Ira J. Shelley, deceased.

JAMES H. DUFF.

CONSIDERATION OF EXECUTIVE NOMINATION

A motion was made by Mr. LORD, JR. and Mr. WOLFE, That the Senate do advise and consent to said nomination.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. LORD, Jr. Mr. President, I move that the Executive Session do now rise.

Mr. WOLFE. Mr. President, I second the motion.

The motion was agreed to.

BILLS INTRODUCED AND REFERRED

Mr. STIEFEL. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. STIEFEL read in place and presented to the Chair, Senate Bill No. 157, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of Temple University Hospital.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair, Senate Bill No. 158, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of Northwestern General Hospital, Philadelphia.

Which was committed to the Committee on Appropriations.

CALENDAR

BILL ON THIRD READING

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 69, on third reading, entitled:

An Act to amend Article IV, Sections four hundred eight, four hundred nine, four hundred ten, four hundred eleven, four hundred twelve, and four hundred nineteen, of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," to correct an error in the provisions concerning the size of mesh to be used by propagating permittees; changing the method of tagging propagated game or eggs; providing penalties for failure to maintain proper records of propagation transactions, and submission of annual reports of special permittees; and adding bobwhite quail to list of birds authorized to be killed on Regulated Shooting Grounds.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 2, entitled:

An Act to amend article fourteen of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the

Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by adding thereto a new section placing additional powers upon the Department of Military Affairs and increasing the duties of other administrative departments in connection with the establishment of a recreational camp at Indiantown Gap Military Reservation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 32, entitled:

An Act to further amend section two hundred twenty of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by providing for the issuing of lifelong free resident fishing licenses to persons sixty-five years of age or over.

An said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 54, on second reading, entitled:

An Act to further amend sections four hundred twenty-two, four hundred twenty-three and four hundred twenty-four of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," further regulating contributions made by county commissioners towards funeral expenses of deceased service persons and their widows.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 56, on second reading, entitled:

An Act to further amend sections two and three and to amend section four of the act, approved the eleventh day of June, one thousand nine hundred thirty-five (P. L. 326), entitled "An act relating to counties of the first class; defining deceased service persons; providing for contributions by the county to the funeral expenses for such persons and their widows; providing for the erection and care of markers, headstones, and flags, and for the compilation of war records," further regulating contributions made by county commissioners towards funeral expenses of deceased service persons and their widows.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 104, on second reading, entitled:

An Act to add clause (k) to section one thousand three hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," incorporating certain functions of the State Council of Education now provided for by other legislation repealed hereby.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 114, entitled:

An Act to amend sections six hundred fourteen and six hundred fifteen of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine, (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," relating to bribery in athletic contests and soliciting or accepting a bribe in athletic contests.

An said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 118, entitled:

An Act to amend section one thousand eight hundred one of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in

certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by authorizing the Department of Forests and Waters to enter into agreements for protection of natural deposits underlying property owned by the Commonwealth.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of the bill reported from committee for the first time at today's session.

Mr. WAGNER. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 67, entitled:

An Act to amend the act approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1046), entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts; creating a State Tax Equalization Board; and prescribing its powers and duties; imposing duties on certain local officers, agents, boards, commissions and departments; and making an appropriation," by changing the time for the beginning of the use of market values for the determination and apportionment of Commonwealth subsidies.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for fifteen minutes.

Mr. TALLMAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 2, entitled:

An Act to further amend sections thirty-one and thirty-two of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 869), entitled "Pennsylvania National Guard Act," by eliminating certain provisions for per diem pay.

Which was committed to the Committee on Military Affairs and Aeronautics.

House Bill No. 3, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by changing the rank which the Adjutant General may have in the Pennsylvania National Guard.

Which was committed to the Committee on Military Affairs and Aeronautics.

House Bill No. 101, entitled:

An Act to amend the act, approved the twenty-first day of January, one thousand nine hundred forty-seven (P. L. 3) entitled "An act relating to officers and employes of the General Assembly; fixing the number, qualifications, compensation, mileage and duties of the officers and employes of the Senate and of the House of Representatives; providing for their election or appointment, term of office, or of service, removal, and manner of filling vacancies; and making appropriations to the Senate, House of Representatives and Legislative Reference Bureau," by changing the compensation of the officers and employes of the Senate and the House of Representatives; and making appropriations.

Which was committed to the Committee on Rules.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Monday, January 31, 1949, at 4:00 o'clock, p. m., Eastern Standard Time.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:48 o'clock, a. m., Eastern Standard Time, until Monday, January 31, 1949, at 4:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, January 26, 1949.

The House met at 1:00 p. m.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Rev. William Hugh Fryer, offered the following prayer:

Almighty God, the Ruler and Governor of the Universe, grant unto our statesmen and to all the people of this land, wisdom to perceive and know what things they ought to do, and strength and power faithfully to perform the same. We pray that Thou wilt become our companion and guide so that all things may be established upon the surest and firmest foundations. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Tuesday, January 25, 1949.

The Clerk proceeded to read the Journal of Tuesday, January 25, 1949, when, on motion of Mr. MUNLEY unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Messrs. HEIM and GUTHRIE. HOUSE BILL No. 153.

An Act to further amend section twelve of the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof, establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by further providing for disability retirement allowances of persons able to engage in gainful occupations.

Referred to the Committee on State Government.

By Mr. COOPER.

HOUSE BILL No. 154.

An Act to further amend the act approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 457), entitled "An act relating to the business of building and loan associations; providing for the organization and voluntary dissolution of such associations; defining the rights, powers, duties, liabilities, and immunities of such associations, and of their officers, directors, shareholders, solicitors, and other employes; prohibiting the transaction of business in this Commonwealth by foreign building and loan associations; conferring powers and imposing duties upon the courts, recorders of deeds, and certain State departments, commissions, and officers, establishing limitations of actions; imposing penalties; and repealing certain acts and parts of acts," further defining and limiting the rights, powers, duties, and liabilities of building and loan associations, and their shareholders.

Referred to the Committee on Banking and Building and Loan Associations.

By Messrs. McMILLEN and MADIGAN.

HOUSE BILL No. 155.

An Act to further amend subsection (b) of section one thousand seventeen and add section one thousand seventeen point one to the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety, regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts, making an appropriation and providing for refunds," prohibiting the passing of school buses while taking on or discharging passengers.

Referred to the Committee on Motor Vehicles.

By Mr. COLE.

HOUSE BILL No. 156.

An Act to further amend section one of the act approved the seventh day of June, one thousand nine hundred seventeen (P. L. 750), entitled "An act fixing the salaries and providing for the expenses of county commissioners in the counties of this Commonwealth," increasing salaries of commissioners in seventh class counties.

Referred to the Committee on Counties.

By Mr. KOHL.

HOUSE BILL No. 157.

An Act to amend clause XXXIV of section one thousand five hundred two of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by authorizing the board of commissioners to contribute moneys of the township to a volunteer fire company for operation and maintenance of a motor ambulance.

Referred to the Committee on Townships.

By Mr. NAJAKA.

HOUSE BILL No. 158.

An Act granting credit toward pension or retirement benefits of certain members of the police force employed by political subdivisions for time spent in the military service of the United States.

Referred to the Committee on Municipal Corporations.

By Mr. SCOTT.

HOUSE BILL No. 159.

An Act to further amend sections five and six of the act approved the fourteenth day of April, one thousand nine hundred twenty-five (P. L. 234), entitled "An act relating to boarding houses for infants; providing for the licensing thereof and the adoption of rules and regulations for the maintenance, operation, and conduct thereof, by the Department of Welfare; and fixing penalties," eliminating the provisions authorizing the collection of fees for licenses issued under the act.

Referred to the Committee on Welfare.

By Mr. SCOTT.

HOUSE BILL No. 160.

An Act to further amend paragraph three of section one hundred three of the act approved the eleventh day of July, one thousand nine hundred twenty-three (P. L. 998), entitled "An act for the prevention and treatment of mental diseases, mental defect, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate rendition, and deportation of mental patients; providing for the payment by individuals, counties, or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties, "further defining "mental illness," "mental disease," "mental disorder" so as not to include senility without psychosis.

Referred to the Committee on Welfare.

By Mr. DeLONG.

HOUSE BILL No. 161.

An Act to amend sections four thousand three hundred two and four thousand three hundred three of the act approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising and consolidating the law relating thereto," by prescribing a minimum period of continuous service for police retirement; prescribing a minimum rate for police pensions.

Referred to the Committee on Cities—Third Class.

By Mr. AMARANDO.

HOUSE BILL No. 162.

An Act to add clause (m) to section one hundred eight of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by including certain lung diseases within meaning of term "occupational disease."

Referred to Committee on Workmen's Compensation.

By Messrs. OLSEN and DALRYMPLE.

HOUSE BILL No. 163.

An Act to amend section two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 806), entitled, "An act limiting the number of licenses for the retail sale of liquor, malt or brewed beverages, or malt and brewed beverages, to be issued by the Pennsylvania Liquor Control Board; defining hotels, and prescribing the accommodations required of hotels in certain municipalities," by exempting clubs from such limitation.

Referred to Committee on Liquor Control.

By Messrs. HAMILTON and FLEMING.

HOUSE BILL No. 164.

An Act to amend subsection LI of section one thousand two hundred two of the act approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by permitting boroughs to regulate air pollution.

Referred to Committee on Boroughs.

By Messrs. HAMILTON and FLEMING.

HOUSE BILL No. 165.

An Act authorizing counties of the fourth class to regulate the production of smoke, and other forms of air pollution, from chimneys, smokestacks or other sources, including provisions for the payment of inspection and certificates of compliance fees incident thereto; authorizing commissioners of such counties to create commissions to make studies; authorizing the expenditure of money for the employment of persons and the acquisition of property for effectuating such regulations, and providing penalties.

Referred to Committee on Counties.

By Mr. KOHL.

HOUSE BILL No. 166.

An Act fixing the minimum annual salaries of police officers and park guards employed by political subdivisions.

Referred to Committee on Municipal Corporations.

By Mr. SCOTT.

HOUSE BILL No. 167.

An Act to further amend subsection (b) of section two of the act, approved the twenty-ninth day of September, one thousand nine hundred thirty-eight (P. L. 53), en-

titled as amended "An act relating to institutions of counties, cities, wards, boroughs, townships, institution districts and other political subdivisions, for the care, maintenance, and treatment of mental patients; providing for the transfer of such institutions to the Commonwealth; providing for the management and operation or closing and abandonment thereof; and the maintenance of mental patients therein; including the collection of maintenance in certain cases; providing for the transfer of certain property to counties, cities, wards, boroughs, townships, institution districts and other political subdivisions under certain circumstances; conferring and imposing upon the Governor, the Department of Welfare, the courts of common pleas and counties, cities, wards, boroughs, townships, institution districts and other political subdivisions certain powers and duties; prohibiting cities, counties, wards, boroughs, townships, institution districts and other political subdivisions from maintaining and operating institutions, whole or in part, for the care and treatment of mental patients; and repealing inconsistent laws," changing the date for the transfer to the Commonwealth of institutions used in the care and maintenance of indigent persons by certain political subdivisions.

Referred to Committee on Welfare.

By Mr. COLE. HOUSE BILL No. 168.

An Act establishing the compensation of county auditors in counties of the seventh class.

Referred to Committee on Counties.

By Messrs. FROST and GREER. HOUSE BILL No. 169.

An Act relating to the lien of mortgages, defeasible deeds in the nature of mortgages, verdicts and amicable and adverse judgments; imposing duties on certain county officials, and protecting the lien of mortgages given by purchasers to sellers if recorded within thirty days from the date of such mortgage.

Referred to the Committee on Judiciary.

By Messrs. FILO and BOIES. HOUSE BILL No. 170.

An Act to further amend section one of the act, approved the eleventh day of June, one thousand eight hundred and seventy-nine (P. L. 147), entitled "An act fixing the compensation of persons called to serve as coroner's jurors in this Commonwealth," by increasing the compensation of coroner's jurors.

Referred to the Committee on Counties.

By Mr. COLE. HOUSE BILL No. 171.

An Act to provide for State scholarships for children of deceased or disabled veterans.

Referred to the Committee on Military Affairs.

By Mr. CHARLES C. SMITH. HOUSE BILL No. 172.

An Act to amend clause (2) of section seven and section nine of the act, approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1046), entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts; creating a State Tax Equalization Board; and prescribing its powers and duties; imposing duties on certain local officers, agents, boards, commissions and departments; and making an appropriation," by changing the requirements relating to the furnishing of reports in counties of the first class.

Referred to the Committee on City and County—First Class.

By Messrs. SCHMIDT and FLEMING.

HOUSE BILL No. 173.

An Act to amend section two thousand two hundred and sixteen of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by eliminating the requirement that the amount of a contract shall be charged against the budget of more than one year where the contract extends for a longer period than one year.

Referred to the Committee on Education.

By Messrs. WORLEY and MIHM.

HOUSE BILL No. 174.

An Act making an appropriation to the trustees of the Pennsylvania State College for the use of its Extension Services in establishing and carrying on an educational program in industrial and labor relations in Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. GOODLING (By request).

HOUSE BILL No. 175.

An Act to amend the title to and further amend section three of the act approved the eighth day of June, one thousand eight hundred ninety-three, (P. L. 344) entitled "An act relating to husband and wife; enlarging her capacity to acquire and dispose of property, to sue and be sued, and to make a last will and enabling them to sue and to testify against each other in certain cases," authorizing a married woman to become either alone or jointly with her husband, or other persons, accommodation, endorser, maker, guarantor or surety for another.

Referred to the Committee on Judiciary.

By Mr. FROST.

HOUSE BILL No. 176.

An Act validating certain sheriffs' sales of real estate for non-payment of taxes and other municipal liens, and validating the title to such real estate in the hands of purchasers, their heirs, grantees, and assigns.

Referred to the Committee on Judiciary.

By Messrs. SAX and CHARLES C. SMITH.

HOUSE BILL No. 177.

An Act to amend article nineteen of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for the establishment of free city colleges in school districts of the first class.

Referred to the Committee on Education.

By Messrs. CHARLES C. SMITH and COSTA.

HOUSE BILL No. 178.

An Act to further amend the eighth paragraph of section one of the act, approved the twelfth day of May, one thousand nine hundred forty-three (Pamphlet Laws 259), entitled, as amended, "An act providing for the payment by the State Treasurer, of one-half of the amount

of the tax on premium paid by foreign casualty insurance companies, to the treasurers of the several cities, boroughs, towns and townships, and for the payment thereof into police pension funds, and in certain cases into the Municipal Employees' Retirement System, and for Pension Annuity Contracts, and in certain other cases into the State Employees' Retirement Fund, for certain purposes," by providing for the payment of the entire amount of the tax into the funds of the several retirement systems.

Referred to the Committee on Municipal Corporations.

By Messrs. HERSCH and DUFFY

HOUSE BILL No. 179

An Act to further amend the act, approved the third day of June, one thousand nine hundred thirty-seven (Pamphlet Laws 1333), entitled "An Act concerning elections, including general, municipal special and primary election the nomination of candidates primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners imposing penalties for violation of the act and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," removing the disqualification of candidates of political parties to be candidates of political bodies, and of candidates of political bodies to be candidates of other political bodies.

Referred to the Committee on Elections and Apportionment.

By Mr. MILLIKEN

HOUSE BILL No. 180

An Act to add section four hundred fifty-two to the act approved the second day of May, one thousand nine hundred twenty-nine (Pamphlet Laws 1278), entitled "An Act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," authorizing such counties to appropriate money to incorporated non-sectarian boys' and girls' clubs.

Referred to the Committee on Counties.

By Messrs. HAMILTON (by request) and HAUDENSHIELD

HOUSE BILL No. 181

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the commission's share of the cost of paving a certain street on which abuts certain historical sites owned by the Commonwealth.

Referred to the Committee on Appropriations.

By Mr. MILLIKEN

HOUSE BILL No. 182

An Act to amend section one of the act, approved the fifth day of July, one thousand nine hundred forty-seven (Appropriation Acts page 53, Act No. 62-A), entitled "An Act making an appropriation to the Elwyn Training School at Elwyn in the County Delaware, Commonwealth of Pennsylvania, and prescribing certain conditions upon which the appropriation will be available to the school," increasing the per capita annual maintenance rate of the wards of the Commonwealth and the amount of the total appropriation.

Referred to the Committee on Appropriations.

By Mr. MILLIKEN

HOUSE BILL No. 183

An Act making an appropriation to Sleighton Farm School for Girls situated in Delaware County, Pennsylvania.

Referred to the Committee on Appropriations.

RESOLUTION INTRODUCED AND REFERRED

By Mr. MILLIKEN

RESOLUTION No. 9

In the House of Representatives, January 25, 1949
Whereas, The Pennsylvania Manual is by its make-up,

an invaluable potential source and handbook of facts, useful to public officials and private organizations and individuals alike; and

Whereas, Being an official State publication the Pennsylvania Manual should reflect the efficiency of this Commonwealth and be as completely usable, useful, up-to-date and reliable as possible; and

Whereas, Any such volume as the Pennsylvania Manual is judged not only by the nature of its contents but also by the accuracy and the current value of its facts and their being up-to-date; and

Whereas, The Pennsylvania Manual is published only once in two years and by the time its biennial publication many of its facts and figures are dated, useless, and not currently accurate, thus rendering the whole volume open to serious criticism; now therefore be it

Resolved, by this House of Representatives that the Pennsylvania Manual should be published and in print within sixty days after the adjournment of each regular session of the Legislature of the Commonwealth of Pennsylvania; and be it further

Resolved, That the planning of the biennial publication of the Pennsylvania Manual be geared to effectuate such prompt publication; and be it further

Resolved, That copies of this resolution be sent to the Governor, the Secretary of Property and Supplies, and the Editor of the Pennsylvania Manual.

Referred to the Committee on Rules.

SENATE MESSAGE

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence: Nos. 14, 18, 53, 55, and 99.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 7, entitled:

An Act to amend section two of the act, approved the seventeenth day of March, one thousand nine hundred twenty-five (P. L. 34), entitled "An act regulating the sale of oysters at retail," making first and second violations of said act summary offenses instead of misdemeanors.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. BRUNNER. Mr. Speaker, amendments have been prepared for consideration by the House. There are a number of kindred bills on the calendar dealing with this particular subject. In view of the fact that there are a number of bills on the calendar, I move with respect to those particular measures that they be recommitted to the Committee on Agriculture and Dairy Industries for the purpose of further study and amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 8, entitled:

An Act to further amend section five of the act, approved the eleventh day of March, one thousand nine hundred nine (P. L. 15), entitled "An act relating to non-alcoholic drinks; defining the same; and prohibiting the manufacture, sale, offering for sale, exposing for sale, or having in possession with intent to sell, of any adulterated or misbranded non-alcoholic drinks; and providing

penalties for the violation thereof, and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. BRUNNER. Mr. Speaker, I move that this bill be recommitted to the Committee on Agriculture and Dairy Industries for the purpose of further study and amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 9, entitled:

An Act to further amend section three of the act, approved the eighth day of June, one thousand nine hundred eleven (P. L. 712), entitled "An act relating to milk; providing for the protection of the public health, and the prevention of fraud and deception, by regulating the sale of milk, skimmed milk and cream; providing penalties for the violation thereof; and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. BRUNNER. Mr. Speaker, I move that this bill be recommitted to the Committee on Agriculture and Dairy Industries for the purpose of further study and amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 10, entitled:

An Act to amend section four of the act, approved the third day of March, one thousand nine hundred twenty-five (P. L. 10), entitled "An act relating to fruit syrups, and prohibiting the manufacture, sale, offering for sale, exposing for sale or having in possession with intent to sell, of any adulterated or misbranded fruit syrups, and providing penalties for the violation thereof; and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. BRUNNER. Mr. Speaker, I move that this bill be recommitted to the Committee on Agriculture and Dairy Industries for the purpose of further study and amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 11, entitled:

An Act to amend section three of the act, approved the twenty-ninth day of June, one thousand nine hundred twenty-three (P. L. 929), entitled "A supplement to an act, approved the twenty-first day of March, one

thousand nine hundred twenty-three, entitled 'An act for the prevention of fraud and the protection of the public health; relating to milk, cream, or skimmed milk, whether or not condensed, evaporated, concentrated, dried, powdered, or desiccated; prohibiting the introduction of foreign fats into them; regulating the sale of and defining condensed, concentrated, and evaporated milk; stipulating penalties for the infraction thereof; and providing for the enforcement thereof; defining condensed, concentrated, and evaporated skimmed milk, and compounds thereof; regulating the manufacture, sale, and exchange thereof; and providing penalties," making first and second violations of said act summary offenses instead of misdemeanors.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. BRUNNER. Mr. Speaker, I move that this bill be recommitted to the Committee on Agriculture and Dairy Industries for the purpose of further study and amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 12, entitled:

An Act to amend section four of the act, approved the twenty-first day of March, one thousand nine hundred twenty-three (P. L. 28), entitled "An act for the prevention of fraud and the protection of the public health; relating to milk, cream, or skimmed milk, whether or not condensed, evaporated, concentrated, dried, powdered, or desiccated; prohibiting the introduction of foreign fats into them; regulating the sale of and defining condensed, concentrated and evaporated milk; stipulating penalties for the infraction thereof, and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. BRUNNER. Mr. Speaker, I move that this bill be recommitted to the Committee on Agriculture and Dairy Industries for the purpose of further study and amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 13, entitled:

An Act to amend section three of the act, approved the tenth day of July, one thousand nine hundred nineteen (P. L. 900), entitled "An act relating to eggs, prohibiting the sale, offering for sale, exposing for sale, or having in possession with intent to sell, eggs, for and as fresh, that are not fresh eggs, or of branding or of labeling or marking eggs as being fresh eggs that are not fresh eggs; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," making first and second violations of said act summary offenses instead of misdemeanors.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. BRUNNER. Mr. Speaker, I move that this bill be recommitted to the Committee on Agriculture and Dairy Industries for the purpose of further study and amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 14, entitled:

An Act to amend section one of the act, approved the twenty-eighth day of March, one thousand nine hundred five (P. L. 64), entitled "An act to prohibit the selling, shipping, consigning, offering for sale, exposing for sale, or having in possession with intent to sell, as fresh, any meat, poultry, game, fish, or shell fish which contains any substance or article possessing a preservative or coloring character or action; making the same a misdemeanor; and to prescribe penalties and punishment for violations, and the means and the methods of procedure for the enforcement thereof," making the first and second violations of said act summary offenses instead of misdemeanors.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. BRUNNER. Mr. Speaker, I move that this bill be recommitted to the Committee on Agriculture and Dairy Industries for the purpose of further study and amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 15, entitled:

An Act to amend section twelve of the act, approved the twenty-sixth day of June, one thousand nine hundred nineteen (P. L. 670), entitled "An act defining cold storage, and regulating time of storage of certain articles of food, and providing penalties for the violation of the provisions of this act," making first and second violations of said act summary offenses instead of misdemeanors.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. BRUNNER. Mr. Speaker, I move that this bill be recommitted to the Committee on Agriculture and Dairy Industries for the purpose of further study and amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 16, entitled:

An Act to further amend section one of the act, approved the tenth day of June, one thousand eight hundred ninety-seven (P. L. 142), entitled "An act to prohibit the adulteration or coloring of milk or cream by the addition of so called preservatives or coloring matter, and to provide for the enforcement of the same," making first and second violations of said act summary offenses instead of misdemeanors.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. BRUNNER. Mr. Speaker, I move that this bill be recommitted to the Committee on Agriculture and Dairy Industries for the purpose of further study and amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 17, entitled:

An Act to amend section two of the act, approved the twenty-sixth day of March, one thousand nine hundred twenty-five (P. L. 83), entitled "An act for the protection of public health by regulating the serving of milk for drinking purposes to patrons of hotels, restaurants, lunch rooms, fountains, and dining cars; and providing penalties," making first and second violations of said act summary offenses instead of misdemeanors.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. BRUNNER. Mr. Speaker, I move that this bill be recommitted to the Committee on Agriculture and Dairy Industries for the purpose of further study and amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 100, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto a new section authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2, as follows:

An Act to further amend sections thirty-one and thirty-two of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 869) entitled "An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth" by eliminating certain provisions for per diem pay

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section thirty-one of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 869) entitled "An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth" as last amended by the act approved the twenty-eighth day of March one thousand nine hundred twenty-nine (P. L. 108) is hereby further amended to read as follows

Section 31 Camps of instruction combined with troops of the Regular Army and of other States practice marches maneuvers and other exercises including the outdoor target practice shall be held at such times and places and for such organizations and for such periods as the Governor as Commander-in-Chief may direct During such tour of duty an inspection shall be made by such officers as may be designated for that purpose by the Governor

as Commander-in-Chief For services during such tours of duty commissioned officers [and] warrant officers and enlisted personnel shall be entitled to the same per diem pay and allowances and transportation in kind as National Guard officers and enlisted personnel of like grade and length of service are or may hereafter be entitled to by law while on duty under Federal authority during the annual training period commonly known as the summer encampment or while participating in exercises or performing the duties provided for in section ninety-four of the National Defense Act approved June third one thousand nine hundred and sixteen as amended and any such payments not made from Federal funds shall be payable from State funds by the Adjutant General in the usual manner [For services during such tours of duty all enlisted men shall be entitled to and shall receive the per diem pay hereinafter prescribed Provided that the difference between the rate of pay for enlisted men as hereinafter provided in this act and the amount that may be received from the Federal Government at Federal rate of pay shall be paid from State funds by the Adjutant General in the usual manner and in addition thereto] Provided however enlisted men shall be entitled to [transportation in kind and] substance

Section 2 Section thirty-two of said act as last amended by the act approved the sixteenth day of May one thousand nine hundred thirty-five (P L 177) is hereby further amended to read as follows

Pay of Officers and Men on Active Duty and State Service

Section 32 When the Pennsylvania National Guard or any part thereof is ordered on active duty for State service by the Governor as Commander-in-Chief and pay is authorized for such duty under the order prescribing the performance thereof the commissioned officers [and] , warrant officers and enlisted personnel so ordered shall be entitled to the same per diem pay and allowances and transportation in kind provided for in [section thirty-one of this act as amended] current Pay Act and Tables of the Regular Army The grades of enlisted men shall be such as the Governor as Commander-in-Chief may from time to time direct and shall conform to the grades authorized in tables of organization for the National Guard published by the [War Department] Department of the Army [When enlisted men are ordered on active duty as above prescribed their per diem pay shall be fifty cents in addition to the pay allowed by the Federal Government Provided That the Federal pay of a private shall not be less than one dollar and a private of the first class one dollar and fifteen cents and in case the Federal Government shall at any time reduce its allowance for a private or a private of the first class below one dollar or one dollar and fifteen cents then the Commonwealth shall pay to such private or private of the first class an amount equal to the reduction below one dollar or one dollar and fifteen cents so that the total pay of the [private or private of the first class shall be respectively one dollar and fifty cents and one dollar and sixty-five cents Under such regulations as the Governor as Commander-in-Chief may prescribe and conforming with tables of organization authorized for the National Guard by the War Department enlisted men of the sixth and seventh grades may be rated as specialists and receive the extra pay per diem allowed by the War Department for specialists] Hereafter enlisted men shall receive an increase of five per centum of their base pay for every three years of service in the National Guard or in the United States Army Army of the United States Navy [or] Marine Corps or Pennsylvania Guard or for any two or more of these services combined Provided that such increase shall not exceed thirty per centum of their base pay All payments of per diem pay and service pay shall be made by the Adjutant General in the usual manner No deduction shall be made from the pay of officers or enlisted men in active service for dues or other financial obligations imposed by any by-laws rules or regulations of a civic character.

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206.

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarra,
Beaver,	Glembocki,	McGee,	Sax,
Bednarek,	Good,	McKinney,	Scanlon,
Blair,	Goodling,	McMillen,	Schmidt,
Bloom,	Graybill,	McNally,	Schuster,
Boles,	Green,	Mihm,	Scott,
Bomberger,	Greenwood,	Mikula,	Seyler,
Boorse,	Greer,	Miller,	Shoemaker,
Bower,	Guarnieri,	Milliken,	Smith, C. O.,
Brandon,	Guthrie,	Mills,	Smith, W. B.,
Brelsich,	Hagerty,	Minness,	Snider,
Breth,	Hall,	Mohr,	Sollenberger,
Brice,	Hamilton,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harney,	Moore, H. A.,	Stank,
Brown, W. E.,	Harris,	Moran,	Sternberg,
Brunner,	Haudenschild,	Murray,	Stimmel,
Bucchin,	Heatherington,	Munley,	Stuart,
Cadwalader,	Helm,	Musto,	Swope,
Clapper,	Herman,	Nagel,	Tahl,
Clendenning,	Hersch,	Najaka,	Taylor,
Cochran,	Hewitt,	Needham,	Thompson,
Cole,	Hocker,	Neff,	Tompkins,
Coleman,	Hoffman,	Nixon,	Toomey,
Conway,	Hoggard,	O'Dare,	Varallo,
Cooper,	Hunter,	O'Donnell,	Varner,
Costa,	Jennings,	Olsen,	Verona,
Dalrymple,	Jenkins,	Orban,	Wachhaus,
DeLong,	Jim,	Penglase,	Wagner,
Dennison,	Johnson,	Pentrack,	Wargo,
Depuy,	Jones, G. E.,	Peta,	Waterhouse,
Dougherty,	Jones, J. M.,	Petrosky,	Watkins,
Driscoll,	Jump,	Pettigrew,	Weidner,
Duffy,	Kamyk,	Piaff,	Weiss,
Dye,	Keller,	Polen,	Welsh,
Elder,	Kemp,	Posta,	Wescott,
Erb,	Kent,	Powers,	Westrick,
Evans,	Kirley,	Price, R. A.,	Wheeler,
Ewing,	Kline,	Price, H. W., Jr.,	Williams,
Felton,	Kohl,	Propert,	Wood,
Ferster,	Kolankiewicz,	Readinger,	Worley,
Filo,	Kondrath,	Reagan,	Yaffe,
Firmstone,	Kratz,	Reese,	Yeakel,
Flack,	Krise,	Reidenbach,	Yester,
Fleming,	Kurtz,	Reilly, J. M.,	Yetzer,
Floyd,	Lederer,	Reynolds,	Young,
Fox,	Lee,	Riley, R. L.,	Ziegler,
Frank,	Lelsey,	Robbins,	Sorg,
	Limper,	Robertson,	Speaker.

NAYS—0.

NOT VOTING—2.

Baumunk, Leonard,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 3, as follows:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the re-

organization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by changing the rank which the Adjutant General may have in the Pennsylvania National Guard.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two hundred seven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments board and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" as last amended by the act approved the fifth day of February one thousand nine hundred forty-seven (P. L. 15) is hereby further amended to read as follows

Section 207 Appointment The Governor shall nominate and by and with the advice and consent of two-thirds of all the members of the Senate appoint

(a) The Secretary of the Commonwealth the Attorney General the Superintendent of Public Instruction the Adjutant General the Insurance Commissioner the Secretary of Banking the Secretary of Agriculture the Secretary of Forests and Waters the Secretary of Mines the Secretary of Highways the Secretary of Health the Commissioner of the Pennsylvania State Police the Secretary of Labor and Industry the Secretary of Welfare the Secretary of Property and Supplies the Secretary of Revenue the Secretary of Public Assistance the Secretary of Commerce and the members of all independent administrative boards and commissions

The Adjutant General may have the rank of [Brigadier General] Major General of the Adjutant General's Department in the Pennsylvania National Guard or Pennsylvania Guard or the Governor may designate the ranking line officer of the Pennsylvania National Guard or Pennsylvania Guard or an officer of the regular army United States Navy United States Coast Guard or United States Marine Corps as adjutant general provided that should the ranking line officer be also appointed Adjutant General he shall receive only the salary provided by law for the Adjutant General and provided further that should the ranking line officer be called into the service of the United States a Deputy Adjutant General to be designated by the Governor shall act as Adjutant General during his absence no Adjutant General shall be appointed who shall not have served at least ten years as a commissioned officer in the Pennsylvania National Guard Pennsylvania Guard or equivalent length of service in the Regular Army of the United States United States Navy United States Coast Guard or United States Marine Corps or Officers Reserve Corps of the United States

Army United States Navy Reserve United States Coast Guard Reserve or United States Marine Corps Reserve which service may be cumulative that is service in any one or more of the foregoing services may be added together

(b) Except as in this act otherwise provided the members of all departmental administrative bodies boards and commissions and the officers who shall fill the departmental administrative offices mentioned in this article

(c) Except as in this act otherwise provided the members of all advisory boards and commissions

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206.

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarra,
Beaver,	Glembocki,	McGee,	Sax,
Bednarek,	Good,	McKinney,	Scanlon,
Blair,	Goodling,	McMillen,	Schmidt,
Bloom,	Graybill,	McNally,	Schuster,
Boles,	Green,	Mihm,	Scott,
Bomberger,	Greenwood,	Mikula,	Seyler,
Boorse,	Greer,	Miller,	Shoemaker,
Bower,	Guarnieri,	Milliken,	Smith, C. O.,
Brandon,	Guthrie,	Mills,	Smith, W. B.,
Brelschi,	Hagerty,	Mintess,	Snider,
Breth,	Hall,	Monroe,	Sollenberger,
Brice,	Hamilton,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harney,	Moore, H. A.,	Stank,
Brown, W. E.,	Harris,	Moran,	Sternberg,
Brunner,	Haudenschild,	Munley,	Stimmel,
Bucchin,	Heatherington,	Murray,	Stuart,
Cadwalader,	Helm,	Musto,	Swope,
Clapper,	Herman,	Nagel,	Tahl,
Clendening,	Hersch,	Najaka,	Taylor,
Cochran,	Hewitt,	Needham,	Thompson,
Cole,	Hocker,	Neff,	Tompkins,
Coleman,	Hoffman,	Nixon,	Toomey,
Conway,	Hoggard,	O'Dare,	Varallo,
Cooper,	Hunter,	O'Donnell,	Varnier,
Costa,	Jenkins,	Olsen,	Verona,
Dalrymple,	Jennings,	Orban,	Wachhaus,
DeLong,	Jim,	Penglase,	Wagner,
Dennison,	Johnson,	Pentrack,	Wargo,
Depuy,	Jones, G. E.,	Peta,	Waterhouse,
Dougherty,	Jones, J. M.,	Petrosky,	Watkins,
Driscoll,	Jump,	Pettigrew,	Weidner,
Duffy,	Kamyk,	Pfaff,	Weiss,
Dye,	Keller,	Polen,	Welsh,
Elder,	Kemp,	Posta,	Wescott,
Erb,	Kent,	Powers,	Westrick,
Evans,	Kirley,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kline,	Price, R. A.,	Williams,
Felton,	Kohl,	Propert,	Wood,
Ferster,	Kolankiewicz,	Readinger,	Worley,
Filo,	Kondrath,	Reagan,	Yaffe,
Firmstone,	Kratz,	Reese,	Yeakel,
Flack,	Krise,	Reidenbach,	Yester,
Fleming,	Kurtz,	Reilly, J. M.,	Yetzer,
Floyd,	Lederer,	Reynolds,	Young,
Fox,	Lee,	Riley, R. L.,	Ziegler,
Frank,	Lelsey,	Robbins,	Sorg,
	Limper,	Robertson,	Speaker.

NAYS—0.

NOT VOTING—2.

Baumunk, Leonard,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 101, as follows:

An Act to amend the act approved the twenty-first day of January one thousand nine hundred forty-seven (Pamphlet Laws 3) entitled "An act relating to officers and employes of the General Assembly fixing the number qualifications compensation mileage and duties of the officers and employes of the Senate and of the House of Representatives providing for their election or appointment term of office or of service removal and manner of filling vacancies and making appropriations to the Senate House of Representatives and Legislative Reference Bureau" by changing the compensation of the officers and employes of the Senate and the House of Representatives and making appropriations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections one two three four five six seven eight twenty-one twenty-two twenty-three twenty-four twenty-five and twenty-six of the act approved the twenty-first day of January one thousand nine hundred forty-seven (Pamphlet Laws 3) entitled "An act relating to officers and employes of the General Assembly fixing the number qualifications compensation mileage and duties of the officers and employes of the Senate and of the House of Representatives providing for their election or appointment term of office or of service removal and manner of filling vacancies and making appropriations to the Senate House of Representatives and Legislative Reference Bureau" are hereby amended to read as follows

Section 1 The Senate shall immediately upon the final enactment of this act and in each odd-numbered year thereafter at the beginning of each regular biennial session of the General Assembly elect in addition to the President and President Pro Tempore as provided for by the Constitution the following officers who shall serve for two years or until their successors are elected and have qualified unless sooner removed by a majority vote of all of the members of the Senate during any regular biennial special or extraordinary session of the General Assembly and who shall receive the compensation and perform the duties herein specified

(1) One Secretary at an annual salary of [seven thousand five hundred dollars (\$7500)] eight thousand dollars (\$8000)

(2) One Chief Clerk at an annual salary of [six thousand dollars (\$6000)] six thousand five hundred dollars (\$6500)

(3) One Senate Librarian at an annual salary of [four thousand five hundred dollars (\$4500)] five thousand five hundred dollars (\$5500)

Section 2 The following officers and employes of the Senate shall be appointed by the President of the Senate to serve at his pleasure and receive the compensation and perform the duties herein specified

(1) One clerk to the President at an annual salary of [two thousand four hundred dollars (\$2400)] two thousand six hundred forty dollars (\$2640)

(2) One stenographer to the President at an annual salary of [one thousand eight hundred dollars (\$1800)] one thousand nine hundred eighty dollars (\$1980)

Section 3 The following officers and employes of the Senate shall be appointed by the President Pro Tempore of the Senate to serve at his pleasure and receive the compensation and perform the duties herein specified

(1) One secretary to the President Pro Tempore at an annual salary of [two thousand two hundred dollars (\$2200)] two thousand eight hundred dollars (\$2800)

(2) One messenger to the President Pro Tempore at a per diem compensation of [six dollars (\$6)] seven dollars (\$7)

(3) One chaplain at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8)

(4) One journal clerk at a compensation of [two thousand dollars (\$2000)] two thousand two hundred dollars

(\$2200) for each regular session and [ten dollars (\$10)] eleven dollars (\$11) per diem for each special or extraordinary session

(5) One assistant journal clerk at a compensation of [one thousand eight hundred dollars (\$1800)] one thousand nine hundred eighty dollars (\$1980) for each regular session and [ten dollars (\$10)] eleven dollars (\$11) per diem for each special or extraordinary session

(6) One reading clerk at a compensation of [two thousand two hundred fifty dollars (\$2250)] two thousand four hundred seventy-five dollars (\$2475) for each regular session and [twelve dollars and fifty cents (\$12.50)] thirteen dollars and fifty cents (\$13.50) per diem for each special or extraordinary session

(7) One message clerk at a per diem compensation of [ten dollars (\$10)] eleven dollars (\$11)

(8) One postmaster at a per diem compensation of [eight dollars (\$8)] nine dollars (\$9)

(9) One assistant postmaster at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8)

(10) One chief sergeant at arms at a per diem compensation of [nine dollars (\$9)] ten dollars (\$10)

(11) Six sergeants at arms at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each

(12) One chief mailing clerk at a per diem compensation of [nine dollars (\$9)] ten dollars (\$10)

(13) Two assistant mailing clerks at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each

(14) Forty-six stenographers each of whom shall have successfully completed the prescribed course of a four year public high school or its equivalent and as a part thereof or in addition thereto shall have successfully completed a course of not less than eight months in shorthand and typewriting at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each

(15) One chief official reporter who shall be a competent court reporter at a per diem compensation of [twenty-three dollars (\$23)] twenty-four dollars (\$24)

(16) One official reporter who shall be a competent court reporter at a per diem compensation of [twenty dollars (\$20)] twenty-one dollars (\$21)

(17) Three expert typists at a per diem compensation [seven dollars (\$7)] eight dollars (\$8) each

(18) Two copy holders at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each

(19) Two proof readers at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each

(20) Three transcribing clerks at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each

(21) One chief compiling clerk at a per diem compensation of nine dollars (\$9)] an annual salary of three thousand six hundred dollars (\$3600)

(22) One executive clerk at a compensation of [one thousand eight hundred dollars (\$1800)] one thousand nine hundred eighty dollars (\$1980) for each regular session and [ten dollars (\$10)] eleven dollars (\$11) per diem for each special or extraordinary session

(23) One chief messenger at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8)

(24) Six messengers at a per diem compensation of [six dollars (\$6)] seven dollars (\$7) each

(25) One day watchman at an annual salary of [two thousand dollars (\$2000)] two thousand two hundred dollars (\$2200)

(26) One night watchman at an annual salary of [two thousand dollars (\$2000)] two thousand two hundred dollars (\$2200)

(27) One chief custodian of the Senate Chamber at an annual salary of [two thousand seven hundred dollars (\$2700)] two thousand nine hundred seventy dollars (\$2970)

(28) One custodian of the Senate Chamber at an annual salary of [two thousand dollars (\$2000)] two thousand two hundred dollars (\$2200)

(29) Two assistant custodians of the Senate Chamber at an annual salary of [one thousand eight hundred dollars (\$1800)] one thousand nine hundred eighty dollars (\$1980) each

(30) One janitor at an annual salary of [one thousand five hundred dollars (\$1500)] one thousand six hundred fifty dollars (\$1650)

(31) One custodian of the Senate basement at an annual salary of [one thousand eight hundred dollars (\$1800)] one thousand nine hundred eighty dollars (\$1980)

(32) One superintendent of the store room at an annual salary of [three thousand dollars (\$3000)] three thousand three hundred dollars (\$3300)

(33) One Senate indexing clerk at an annual salary of two thousand four hundred dollars (\$2400)

Section 4 The following employes of the Senate shall be appointed by the Secretary of the Senate to serve at his pleasure and receive the compensation and perform the duties herein specified

(1) One assistant to the Secretary of the Senate at a compensation of [ten dollars (\$10)] eleven dollars (\$11) per diem during each regular, special or extraordinary session and [two hundred dollars (\$200)] two hundred ten dollars (\$210) per month during the interims between legislative sessions.

(2) One history clerk at a per diem compensation of [eight dollars (\$8)] nine dollars (\$9).

(3) One messenger to the Secretary of the Senate at an annual salary of one thousand eight hundred dollars (\$1800).

Section 5. The Following employes of the Senate shall be appointed by the Chief Clerk of the Senate to serve at his pleasure and receive the compensation and perform the duties herein specified:

(1) One stenographer at a per diem compensation of [ten dollars (\$10)] eleven dollars (\$11).

Section 6. The following employes of the Senate shall be appointed by the Senate Librarian to serve at his pleasure and receive the compensation and perform the duties herein specified

[(1) One assistant Senate Librarian at an annual salary of three thousand six hundred dollars (\$3600)]

[(2) One library clerk at an annual salary of two thousand five hundred dollars (\$2500)]

(3) One secretary to the Senate Librarian at an annual salary of [two thousand two hundred dollars (\$2200)] two thousand four hundred twenty dollars (\$2420)

(4) One messenger to the Senate Librarian at an annual salary of [one thousand five hundred dollars (\$1500)] one thousand eight hundred dollars (\$1800)

[(5) One legislative journal index clerk at a compensation of two thousand dollars (\$2000) for each regular session of the General Assembly]

Section 7 The following employes of the Senate shall be appointed by the Majority Leader of the Senate who for the purpose of this act shall be deemed an officer of the Senate to serve at his pleasure and receive the compensation and perform the duties herein specified

(1) One secretary to the Majority Leader at an annual salary of [two thousand two hundred dollars (\$2200)] two thousand eight hundred dollars (\$2800)

(2) One message clerk to the Majority Leader at a per diem compensation of nine dollars (\$9)] ten dollars (\$10)

Section 8 The following employes of the Senate shall be appointed by the Minority Leader of the Senate who for the purposes of this act shall be deemed an officer of the Senate to serve at his pleasure and receive the compensation and perform the duties herein specified

(1) One secretary to the Minority Leader at an annual salary of [two thousand two hundred dollars (\$2200)] two thousand eight hundred dollars (\$2800)

(2) One message clerk to the Minority Leader at a per diem compensation of [nine dollars (\$9)] ten dollars (\$10)

Section 21 The House of Representatives shall immediately upon the final enactment of this act and in each odd-numbered year thereafter at the beginning of each regular biennial session of the General Assembly elect in addition to the Speaker as provided for by the Constitution the following officers and employes who shall serve for two years or until their successors are elected and have qualified unless sooner removed by a majority vote of all

of the members of the House of Representatives during any regular biennial special or extraordinary session of the General Assembly and who shall receive the compensation and perform the duties herein specified

(1) One Chief Clerk at an annual salary of [six thousand dollars (\$6000)] seven thousand five hundred dollars (\$7500)

(2) One Secretary at an annual salary of [five thousand dollars (\$5000)] six thousand five hundred dollars (\$6500) who shall perform the duties formerly performed by the resident clerk and assistant resident clerk of the House of Representatives

(3) One chaplain at a compensation of [seven dollars (\$7)] eight dollars (\$8)

(4) One journal clerk at a compensation of [two thousand dollars (\$2000)] two thousand two hundred dollars (\$2200) for each regular session and [ten dollars (\$10)] eleven dollars (\$11) per diem for each special or extraordinary session

(5) One assistant journal clerk at a compensation of [one thousand eight hundred dollars (\$1800)] one thousand nine hundred eighty dollars (\$1980) for each regular session and [ten dollars (\$10)] eleven dollars (\$11) per diem for each special or extraordinary session

(6) Two reading clerks at a compensation of [two thousand two hundred fifty dollars (\$2250)] two thousand four hundred seventy-five dollars (\$2475) each for each regular session and [twelve dollars and fifty cents (\$12.50)] thirteen dollars and fifty cents (\$13.50) each per diem for each special or extraordinary session

(7) Two message clerks at a per diem compensation of [ten dollars (\$10)] eleven dollars (\$11) each

(8) Three postmasters at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each one of whom shall be named by the Chief Clerk as chief postmaster and shall receive an additional per diem compensation of one dollar (\$1)

(9) Twelve sergeants at arms at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each one of whom shall be named by the Chief Clerk as chief sergeant at arms and shall receive an additional per diem compensation of two dollars (\$2)

(10) Twelve document clerks at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each one of whom shall be named by the Chief Clerk as supervisor and shall receive an additional per diem compensation of two dollars (\$2)

(11) One bill numbering clerk at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8)

(12) Seven mailing clerks at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each one of whom shall be named by the Chief Clerk as supervisor and shall receive an additional per diem compensation of two dollars (\$2)

(13) Twenty-three stenographers each of whom shall have successfully completed the prescribed course of a four year public high school or its equivalent and as a part thereof or in addition thereto shall have successfully completed a course of not less than eight months in shorthand and typewriting at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each

(14) Two telephone attendants at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each

(15) One chief page at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8)

(16) Nineteen pages at a per diem compensation of [four dollars (\$4)] five dollars (\$5) each

Section 22 The following officers and employes of the House of Representatives shall be appointed by the Speaker to serve at his pleasure and receive the compensation and perform the duties herein specified

(1) One parliamentarian at an annual salary of [four thousand dollars (\$4000)] five thousand dollars (\$5000)

(2) One administrative assistant at an annual salary of [two thousand four hundred dollars (\$2400)] three thousand dollars (\$3000)

(3) One secretary at an annual salary of [two thousand two hundred dollars (\$2200)] two thousand eight hundred dollars (\$2800)

(4) One Speaker's Clerk at an annual salary of [two thousand one hundred dollars (\$2100)] two thousand four hundred dollars (\$2400)

Section 23 The following employes of the House of Representatives shall be appointed by the Chief Clerk to serve at his pleasure and receive the compensation and perform the duties herein specified

(1) One assistant to the Chief Clerk at an annual salary of [three thousand six hundred dollars (\$3600)] four thousand two hundred dollars (\$4200)

(2) One secretary to the Chief Clerk at an annual salary of [two thousand two hundred dollars (\$2200)] two thousand eight hundred dollars (\$2800)

(3) One stenographer to the Chief Clerk at an annual salary of [one thousand eight hundred dollars (\$1800)] two thousand four hundred dollars (\$2400)

(4) One messenger to the Chief Clerk at an annual salary of [one] [thousand five hundred dollars (\$1500)] one thousand eight hundred dollars (\$1800)

(5) One amendment clerk at an annual salary of [three thousand dollars (\$3000)] three thousand three hundred dollars (\$3300)

(6) One assistant amendment clerk at a per diem compensation of [ten dollars (\$10)] eleven dollars (\$11)

(7) One superintendent of the store room at an annual salary of [three thousand dollars (\$3000)] three thousand three hundred dollars (\$3300)

(8) One supply clerk at an annual salary of [one thousand eight hundred dollars (\$1800)] one thousand nine hundred eighty dollars (\$1980)

(9) One chief official reporter who shall be a competent court reporter at a per diem compensation of [twenty-three dollars (\$23)] twenty-four dollars (\$24)

(10) Four official reporters each of whom shall be a competent court reporter at a per diem compensation of [twenty dollars (\$20)] twenty-one dollars (\$21)

(11) One compiling clerk at an annual salary of [three thousand six hundred dollars (\$3600)] four thousand dollars (\$4000)

(12) One finance clerk at an annual salary of [three thousand dollars (\$3000)] three thousand six hundred dollars (\$3600)

(13) One address system operator at a per diem compensation of [nine dollars (\$9)] ten dollars (\$10)

(14) Ten stenographers each of whom shall have successfully completed the prescribed course of a four year public high school or its equivalent and as a part thereof or in addition thereto shall have successfully completed a course of not less than eight months in shorthand and typewriting at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each

(15) One history clerk at a per diem compensation of [ten dollars (\$10)] eleven dollars (\$11)

(16) One history index clerk at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8)

(17) One day watchman at an annual salary of [two thousand dollars (\$2000)] two thousand two hundred dollars (\$2200)

(18) One night watchman at an annual salary of [two thousand dollars (\$2000)] two thousand two hundred dollars (\$2200)

(19) One chief custodian of the hall of the House at an annual salary of [two thousand dollars (\$2000)] two thousand two hundred dollars (\$2200)

(20) Four custodians at an annual salary of [one thousand eight hundred dollars (\$1800)] two thousand dollars (\$2000) each

(21) Two copy holders at a per diem compensation of eight dollars (\$8) each

(22) Two proof readers at a per diem compensation of eight dollars (\$8) each

Section 24 The following employes of the House of Representatives shall be appointed by the Secretary of the House of Representatives to serve at his pleasure and receive the compensation and perform the duties herein specified

(1) One secretary at an annual salary of [two thousand two hundred dollars (\$2200)] two thousand eight hundred dollars (\$2800)

(2) One stenographer at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8)

(3) One messenger at an annual salary of [one thousand five hundred dollars (\$1500)] one thousand eight hundred dollars (\$1800)

Section 25 The following employes of the House of Representatives shall be appointed by the Majority Leader who for the purpose of this act shall be deemed an officer of the House of Representatives to serve at his pleasure and receive the compensation and perform the duties herein specified

(1) One secretary at an annual salary of [two thousand two hundred dollars (\$2200)] two thousand eight hundred dollars (\$2800)

(2) One majority leader's clerk at a per diem compensation of [nine dollars (\$9)] ten dollars (\$10)

(3) One page at a per diem compensation of [five dollars (\$5)] six dollars (\$6)

Section 26 The following employes of the House of Representatives shall be appointed by the Minority Leader who for the purposes of this act shall be deemed an officer of the House of Representatives to serve at his pleasure and receive the compensation and perform the duties herein specified

(1) One secretary at an annual salary of [two thousand two hundred dollars (\$2200)] two thousand eight hundred dollars (\$2800)

(2) One minority leader's clerk at a per diem compensation of [nine dollars (\$9)] ten dollars (\$10)

(3) One page at a per diem compensation of [five dollars (\$5)] six dollars (\$6)

Section 2 The following sums or as much thereof as may necessary are hereby specifically appropriated from the General Fund to the Senate and to the House of Representatives of the General Assembly for the purposes hereinafter set forth for the balance of the work of the legislative session of one thousand nine hundred forty-nine Said sums shall be in addition to any sums heretofore appropriated to the Senate or to the House of Representatives for any said purposes

To the Senate

For the payment of salaries provided for in this act and for the payment of increases in salaries and in per diem compensations provided for in this act the sum of fifteen thousand dollars (\$15,000)

For the payment of contingent expenses including extra services of employes of the Senate and clerical stenographic traveling and discretionary charges of the Chief Clerk of the Senate for the legislative session of one thousand nine hundred forty-nine the sum of one thousand dollars (\$1000)

For the payment of contingent expenses including extra services of employes of the Senate and clerical stenographic traveling and discretionary charges of the majority whip for the legislative session of one thousand nine hundred forty-nine the sum of one thousand dollars (\$1000)

For the payment of contingent expenses including extra services of employes of the Senate and clerical stenographic traveling and discretionary charges of the minority whip for the legislative session of one thousand nine hundred forty-nine the sum of one thousand dollars (\$1000)

To the House of Representatives

For the payment of salaries and per diem compensation provided for in this act and for the payment of increases in salaries and in per diem compensation provided for in this act the sum of forty-five thousand dollars (\$45,000)

For the payment of contingent expenses including extra services of employes of the House and clerical stenographic traveling and discretionary charges of the Secretary of the House of Representatives for the legislative session of one thousand nine hundred forty-nine the sum of one thousand dollars (\$1000)

For the payment of contingent expenses including extra services of employes of the House and clerical stenographic traveling and discretionary charges of the majority whip

for the legislative session of one thousand nine hundred forty-nine the sum of one thousand dollars (\$1000)

For the payment of contingent expenses including extra services of employes of the House and clerical stenographic traveling and discretionary charges of the minority whip for the legislative session of one thousand nine hundred forty-nine the sum of one thousand dollars (\$1000)

For the payment by the Chief Clerk of postage on Legislative Journals of the legislative session of one thousand nine hundred forty-nine the sum of seven hundred fifty dollars (\$750)

For the payment of contingent expenses of the Chief Clerk of the legislative session of one thousand nine hundred forty-nine the sum of two thousand five hundred dollars (\$2500)

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to,

On the question,
Shall the bill pass finally?
Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205		
Altshuler,	Gaffney,	Loftus,
Amarando,	Gallagher,	Lovett,
Andrews,	George,	Madigan,
Bane,	Gibson,	McCormack,
Barkdoll,	Glembockl,	McCullough,
Beaver,	Good,	McGee,
Bednarek,	Goodling,	McKinney,
Blair,	Graybill,	McMillen,
Bloom,	Green,	McNally,
Boles,	Greenwood,	Mihm,
Bomberger,	Greer,	Mikula,
Boorse,	Guarnieri,	Miller,
Bower,	Guthrie,	Milliken,
Brandon,	Hagerty,	Mills,
Brelsch,	Hall,	Mintess,
Breth,	Hamilton,	Monroe,
Brice,	Harney,	Moore, C. E.,
Brown, H. S.,	Harris,	Moore, H. A.,
Brown, W. E.,	Haudensfield,	Moran,
Brunner,	Heatherington,	Munley,
Bucchin,	Helm,	Murray,
Cadwalader,	Herman,	Musto,
Clapper,	Hersch,	Nagel,
Clendening,	Hewitt,	Najaka,
Cochran,	Hocker,	Needham,
Cole,	Hoffman,	Neff,
Coleman,	Hoggard,	Nixon,
Conway,	Hunter,	O'Dare,
Cooper,	Jenkins,	O'Donnell,
Costa,	Jennings,	Olsen,
Dalrymple,	Jim,	Orban,
DeLong,	Johnson,	Penglase,
Dennison,	Jones, G. E.,	Pentrack,
Depuy,	Jones, J. M.,	Peta,
Dougherty,	Jump,	Petrosky,
Driscoll,	Kamyk,	Pettigrew,
Duffy,	Keller,	Pfaff,
Dye,	Kemp,	Polen,
Elder,	Kent,	Posta,
Evans,	Kirley,	Powers,
Ewing,	Kline,	Price, H. W., Jr.,
Felton,	Kohl,	Price, R. A.,
Ferster,	Kolankiewicz,	Propert,
Filo,	Kondrath,	Readinger,
Firmstone,	Kratz,	Reagan,
Flack,	Krise,	Reese,
Fleming,	Kurtz,	Reidenbach,
Floyd,	Lederer,	Reilly, J. M.,
Fox,	Lee,	Reynolds,
Frank,	Lelsey,	Riley, R. L.,
Frost,	Limper,	Robbins,
		Robertson,

NAYS—0
NOT VOTING—3.
Baumunk, Erb, Leonard,
The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS INTRODUCED AND REFERRED

By Mr. FRANK HOUSE BILL No. 184

An Act to further amend subsection (e) of section one thousand one hundred ten of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgeses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," authorizing the use of overhead traffic signals and establishing certain requirements therefor.

Referred to the Committee on Motor Vehicles.

By Mr. HARRY W. PRICE, Jr. HOUSE BILL No. 185

An Act regulating the number of hours of duty in any calendar week for police officers employed by political subdivisions without diminution of existing salaries or compensation.

Referred to the Committee on Municipal Corporations.

By Messrs. DEPUY and HAMILTON HOUSE BILL No. 186

An Act to amend section one thousand one hundred thirty-five of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by removing restrictions as to length regarding improvement of streets or roads and petitions relating thereto.

Referred to the Committee on Townships.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, January 17, 1949.

Whereas The laws relating to landlord and tenant eviction proceedings rent control and kindred subjects and the amendments to such laws contain numerous inconsistencies and should be carefully studied revised and codified in order to make them effective and useful for their intended purposes therefore be it

Resolved (if the Senate concur) That the Joint State Government Commission is hereby directed to survey in-

vestigate and consider all of the laws relating to landlord and tenant eviction proceedings rent control and kindred subjects and to revise and restate completely such laws in codified form and to report its findings and conclusions to the next regular session of the General Assembly with a bill or bills embodying a codification of the laws relating to landlord and tenant eviction proceedings rent control and kindred subjects to be introduced at the next regular session of the General Assembly

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 14

An Act to further amend section one of the act approved the twenty-fifth day of July, one thousand nine hundred seventeen (P. L. 1209), entitled "An act to authorize the acquisition, by purchase or condemnation, of lands for a park, and the erection of a monument commemorative of Washington crossing the river Delaware, and for the appointment of a commission to acquire said lands and erect such monument; and making an appropriation for the purpose of this act," authorizing the acquisition of additional grounds.

Referred to the Committee on State Government.

SENATE BILL No. 18

An Act authorizing the Department of Property and Supplies to accept on behalf of the Commonwealth certain real estate adjoining property of the Philipsburg State Hospital in Rush Township, Centre County, Pennsylvania.

Referred to the Committee on State Government.

SENATE BILL No. 53

An Act to amend Article IX Clause (h) of Section nine hundred forty-three and Article X Section ten hundred four of the Act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by increasing the penalty for the unlawful killing of bears.

Referred to the Committee on Game and Forestry.

SENATE BILL No. 55

An Act to further amend clause (b) of section fifty and section two hundred sixty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," further providing for the number of openings in minnow traps.

Referred to the Committee on Fisheries.

SENATE BILL No. 99

An Act to add a new section to article two of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-three (P. L. 1001), entitled, as amended, "An act providing for the regulation of aeronautics within this Commonwealth; conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto; providing for the licensing and registration of airman and aircraft; establishing the legal status of air navigation; providing for sovereignty in, and ownership

of, space; providing for lawfulness of flights; regulating civil causes of action arising out of operation of aircraft; fixing the status of contracts, crimes, and torts in, by, or by means of operation of aircraft; imposing duties upon officers, burgesses, magistrates, aldermen, justices of the peace, the courts and clerks thereof; providing for denial or revocation of licenses; providing for certain penalties and their disposition; and repealing certain existing laws," defining the Commonwealth airways system.

Referred to the Committee on Aeronautics.

RESOLUTION

Mrs. VARALLO offered a resolution which was filed with the Clerk.

INTERROGATION

Mr. ANDREWS. Mr. Speaker, I desire to interrogate the Majority Leader.

The SPEAKER. Will the Majority Leader permit himself to be interrogate?

Mr. BRUNNER. I will, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, from time immemorial, since the day when the memory of man runneth not to the contrary, the Members of this House have been presented with pretty little badges which they could place upon their waist coat and display to their friends, and I have been wondering whether there is any explanation or reason why the Members of the present House have not been decorated with that unique certificate of eminence, prominence and statesmanship.

Mr. BRUNNER. Mr. Speaker, may I reply to the gentleman that as yet all of the Members' badges and employes' badges have not been received by the Chief Clerk, but in accord with custom, the Members of the press have received theirs, and I know full well that the gentleman from Cambria would agree with me that they were entitled to priority as members of the fourth estate.

Mr. ANDREWS. Mr. Speaker, by way of avoiding language which cannot be entered upon the records, the members of the said fourth estate, have commented somewhat adversely upon these badges. I heard intimations that the badges as received and the specifications as submitted to the contractor seem to be somewhat at variance, and I am wondering whether there is any information as to that; as to whether the badges comply with the specifications.

Mr. BRUNNER. Mr. Speaker, as yet we have not heard of such a complaint. Of course, a complaint from the members of the fourth estate would be referred to the Committee on Rules and would be considered in due course.

Mr. ANDREWS. Further, Mr. Speaker, I wonder whether it would not be a matter of interest for this House through a proper committee to ascertain whether over the years, not this year, but in 1947, 1945, 1943, the Members of this House have been decorated with badges that have not compiled with specifications furnished the contractor.

Mr. BRUNNER. Mr. Speaker, I do not know whether the contractors have complied with the specifications in the past—if that is the purport of the gentleman's question. I do know as far as point of delivery is concerned,

or time of delivery is concerned, that at all previous sessions we had the badges at the time we took our oath of office. I would suggest to the gentleman that until the badges are delivered to us or to the Chief Clerk and we have an opportunity to determine for ourselves as to the quality of those badges, that he defer action. I anticipate that in the near future the remainder of those badges will be delivered and we will have an opportunity to see them and determine and take whatever action is indicated.

Mr. ANDREWS. Mr. Speaker, I thank the minority—the Majority Leader. Sometimes I have to survey the House to make certain of the status.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

The matter of the badges may seem trivial at first thought, but it involves a principle of greater importance. It is quite possible to obtain a badge for previous years, it is quite possible to obtain the specifications that were furnished the contractor, and it is quite possible to ascertain whether the badges furnished in previous years have or have not complied with the specifications. If the badges have not complied with the specifications I believe then the appropriate committee of this House, by inquiring further, could uncover various other instances in which the contractor has not complied with specifications, giving rise to the suspicion that it has become the practice in this Commonwealth in minor contracts to frame specifications upon which contractors who are not on the inside could honestly bid while there were contractors who were acquainted with the fact that they did not have to comply with the specifications, could put in a lower bid. I think it is a matter that deserves the attention of His Excellency the Governor and the appropriate committee of this House.

PERMISSION TO ADDRESS HOUSE

Mr. BRUNNER asked and obtained unanimous consent to address the House.

Mr. Speaker, during the years that I have had the privilege and honor of serving as a Member of this House, I cannot recall any question raised on the floor of this House as to these badges prior to this time. I think therefore we have the right to assume that they were not only of a proper quality, but that they complied with the specifications as established by the proper department. I am just as anxious as the gentleman from Cambria to ascertain whether those specifications are being complied with, and if at any time I have affirmative evidence to the contrary, I will be glad to transmit it to him for appropriate action by the Members of this House.

BILLS INTRODUCED AND REFERRED

By Messrs. LOFTUS and McCORMACK.

HOUSE BILL No. 187.

An Act regulating horse racing with wagering on the results thereof; providing for the licensing of race tracks, race horse owners, riders, trainers, stewards and officials for such racing; providing for revocation of such licenses and appeals therefrom; imposing license fees; creating a departmental administrative commission within the Department of Agriculture, and defining its powers and duties for the administration of this act; requiring the revenues accruing under this act to be deposited in a special fund in the State Treasury; appropriating the moneys in such funds; imposing penalties; providing for a

State-wide referendum to ascertain the will of the electors of the Commonwealth; and repealing inconsistent legislation.

Referred to the Committee on Law and Order.

By Messrs. GAFFNEY and BUCCHIN.

HOUSE BILL No. 188.

An Act to add section eight hundred twenty-eight point one, to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by establishing the requirements for the marking of certain buses as to route and destination; and providing a penalty.

Referred to the Committee on Motor Vehicles.

By Mr. HERMAN.

HOUSE BILL No. 189.

An Act to amend the title and section one of the act, approved the twenty-second day of March, one thousand eight hundred sixty-five (P. L. 30), entitled "An act to authorize, and make valid, conveyances by wives, during their minority, of their interests in their husband's real estate," authorizing minor husbands to join in conveyances of their wife's real estate, and to validate such conveyances heretofore made.

Referred to the Committee on Judiciary.

RESOLUTION INTRODUCED AND REFERRED

By Mrs. VARALLO. (Concurrent) RESOLUTION No. 10.

In the House of Representatives, January 26, 1949.

Whereas, The interests of the people are vitally involved, in the authorization of fare increases to any public transportation system; and

Whereas, The Philadelphia Transit Company has applied to the Public Utility Commission of the Commonwealth of Pennsylvania, for an increase in fares charged for transportation in Philadelphia; and

Whereas, The interests of the people should be heard, through a committee authorized by the General Assembly, to speak, therefor be it

Resolved (if the Senate concur), That a committee of five is hereby created, to be appointed jointly by the President Pro Tempore of the Senate and Speaker of the House of Representatives. Two of the persons appointed shall have been recommended by labor organizations, selected by the President Pro Tempore of the Senate and Speaker of the House of Representatives, two shall have been recommended by small business organizations, selected by the President Pro Tempore of the Senate and Speaker of the House of Representatives, and the fifth member shall have been recommended by the employes of the Philadelphia Transit Company, through their bargaining agent; and be it further

Resolved, That the committee so created, shall have power to meet, make a study of the effect upon the public of the proposed increase in fares, hold hearing, take testimony, and present its findings and recommendations to the Public Utility Commission, during the hearings held by it on the proposed increase in the fares of the Philadelphia Transit Company.

Referred to the Committee on Rules.

ADJOURNMENT

Mr. ROBERTSON. Mr. Speaker, I move that this House do now adjourn until Monday, January 31, 1949 at 4:30 p. m.

The motion was agreed to, and (at 12:49 p. m.) the House adjourned.

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., MONDAY, JANUARY 31, 1949.

No. 7.

SENATE

MONDAY, January 31, 1949.

The Senate met at 4:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

PRAYER

In the absence of the Chaplain, prayer was offered by the gentleman from Berks, Senator RUTH.

Our gracious heavenly Father, we thank Thee for this new day which is full of opportunities to serve. We pray that Thy holy spirit will direct our thinking and action today so that the greatest good may come to the people of our Commonwealth, to the greater glory of Thy Holy Name. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. WADE, further reading was dispensed with, and the Journal was approved.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

JOINT SESSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 31, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the members in Joint Session on February 1, 1949, at one o'clock in the afternoon.

JAMES H. DUFF.

NOMINATIONS BY THE GOVERNOR

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 31, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

BEAVER COUNTY

Charles S. Shepherd (Republican), 934 Maplewood Avenue, Ambridge, Beaver County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment)

Harry J. Garmen (Republican), New Brighton, Beaver County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment)

FAYETTE COUNTY

Homer Wolford (Republican), 120 Angle Street, Brownsville, Fayette County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment)

J. S. Hackney (Republican), Highland and Union Streets, Point Marion, Fayette County, to serve until December 31, 1951, and until his successor is duly appointed and qualified, vice Mrs. Louise L. Whipp, Point Marion, whose term expired.

UNION COUNTY

Mason S. Wagner (Republican) White Deer, Union County, to serve until December 31, 1950, and until his successor is duly appointed and qualified, vice Alvah D. Campbell, Allenwood, resigned.

Mrs. Martha Von Neida Hackenberg (Republican), Laurelton, Union County, to serve until December 31, 1951, and until her successor is duly appointed and qualified, vice Mrs. Laura M. Von Neida, Laurelton, whose term expired.

Mrs. Mae Gardner (Republican), R. F. D. 2, Mifflinburg, Union County, to serve until December 31, 1951. (Reappointment)

JAMES H. DUFF.

NOMINATION BY THE GOVERNOR

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on January 31, 1949.

Mr. TAYLOR. Mr. President, I second the motion.
The motion was agreed to.
The nominations were read as follows:

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, January 31, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation.

ADAMS COUNTY

Mrs. Edith F. Baker, Straban Twp., R. 5, Gettysburg.
Harry M. Fasick, York Springs.

ALLEGHENY COUNTY

Michael Enz, Reserve Twp., 1970 W. Beckert Ave., Pittsburgh 12).
Henry J. Phillips, Pittsburgh, 908 Standard Life Bldg.
Mrs. Jean C. Schempp, Wilkinsburg.
Mrs. Eleanor Waters, McKeesport.
William M. Zurich, Pittsburgh, 5300 Liberty Ave.

BEAVER COUNTY

Elmer Kross, Beaver Falls.
Milton Selkovits, Aliquippa.

CHESTER COUNTY

Miss Marthe Nields, Downingtown.

CRAWFORD COUNTY

C. C. Mitchell, Titusville.

DAUPHIN COUNTY

Donald R. Shaffer, Harrisburg.

DELAWARE COUNTY

J. Raymon Duffy, Lansdowne.
Leroy J. Pernsley, Upper Chichester Twp., Box 115,
Marcus Hook.

FRANKLIN COUNTY

W. E. Culp, Chambersburg.

JEFFERSON COUNTY

Mrs. Avis E. Johnson, Brockway.

LUZERNE COUNTY

Michael F. Collins, Hanover Twp., Ashley.
Miss Loretta Fox, Hazleton.
Mrs. Emma H. Gicking, Hazleton.

LYCOMING COUNTY

Walter D. Switzer, Williamsport.
Miss Helen L. Young, Williamsport.

McKEAN COUNTY

Griffith A. Herold, Bradford.
Mrs. Gladys N. Washburn, Bradford.

MIFFLIN COUNTY

Harvey J. Hostetler, Armagh Twp., Reedsville.

MONTGOMERY COUNTY

Anthony Biello, Cheltenham Twp., Elkins Park.
Miss Catherine Rodgers, Lower Merion Twp., Ardmore.

NORTHAMPTON COUNTY

Myron J. Dervin, Easton.
Mrs. Dolores E. Shupp, Bethlehem.

PHILADELPHIA COUNTY

Joseph M. Becker, 1944 Cheltenham Ave.
Leonard Klingsberg, 548 Drexel Building (6).
John H. Koegler, 4613 Ella St. (20).
Richard A. Miles, 2402 N. 29th St. (32).

VENANGO COUNTY

James H. Courtney, Oil City.
Miss Myrtle Fulmer, Franklin.
Paul D. Moore, Franklin.

WESTMORELAND COUNTY

H. R. Hostetler, Latrobe.

To compute from the dates set opposite their names.

PHILADELPHIA COUNTY

Theodore Possoff, 1311 W. Wingohocking St., February 5, 1949.
Miss Catherine Irvin, 743 N. 47th St., February 6, 1949.

DELAWARE COUNTY

Miss Eleanor Ocheltree, Upper Darby Twp., 501 N. Lansdowne Ave., Drexel Hill, February 10, 1949.

WASHINGTON COUNTY

Mrs. C. A. Knodle, Washington, February 10, 1949.

GREENE COUNTY

Mrs. Dorina B. Trout, Clarksville, February 12, 1949.

ERIE COUNTY

Miss Agnes M. Motsch, Union City, February 15, 1949.

PHILADELPHIA COUNTY

Frederick F. Hallowell, 5th & Rockland Sts., February 15, 1949.

LUZERNE COUNTY

Miss Mary Nolan, Wilkes-Barre, February 19, 1949.

ALLEGHENY COUNTY

Miss H. E. Beckman, McKeesport, February 23, 1949.
Miss Rosemary Hager, Pittsburgh, 1101 Plaza Bldg., February 23, 1949.

PHILADELPHIA COUNTY

Miss Isabel M. McKee, Ground Floor, Lewis Tower Building, February 23, 1949.
James E. McClellan, Fidelity-Phila. Trust Bldg., February 24, 1949.

LUZERNE COUNTY

Mrs. Margaret S. Trembath, Wilkes-Barre, February 26, 1949

VENANGO COUNTY

Blaine G. Harrington, Franklin, February 26, 1949.

PHILADELPHIA COUNTY

Joseph M. Corr, 1712 Summer St. 3) February 27, 1949.

TIOGA COUNTY

B. C. Woolsey, Wellsboro, February 27, 1949.

LYCOMING COUNTY

Mrs. Joan J. Johnson, Williamsport, February 28, 1949.

JAMES H. DUFF.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 31, 1949.
To the Honorable, the Senate of the Commonwealth of
Pennsylvania:

In conformity with law, I have the honor hereby
to nominate for the advice and consent of the Senate
the following persons for appointment as Notaries Pub-
lic, for terms of four years to compute from the dates
shown:

To compute from date of confirmation.

ALLEGHENY COUNTY

Miss Elizabeth Alleman, Pittsburgh, 2044 W. Liberty
Ave.
Fred H. Brenner, Pittsburgh, 3400 Forbes St. (13).
T. Rae Harper, Braddock.
Miss Dorothy R. Kelly, Pittsburgh, 1127 Grant Bldg.
Mrs. Anne M. Neu, Pittsburgh, 1648 Shady Ave. (17).
Mrs. Jean F. O'Neill, Brentwood.
Miss Mercedes D. Vilsack, Pittsburgh, 5870 Baum Blvd.
Mrs. Mary D. Weber, Pittsburgh, 939 Norwich Ave.
Mrs. Alice B. Williams, Pittsburgh, 2d Fl., 2037 Cen-
tre Ave.

ARMSTRONG COUNTY

H. N. Clements, Leechburg.

BEAVER COUNTY

John E. Stettler, Ambridge.

BLAIR COUNTY

Mrs. N. M. Chamberlain, Tyrone.

CUMBERLAND COUNTY

Kenneth W. Hess, Carlisle.

DAUPHIN COUNTY

H. J. Gerber, Harrisburg.

DELAWARE COUNTY

Charles Noll, Lansdowne.
C. L. Roach, Upper Darby Twp., 400 McClatchy Bldg.,
Upper Darby.
Henry D. Satterfield, Chester.

ERIE COUNTY

Mrs. Florence M. Paulsen, Erie.

FRANKLIN COUNTY

Mrs. Cecile C. Friedly, Waynesboro.

LACKAWANNA COUNTY

Daniel M. Kopczka, Scranton.
J. Harry Morosini, Scranton.
Miss Margaret C. Pendel, Scranton.

LAWRENCE COUNTY

William H. Grinnen, Wampum.

LEBANON COUNTY

Mrs. Mary Holahan, Lebanon.

LUZERNE COUNTY

Frank A. Marticelli, Butler Twp., R. D. 1, Drums.

MERCER COUNTY

Anthony V. Duich, Sharon.

MONTGOMERY COUNTY

Edward V. Schiesser, Upper Moreland Twp., 105 N.
York Rd., Willow Grove.

PHILADELPHIA COUNTY

Miss Irene Butts, 1st Fl., 1722 N. 22d St.
Mrs. Mildred F. Cunningham, 2717 Fidelity-Phila. Tr.
Bldg.
Miss Catharine L. Flynn, 1126 Gimbel Office Bldg.
Miss Helen T. McGinn, 5407 Cedar Ave.
Miss Frances C. Morello, 3747 Ridge Ave. (32).
L. M. Pursley, 485 Terminal Commerce Bldg.
Mrs. Ida L. B. Ravetz, 2412 N. 29th St.

WESTMORELAND COUNTY

Millard Samuel Sumpman, West Newton.

To compute from the dates set opposite their names.

ALLEGHENY COUNTY

Albert Lockhart, Pittsburgh, 1509 Muriel St. (3) Feb-
ruary 3, 1949.

PHILADELPHIA COUNTY

Harry W. Pearl, Rm. 611, 1420 Walnut St., February
3, 1949.

ALLEGHENY COUNTY

Joseph E. Graner, Pittsburgh, 1124-32 W. Carson St.
(19), February 5, 1949.

LANCASTER COUNTY

R. S. Starr, Lancaster, February 5, 1949.

PHILADELPHIA COUNTY

Michael McHugh, 3700 Haverford Ave., February 5,
1949.

DELAWARE COUNTY

Miss Rena A. Barlow, Clifton Heights, February 7, 1949.

ALLEGHENY COUNTY

Frank F. Zitzman, Pittsburgh, 344 Union Trust Bldg.,
February 12, 1949.

DELAWARE COUNTY

W. A. Gray, Jr., Prospect Park, February 12, 1949.

PHILADELPHIA COUNTY

Martin E. Gallagher, 5907 Old York Rd. (41), Febru-
ary 12, 1949.

ALLEGHENY COUNTY

Miss Agnes Doole, Pittsburgh, 2d Fl., Peoples Bank
Bldg., February 15, 1949.

DAUPHIN COUNTY

Miss Ruth M. Linsenmayer, Harrisburg, February 15,
1949.

PHILADELPHIA COUNTY

Miss Marie A. O'Connor, 1507 Packard Bldg., Feb-
ruary 15, 1949.

JEFFERSON COUNTY

William E. Gilliland, Punxsutawney, February 19, 1949.

PHILADELPHIA COUNTY

Geo. Kornblatt, 6208 Larchwood Ave., February 19,
1949.

YORK COUNTY

Mrs. Helen M. Carmack, York, February 19, 1949.

SCHUYLKILL COUNTY

Miss Dolores Brennan, Shenandoah, February 21, 1949.

ALLEGHENY COUNTY

Mrs. Irene E. Keyser, Wilmerding, February 23, 1949.

PHILADELPHIA COUNTY

Miss Mary M. Tierney, 2202 S. 15th St., February 23, 1949.

CUMBERLAND COUNTY

A. Douglas Thompson, Carlisle, February 24, 1949.

YORK COUNTY

Miss Alma E. Sleeper, York, February 24, 1949.

LEBANON COUNTY

W. L. Gelbach, Lebanon, February 25, 1949.

LYCOMING COUNTY

Mrs. Nellie C. Ettla, Williamsport, February 25, 1949

DELAWARE COUNTY

Joseph M. Hufnal, Chester, February 26, 1949.

MONTGOMERY COUNTY

Mrs. Viola Jerscheid Allen, Lansdale, February 26, 1949.

WESTMORELAND COUNTY

Wayne R. Donahue, New Kensington, February 26, 1949.

BEAVER COUNTY

William W. Wilson, New Brighton, February 27, 1949.

CAMBRIA COUNTY

Abraham Krantzler, Summerhill Twp., Beaverdale, February 28, 1949.

PHILADELPHIA COUNTY

Miss Teresa M. McTear, 1440 N. Second St., February 28, 1949.

Miss Ida N. Wilson, 1401 Arch St. (2), February 28, 1949.

JAMES H. DUFF.

CONSIDERATION OF NOTARIES PUBLIC

A motion was made by Mr. WALKER and Mr. TAYLOR, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50.

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

REPORT OF THE DELAWARE RIVER JOINT COMMISSION

The Chair cleared its table and laid before the Senate

the report of the Delaware River Joint Commission of Pennsylvania and New Jersey, Program for Development of the Delaware River Port, January, 1949.

(The report will be found in the Appendix)

BILLS INTRODUCED AND REFERRED

Messrs. BLASS and HALUSKA read in place and presented to the Chair Senate Bill No. 159, entitled:

An Act to further amend section eleven and subsection (c) of section twelve of the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 252), entitled as amended "An act to regulate and restrain the traffic in malt and brewed beverages, as herein defined; providing for the licensing of the manufacture, transportation, sale and distribution of such beverages; imposing license and permit fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of electors, to prevent the licensing therein of places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon the Pennsylvania Liquor Control Board, quarter sessions courts, district attorneys, the Department of Justice, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," by eliminating the need for elector certification on license applications and by removing the individual residence requirements of one year in the county of application as to retail dispenser licenses.

Which was committed to the Committee on Law and Order.

They also read in place and presented to the Chair Senate Bill No. 160, entitled:

An Act to further amend subsections (9) and (10) of section six hundred two of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (P. L. 15, 1933-34), entitled, as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by further regulating advertisements allowed on and about licensed premises.

Which was committed to the Committee on Law and Order.

Mr. WATSON read in his place and presented to Chair Senate Bill No. 161, entitled:

An Act to amend section one of the act, approved the eighteenth day of July, one thousand nine hundred forty-one (P. L. 421), entitled "An act requiring recorders of deeds to accept and record deeds prior to registry, where registry is required, and to have the same registered, and fixing fees therefor," relieving recorders of deeds from the duty of having deeds registered and placing such duty on the grantee.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 162, entitled:

An Act to amend section one of the act, approved the twenty-second day of March, one thousand nine hundred seven (P. L. 31), entitled "An act to provide for the assignment of counsel in murder cases, and for the allowance of expenses and compensation in such cases," by increasing the allowance of expenses and compensation to counsel.

Which was committed to the Committee on Judiciary General.

Mr. MEADE read in his place and presented to the Chair Senate Bill No. 163, entitled:

An Act making an appropriation to the Hahnemann Hospital, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 164, entitled:

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia Pennsylvania towards the maintenance and equipment of The Institute for Cancer Research.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 165, entitled:

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. HALUSKA read in his place and presented to the Chair Senate Bill No. 166, entitled:

An Act to repeal the act, approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1183), entitled "An act relating to strikes by public employes; prohibiting such strikes; providing that such employes by striking terminate their employment; providing for reinstatement under certain conditions; providing for a grievance procedure; and providing for hearings before civil service and tenure authorities and in certain cases before the Pennsylvania Labor Relations Board."

Which was committed to the Committee on Labor and Industry.

Messrs. ROSENFELD, STIEFEL and DiSILVESTRO read in place and presented to the Chair Senate Bill No. 167, entitled:

An Act to amend subsection (b) of section four hundred seventeen of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," eliminating requirements that watchers must be residents of district in which they are authorized to act.

Which was committed to the Committee on Elections.

PERMISSION TO ADDRESS SENATE

Mr. DENT. asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President and members of the Senate, I do not usually speak in presenting a bill, but I think this particular bill is of such great importance that it needs a small explanation at least, as to the whys and wherefores for its introduction.

On behalf of Senators Haluska, Barr and myself, and in general, the Democratic Party of the state of Pennsylvania, I wish to present to the Chair a bill calling for the reenactment of The General State Authority. This re-establishes in the Commonwealth an agency and the method by which this agency can construct, improve or extend any of the public facilities of the Commonwealth, and pay for such extension, construction and improvement over a period of years known as "use" years.

It has long been the policy of the Democratic Party to stand for this type of legislation. During the time that this Senate was engaged in discussion and debate as to whether or not this bill or this act ought to be repealed, if the Senate will remember, I stated that if we were to prosper in this Commonwealth, if we were to maintain the standards of government that we are led to believe are common to this Commonwealth, then we would eventually have to re-enact this legislation. There is no question in my mind but what the re-conversion or I might say, the conversion of Governor Duff to this type of thinking—is a great thing and will be a great benefit to the people of this Commonwealth, because we are now in a position, or will be with the enactment of this bill, to give to the future generations the right to help pay for some of the improvements that this generation shall put into the Commonwealth.

Mr. President, I therefore present to the Chair, with a great deal of pleasure, this particular piece of legislation.

BILL INTRODUCED AND REFERRED

Messrs. DENT, HALUSKA and BARR read in place and presented to the Chair Senate Bill No. 168, entitled:

An Act to promote the welfare of the people of the Commonwealth; creating a General State Authority as a body corporate and politic with power to construct, complete, improve, equip, furnish, maintain, repair and operate projects, and to lease the same, and to fix and collect fees, rentals and charges for the use thereof; authorizing and regulating the issuance of bonds by said Authority, and providing for the payment of such bonds, and the rights of the holders thereof, and to enter into agreements with the Government of the United States or any Federal agency, and authorizing the Department of Property and Supplies to grant, assign, convey or lease to the Authority lands of the Commonwealth and interests therein, and to acquire lands therefor; granting the right of eminent domain and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act.

Which was committed to the Committee on State Government.

INTERROGATION

Mr. WALKER. Mr. President, I desire to interrogate the gentleman from Westmoreland, Senator Dent.

The PRESIDENT. Will the gentleman from Westmoreland permit himself to be interrogated.

Mr. DENT. I will, Mr. President.

Mr. WALKER. Mr. President, I desire to ask the gentleman from Westmoreland if the bill he just introduced is an administration bill?

Mr. DENT. Mr. President, I would say, from the reports that appear in the newspapers, it is.

SENATE CONCURRENT RESOLUTIONS JOINT SESSION

Mr. BLASS offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 31, 1949.

Resolved (if the House of Representatives concur), That the Senate and House of Representatives meet in Joint Session Tuesday, February 1, 1949, at one o'clock p. m., in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, the Governor of the Commonwealth.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

TIME OF NEXT MEETING

Mr. DOEHLA, offered the following resolution, which was twice read, considered and agreed to:

In the Senate, January 31, 1949.

Resolved if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, February 7, 1949, at four o'clock, p. m. E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, February 7, 1949, at four-thirty o'clock, p. m., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

CALENDAR

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 2, as follows:

An Act to amend article fourteen of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by adding thereto a new section placing additional powers upon the Department of Military Affairs and increasing the duties of other administrative departments in connection with the establishment of a recreational camp at Indiantown Gap Military Reservation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article fourteen of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" is hereby amended by adding thereto a new section one thousand four hundred thirteen to read as follows

Section 1413 Indiantown Gap Military Reservation The Department of Military Affairs in cooperation with the Department of Public Instruction the Department of Health and other State departments or agencies shall have power to establish a recreational camp at Indiantown Gap Military Reservation for underprivileged children based upon the population of the various counties

In connection with this camp the Department of Military Affairs subject to the approval of the Governor shall except as hereinafter provided have all powers necessary for the carrying out of the aforesaid purpose including but without limiting the generality of the foregoing the power to

- (a) Provide transportation to and from the camp
- (b) Provide food and medical care for the children and personnel engaged with the operation of said camp
- (c) Determine the opening and closing dates of said camp
- (d) Make rules and regulations covering the maintenance and operation of said camp

In connection with this camp the Department of Public Instruction subject to the approval of the Governor shall have the power to

- (a) Establish age limits for admittance to said camp
- (b) Establish a method of selecting underprivileged children for the camp through the public schools and private and parochial schools of the Commonwealth such selection shall be made without regard to race color or creed
- (c) Employ necessary personnel to supervise the activities at said camp
- (d) Provide recreational facilities health educational and patriotic programs at said camp
- (e) Arrange for religious services or attendance at churches

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill on third reading?

Mr. DENT. Mr. President, relative to the passage of Senate Bill No. 2, Printers Number 12, I want it thoroughly understood that I do not rise in opposition. I just want to make a few observations that have been called to my attention on certain pertinent factors surrounding the passage of this type of legislation.

Mr. President, I know and every member of the Senate

knows that this legislation is intended for the common good, and it is in that spirit that we are voting for it, and I hope that we vote for it unanimously. However, so that the future membership in this Senate will know that there was never any thinking on the part of the members of this Senate to make this a vehicle that could be turned to a very dangerous precedent in this Commonwealth, I want it clearly understood that so far as I am concerned, this particular type of legislation is to endeavor to benefit the under-privileged and poor children of the Commonwealth of Pennsylvania. There is no desire on the part of myself, and I know I speak for the rest of the members of this Senate, to create an organization or enact a piece of legislation that might set up an agency that would regiment the children of this state into a common pack or common group to be taught ideologies foreign to our own American traditions. I believe and many members of this Senate feel that inherently we would rather see smaller groups under local supervision rather than this type of a recreational center. However, the state has the facilities and I believe that they would be put to better use through this type of a camp than to be left idle as they are at present. However, let us hope that in the future, no grasping politician will seek to use this for his own individual purposes. Let it be said that this Senate, in passing this piece of legislation, is trying to do something for the common people of the Commonwealth of Pennsylvania.

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50.

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Lender,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 32, on third reading, entitled:

An Act to further amend section two hundred twenty of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by providing for the issuing of lifelong free resident fishing licenses to persons sixty-five years of age or over

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 69, on third reading, entitled:

An Act to amend Article IV Sections four hundred eight four hundred nine four hundred ten four hundred eleven four hundred twelve and four hundred nineteen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" to correct an error in the provisions concerning the size of mesh to be by propagating permittees changing the method of tagging propagated game or eggs providing penalties for failure to maintain proper records of propagation transactions and submission of annual reports of special permittees and adding bobwhite quail to list of birds authorized to be killed on Regulated Shooting Grounds

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 114, as follows:

An Act to amend sections six hundred fourteen and six hundred fifteen of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" relating to bribery in athletic contests and soliciting or accepting a bribe in athletic contests

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections six hundred fourteen and six hundred fifteen of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" are hereby amended to read as follows

Section 614 Bribery in Athletic Contests Whoever [participates in any athletic contest and accepts from another any money or other thing of value or any advantage in any respect with the understanding that he is so to conduct himself during such athletic contest as to bring about or tend to bring about his defeat or the defeat of his team in the contest in which he participates or influences or attempts to influence any person participating in any athletic contest to so conduct himself during such athletic contest as to bring about or tend to bring about his defeat or the defeat of his team in the contest in which he participates is guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars (\$1000) or to undergo imprisonment of not exceeding three (3) years or both] gives or promises or offers or conspires to give or promise or offer to anyone who participates or expects to participate in any professional or amateur game or contest or match or race or sport or to any owner or manager or coach or trainer of or to any relative of or to any person having any direct or indirect or remote or possible connection with any team or individual or participant or prospective participant in any such professional or amateur game or contest or match or race or sport any bribe or money or goods or present or reward or any valuable thing whatsoever or any promise contract or agreement whatsoever with intent to influence him or them to lose or cause to be lost any game or contest or match or race or sport or to limit his or their or any person's or any team's margin

of victory in any game or contest or match or race or sport or to fix or throw any game or contest or match or race or sport is guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding three thousand dollars (\$3000) or undergo imprisonment not exceeding three (3) years or both

Section 615 Soliciting or Accepting a Bribe in Athletic Contests Whoever [being a professional baseball player professional football player professional boxer or professional wrestler solicits receives or accepts or agrees to receive or accept any bribe in the form of money goods present reward or promise contract or agreement for the payment or delivery thereof to influence him to lose or try to lose a baseball game football game or boxing or wrestling match in which he is taking part or expects to take part is guilty of a misdemeanor and on conviction shall be sentenced to pay a fine not exceeding one thousand dollars (\$1000) or to undergo imprisonment by separate or solitary confinement at labor not exceeding three (3) years or both] participates or expects to participate in any professional or amateur game or contest or match or race or sport or any owner or manager or coach or trainer of or any relative of or any person having any direct or indirect or remote or possible connection with any team or individual or participant or prospective participant in any such professional or amateur game or contest or match or race or sport in any way solicits or receives or accepts or agrees to receive or accept or who conspires to receive or accept any bribe or money or goods or present or reward or any valuable thing whatsoever or any promise contract or agreement whatsoever with intent to lose or cause to be lost any game or contest or match or race or sport or to limit his or their or any person's or any team's margin of victory in any game or contest or match or race or sport or to fix or throw any game or contest or match or race or sport is guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding three thousand dollars (\$3000) or undergo imprisonment not exceeding three (3) years or both

Section 2 This act shall become effective ten days after its final enactment.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present bill to the House of Representatives for concurrence.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 118, entitled:

An Act to amend section one thousand eight hundred one of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of

the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by authorizing the Department of Forests and Waters to enter into agreements for protection of natural deposits underlying property owned by the Commonwealth

And said bill having been read at length the third time, On the question,

Will the Senate agree to the bill on third reading?

Mr. HOLLAND. Mr. President, I desire at this time to interrogate the sponsor of this bill.

The PRESIDENT. Will the gentleman from Indiana permit himself to be interrogated?

Mr. PEELOR. Mr. President, I yield to the gentleman from Potter, Mr. Berger.

The PRESIDENT. Will the gentleman from Potter permit himself to be interrogated?

Mr. BERGER. I will, Mr. President.

Mr. HOLLAND. Mr. President, I wonder if the gentleman could tell me how much money the State receives from these so-called agreements for drilling oil.

Mr. BERGER. At the present time, Mr. President, the State is not receiving any money from the agreements contemplated in this bill.

Mr. HOLLAND. Mr. President, does the gentleman know if the State is paying anyone for property that they do not drill on?

Mr. BERGER. I do not quite understand the question, Mr. President.

Mr. HOLLAND. Mr. President, my question is, is the State paying anyone for property that they have not drilled on? Are they paying the owner of the property for not drilling?

Mr. BERGER. In one instance, Mr. President, the owner of an interior tract under lease has entered into an agreement with the Commonwealth of Pennsylvania, whereby he receives a proportionate share of the royalties accruing from his acreage, as well as certain surrounding acreages owned by the Commonwealth, and that is paid to him in lieu of royalties at the present time because the State is unable to enter into these agreements.

Mr. HOLLAND. Mr. President, I desire to further interrogate the gentleman from Potter.

The PRESIDENT. Will the gentleman from Potter permit himself to be further interrogated?

Mr. BERGER. I will, Mr. President.

Mr. HOLLAND. In other words, Mr. President, this man is receiving royalties from wells drilled on State property, not on wells drilled on property owned by the individual.

Mr. BERGER. That is correct, Mr. President. That

is what we call a unit operation, and is considered good operating practice in the production of gas from deep sands.

Mr. HOLLAND. Mr. President, can the gentleman from Potter tell us how much a year the man is receiving

Mr. BERGER. I cannot answer that, Mr. President.

Mr. HOLLAND. Mr. President, I would suggest that this bill be held over until we have something further on it. It seems that no one knows how much money the State is paying these people out of royalties on wells that are not drilled on his property. It appears to me that if you were fortunate enough to buy a piece of land around the State, you would get a royalty on any gas the State might find on thousands of acres of land, while you may only have a few acres. I believe this bill should be held over until we get a more complete report from the Secretary of Forests and Waters, and find out exactly what we are voting on, and how much money the State would save or how much money the State would get.

Mr. President, oil is a very priceless material right now, it is very high in price, and I would like to know if the State is going to gain by this agreement or whether it can lose by this agreement.

Mr. WALKER. Mr. President, without any attempt to discuss the merits of the bill with the gentleman from Allegheny, Senator Holland, I understand he would like to have the bill go over so that he may receive further information. If that is so, I have no objection to the bill going over, so that the distinguished citizen from Allegheny can obtain this information.

However, if the gentleman from Allegheny investigates this matter, he will find that this bill is for the protection of land that the Commonwealth desires to drill, even if it is exploratory drilling, without endangering the lands that are leased by private industry.

I think the individual that the Senator from Allegheny is referring to, is a distinguished jurist from Westmoreland County. Judge Copeland, I think, is the gentleman he is referring to, and the agreement made with Judge Copeland of Westmoreland County is to compensate him for the natural resources that are being taken by state drilled and state owned wells from their land and drained from his, and I think it was entered into in good faith. I do not think Judge Copeland is the type of individual who would take advantage of the Commonwealth of Pennsylvania or any of its citizens.

Mr. HOLLAND. Mr. President, I want to thank the gentleman from Allegheny.

The PRESIDENT. Does the gentleman from Allegheny, Senator Holland, desire that Senate Bill 118 go over in its order?

Mr. BERGER. Mr. President, before the Senator from Allegheny replies to that question, I would like to explain the bill for the benefit of the members of the Senate.

It happens that the Commonwealth of Pennsylvania owns a vast amount of land in northern Pennsylvania, and in some large acreages there are found small interior tracts of which the tract in question is one. In order to operate the property, in fairness to both the Commonwealth and to the owner of such small tract, that acreage

is combined into a unit of about 200 acres and the well is drilled, and the royalty from that well is distributed in proportion to the amount that the acreage in the private tract and the amount of the Commonwealth's acreage compares to the whole unit.

BILL OVER IN ORDER

Mr. HOLLAND. Mr. President, I ask unanimous consent that Senate Bill No. 118, on third reading, go over in order.

The PRESIDENT. Is there objection? The Chair hears none.

SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 54, on second reading, entitled:

An Act to further amend sections four hundred twenty-two four hundred twenty-three and four hundred twenty-four of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" further regulating contributions made by county commissioners towards funeral expenses of deceased service persons and their widows

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 56, on second reading, entitled:

An Act to further amend sections two and three and to amend section four of the act approved the eleventh day of June one thousand nine hundred thirty-five (P. L. 325) entitled "An act relating to counties of the first class defining deceased service persons providing for contributions by the county to the funeral expenses for such persons and their widows providing for the erection and care of markers head-stones and flags and for the compilation of war records" further regulating contributions made by county commissioners towards funeral expenses of deceased service persons and their widows

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BARR. Mr. President, in the interest of the first-class school districts of the state, I ask unanimous consent that Senate Bill No. 67, on second reading, entitled:

An Act to amend the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1046) entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation" by changing the time for the beginning of the use of market values for the determination and apportionment of Commonwealth subsidies

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, in order that the Second Reading Calendar be unanimous, I ask unanimous consent that Senate Bill No. 104, on second reading, entitled:

An Act to add clause (k) to section one thousand three hundred seven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" incorporating certain functions of the State Council of Education now provided for by other legislation repeal hereby

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

POINT OF INFORMATION

Mr. HALUSKA. Mr. President, I rise on a point of information.

The PRESIDENT. The gentleman from Cambria will state his point of information.

Mr. HALUSKA. Mr. President, because of so many conflicting interpretations pertaining to notaries public, I would like to ask for clarification of same. Are the commissions that are granted during the interim to continue, are they reconfirmed at this session, or do they expire at the end of this session?

The PRESIDENT. Are you asking the gentleman from Allegheny, Senator Walker, that question?

Mr. HALUSKA. Anyone, Mr. President, who can give me the information.

The PRESIDENT. The gentleman from Fayette, Senator Tarr seems to have the answer.

Mr. TARR. Mr. President, I am sorry that I did not get to talk to my colleague before he arose, but I just returned from a talk with the Governor's Office on the same question, and they informed me that interim appointments will be sent to the Senate tomorrow for confirmation. Due to the fact that many of the commissions have expired on the first, second, third, fourth or fifth of January, they decided to just hold them all over until the first of February.

Now, Mr. President, there has been, and I, too, have received quite a number of inquiries, because a good number of my notaries public have inquired as to whether or not they need a new application or a new fee, and the answer is they do not need a new application, they do not need a new fee, and the Governor's Office is going to send to the Senate tomorrow, a list of the interim appointments.

The PRESIDENT. Does that answer the question of the gentleman from Cambria?

Mr. HALUSKA. That is probably true, Mr. President, but I have had just the opposite information from the Governor's Office, and really and sincerely, I would like to know which is correct, whether they are re-confirmed, or whether they are left to expire at the end of the session. I would like to have a ruling by the Chair, in order that we can be guided by the same. The Senator from Fayette may be right, but I have had the opposite information.

The PRESIDENT. The information requested by the Senator from Cambria is such that it is not an order of business. There are no nominations submitted, and the question is not properly before the Senate.

Mr. HALUSKA. Mr. President, I rose to a point of information, and I think that as a Senator I am entitled to be informed, so that I can in turn inform my constituency. It may not be an order of business at this particular time, but I am asking for information, and I think I am entitled to it.

The PRESIDENT. Does the gentleman from Allegheny, Senator Walker, desire to answer the interrogation propounded by the Senator from Cambria?

Mr. WALKER. Mr. President, may I respectfully suggest to the gentleman from Cambria that the Senator from Fayette, Senator Tarr, has attempted to give him the information, and if it is conflicting with information that the gentleman from Cambria received from the same source, may I respectfully suggest, that the gentleman from Cambria go over to the Governor's Office and clear up the matter in the light of the information that was given him in good faith by the gentleman from Fayette, Senator Tarr.

Mr. HALUSKA. I will do that, Mr. President. I thank the gentleman from Allegheny.

BILL INTRODUCED AND REFERRED

Mr. WADE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WADE read in place and presented to the Chair Senate Bill No. 169, entitled:

An Act to further amend clause (f) of section two of the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "An act providing for the incorporation as bodies corporate and politic of 'Authorities' for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," extending the definition of "municipality" so as to include school districts.

Which was committed to the Committee on Local Government.

REPORT FROM COMMITTEE

Mr. WALKER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER from the Committee on Rules, reported as amended, House Bill No. 101, entitled:

An Act to amend the act approved the twenty-first day of January one thousand nine hundred forty-seven (P. L. 3) entitled "An act relating to officers and employees of the General Assembly fixing the number qualifications compensation mileage and duties of the officers and employees of the Senate and of the House of Representatives providing for their election or appointment term of office or of service removal and manner of filling vacancies and making appropriations to the Senate House of Representatives and Legislative Reference Bureau" by changing the compensation of the officers and employees of the Senate and the House of Representatives and making appropriations.

BILL ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of the bill reported from committee for the first time at today's session.

Mr. CHAPMAN. Mr. President, I second the motion. The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 101, entitled:

An Act to amend the act approved the twenty-first day of January one thousand nine hundred forty-seven (P. L. 3) entitled "An act relating to officers and employees of the General Assembly fixing the number qualifications compensation mileage and duties of the officers and employees of the Senate and of the House of Representatives providing for their election or appointment term of office or of service removal and manner of filling vacancies and making appropriations to the Senate House of Representatives and Legislative Reference Bureau" by changing the compensation of the officers and employees of the Senate and the House of Representatives and making appropriations.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

COMMUNICATION

The CHAIR cleared his table and laid before the Senate the following communication, which was read by the Clerk:

Commonwealth of Pennsylvania

Joint State Government Commission of the

General Assembly, Harrisburg, January 31, 1949.

To the Honorable, the Senate of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith A Report of the Joint State Government Commission, December 1948, dealing with "Alcoholism."

A copy of this report was mailed to each member of the Senate on December 14, 1948.

Respectfully submitted,

WELDON B. HEYBURN
Chairman

The PRESIDENT. The communication will be noted in

the Journal and the report will be printed in full in the Appendix.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced informed the Senate that the House has concurred in Resolution from the Senate as follows:

JOINT SESSION

In the Senate January 31, 1949.

Resolved (if the House of Representatives concur), That the Senate and House of Representatives meet in Joint session Tuesday, February 1, 1949, at one o'clock p. m. in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, the Governor of the Commonwealth.

SENATE CONCURRENT RESOLUTION.

COMMITTEE BE APPOINTED TO ESCORT HIS EXCELLENCY, THE GOVERNOR, TO THE HALL OF THE HOUSE

Mr. WATSON. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WATSON, offered the following resolution which was twice read, considered and agreed to:

In the Senate January 31, 1949.

Resolved, (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor, to the Hall of the House to address the Members of the General Assembly in Joint Session, pursuant to a resolution already adopted by the Senate and House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

COMMITTEE TO ESCORT GOVERNOR TO HALL OF HOUSE

The PRESIDENT. On behalf of the President pro tempore the Chair announces the appointment of the following committee to escort the Governor to the Hall of the House. The gentleman from Bucks, Mr. WATSON, the gentleman from Adams, Mr. McPHERSON, Jr., and the gentleman from Lawrence, Mr. NEFF.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced informed the Senate that the House has concurred in Resolution from the Senate as follows:

COMMITTEE BE APPOINTED TO ESCORT HIS EXCELLENCY, THE GOVERNOR, TO THE HALL OF THE HOUSE

In the Senate January 31, 1949.

Resolved, (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint

such committee), to escort His Excellency, the Governor, to the Hall of the House to address the Members of the General Assembly in Joint Session, pursuant to a resolution already adopted by the Senate and House of Representatives.

ANNOUNCEMENT BY THE MAJORITY FLOOR LEADER

Mr. WALKER. Before making a motion to adjourn until tomorrow I would like to respectfully remind the Senate of the joint session which is to convene at one o'clock. We are going to adjourn until twelve thirty and if the members of the Senate will please be here at twelve thirty tomorrow we will open the Senate, then recess and march over to the Hall of the House for the joint session.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Tuesday, February 1, 1949, at 12:30 o'clock, p. m., Eastern Standard Time.

Mr. CROWE. Mr. President, I second the motion. The motion was agreed to.

The Senate adjourned at 5:24 o'clock, p. m., Eastern Standard Time until Tuesday, February 1, 1949, at 12:30 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, January 31, 1949

The House met at 4:30 p. m.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Rev. William Hugh Fryer, offered the following prayer:

Almighty and Most Merciful God, who art ever more ready to hear than we to pray, more eager to give than we to receive, more active to find us than we to be found of Thee; Grant us the grace and wisdom and understanding in our deliberations for the good of our fellowmen to seek Thee and Thy counsel and strength so that truth may be established among us in the present and for all ages.

Bless those of our members who are all, restore them to that health which it is Thine alone to give and grant that they may lead the residue of their lives in Thy faith and to Thy glory, through Jesus Christ our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Wednesday, January 26, 1949.

The Clerk proceeded to read the Journal of Wednesday, January 26, 1949, when, on motion of Mr. BOMBERGER unanimously agreed to, the further reading was dispensed with and the Journal approved.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair is pleased to welcome a former Member and former Majority Leader of the House, Honorable Reuben Cohen from Philadelphia.

SENATE MESSAGE

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate which were upon the table.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

REQUEST TO ADDRESS JOINT ASSEMBLY

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 31, 1949.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the members in Joint Session on February 1, 1949, at one o'clock in the afternoon.

JAMES H. DUFF

GOVERNOR INVITED TO ADDRESS JOINT ASSEMBLY

Mr. SCOTT. Mr. Speaker, I move that the Governor be invited to the Hall of the House to address the General Assembly in Joint Session at a time to be fixed by concurrent resolution of the Senate and House of Representatives.

The motion was agreed to.

SENATE MESSAGE

JOINT SESSION

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 31, 1949.

Resolved (if the House of Representatives concur), That the Senate and House of Representatives meet in Joint Session Tuesday, February 1, 1949, at one o'clock p. m., in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, the Governor of the Commonwealth.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

COMMITTEE TO ESCORT GOVERNOR TO HALL OF HOUSE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 31, 1949.

Resolved, (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor, to the Hall of the House to address the Members of the General Assembly in Joint Session, pursuant to a resolution already adopted by the Senate and House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMITTEE APPOINTED

The SPEAKER. The Chair appoints as a committee on the part of the House to escort the Governor to the Hall of the House, Messrs. Scott, Shoemaker and Kondrath.

RESOLUTION

COMMITTEE TO ESCORT SENATE

Mr. CHARLES C. SMITH offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and adopted as follows:

In the House of Representatives, January 31, 1949.

"Resolved, That the Speaker appoint a committee of two to escort the Members of the Senate to the Hall of the House for the purpose of attending the Joint Session of the General Assembly."

COMMITTEE APPOINTED

The SPEAKER. The Chair appoints as a committee to escort the Senate to the Hall of the House for the purpose of attending the Joint Session, Messrs. Charles C. Smith and Stank.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 31, 1949.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, February 7, 1949, at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, February 7, 1949, at four-thirty o'clock, p. m., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

RESOLUTION

OATH OF OFFICE ADMINISTERED TO MEMBER-ELECT

Mr. ZIEGLER offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and adopted as follows:

In the House of Representatives, January 31, 1949.

"Resolved, That the Honorable Robert E. Woodside of the Court of Common Pleas of Dauphin County, be requested to administer the oath of office required by Article VII of the Constitution, to Walter Baumunk of Sullivan County."

OATH OF OFFICE ADMINISTERED

The SPEAKER. The gentleman from Sullivan, Mr. Baumunk will present himself at the Bar of the House where the oath of office will be administered.

The oath of office was then administered to Honorable Walter Baumunk by Judge Robert E. Woodside.

MEMBER CONGRATULATED

The SPEAKER. The Chair wishes Mr. Baumunk to know how happy he is to have him back here again in the Hall of the House to receive his oath of office. The Chair believes that all the Members are most happy at his recovery from his recent illness.

THANKS EXTENDED TO HONORABLE ROBERT E. WOODSIDE

The SPEAKER. The Chair wishes to thank the Honorable Robert E. Woodside, Judge of the Court of Common Pleas of Dauphin County, for offering his services in administering the oath today.

QUESTION OF INFORMATION

Mr. MORAN. Mr. Speaker, I arise to a question of information.

The SPEAKER. The gentleman from Allegheny will state his question of information.

Mr. MORAN. Mr. Speaker, may I introduce a resolution at this time.

The SPEAKER. For the information of the gentleman from Allegheny, Mr. Moran, resolutions are not in order at this time but we will come to that order of business later on.

COMMITTEE MEETINGS

State Government, Room Number 324, Monday, January 31, immediately after recess.

Military Affairs, Room Number 323, Monday, January 31, during recess.

Banking and Building and Loan, Room Number 329, Monday, January 31, during recess.

Agriculture and Dairy Industries, Room Number 331, Monday, January 31, during recess.

Aeronautics, Conference Room at Speakers left, Monday, January 31, during recess.

Public Health and Sanitation, Room Number 522, Monday, January 31, during recess.

Fisheries, Room Number 140, Monday, January 31, during recess.

Welfare, Room Number 330, Monday, January 31, during recess.

RECESS

The SPEAKER. If there is no objection, the Chair will declare a recess of one hour. The Chair hears none, and a recess is declared for one hour.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Herbert P. Sorg) in the Chair.

BILLS INTRODUCED AND REFERRED

By Mr. MUSTO.

HOUSE BILL No. 190.

An Act to amend section one of the act, approved the tenth day of July, one thousand nine hundred thirty-five

(P. L. 645), entitled "An act imposing certain requirements on certain hospitals receiving State aid; authorizing the withholding of appropriations; and imposing duties on the Department of Welfare," by limiting the power of State aided hospitals to increase its staff of physicians and internes; imposing duties on the Department of Welfare.

Referred to the Committee on Welfare.

By Mr. COCHRAN.

HOUSE BILL NO. 191.

An Act to further amend section two hundred five and to add clause (i) so section seven hundred ten of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," increasing the aggregate size of the State Police Force; empowering the Pennsylvania State Police to afford police protection to rural communities.

Referred to the Committee on State Government.

By Messrs. MORAN and SCHMIDT.

HOUSE BILL No. 192.

An Act to further amend clause (b) of section four of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by prohibiting the requiring of security for repayment of public assistance, cancelling existing obligations, and providing for reconveyance of real property.

Referred to the Committee on Welfare.

By Messrs. MORAN and SCHMIDT.

HOUSE BILL No. 193.

An Act to further amend sections three hundred two, three hundred three and three hundred four of the act, approved the eleventh day of July, one thousand nine hundred twenty-three (P. L. 998), entitled "An act for the prevention and treatment of mental diseases, mental defect, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate rendition, and deportation of mental patients; providing for

the payment by individuals, counties, or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties," by further regulating admission or commitment of any mental patient to hospitals or institutions for such mental patients.

Referred to the Committee on Welfare.

By Messrs. MORAN and JENKINS.

HOUSE BILL No. 194.

An Act to amend subsection (a) of section four hundred twelve of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by further providing for the compensation of judges, inspectors, clerks and machine inspectors in counties of the second class.

Referred to the Committee on Elections and Apportionment.

By Mr. FROST.

HOUSE BILL No. 195.

An Act to amend article eleven of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by providing for restitution in offenses against personal property.

Referred to the Committee on Judiciary.

By Mr. WORLEY.

HOUSE BILL No. 196.

An Act regulating the discharge and in certain cases the re-employment of police officers in townships of the second class, and in boroughs and townships of the first class having police forces of less than three members.

Referred to the Committee on Municipal Corporations.

By Mr. MORAN.

HOUSE BILL No. 197.

An Act abolishing taxes on real estate for school purposes except such as may be necessary for funded debt purposes and for maintenance of school buildings and grounds.

Referred to the Committee on Education.

By Messrs. MORAN and HEATHERINGTON.

HOUSE BILL No. 198.

An Act prohibiting the sale, transfer, purchase, ownership, possession and use of tear and noxious gas, and tear gas guns; providing certain exemptions, and providing penalties.

Referred to the Committee on Law and Order.

By JOHN M. JONES.

HOUSE BILL No. 199.

An Act to protect the public health defining and providing for the licensing of bakeries and regulating the inspection maintenance and operation of bakeries and premises stores and shops connected therewith defining and regulation the manufacture sale and offering for sale of bakery products prohibiting the establishment of bakeries in basements prohibiting rebates discounts and special allowances conferring powers and imposing duties upon the Department of Agriculture creating a Commissioner of Bakeries and inspectors under him and providing penalties.

Referred to the Committee on Public Health and Sanitation.

By Mr. BRUNNER. HOUSE BILL No. 200.

An Act establishing a Pennsylvania Liquor Control Board Officers' Retirement System; providing for payments upon retirement, death, disability, involuntary retirement, and of certain medical expenses from the State Employees' Retirement Fund under the administration of the State Employees' Retirement Board; providing for contributions by officers of the Pennsylvania Liquor Control Board and the Commonwealth; providing for the guarantee by the Commonwealth of certain of said funds; providing for the subrogation of the Commonwealth to the rights of the member or dependents against certain third parties; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial processes; and providing penalties.

Referred to the Committee on State Government.

By Mr. HERMAN. HOUSE BILL No. 201.

A Joint Resolution proposing an amendment to article five, section fifteen, of the Constitution of the Commonwealth of Pennsylvania relating to the election of judges of the appellate courts.

Referred to the Committee on Judiciary.

By Mr. MIKULA. HOUSE BILL No. 202.

An Act to amend the title section two hundred four and subsection (a) of section three hundred one and to repeal sections three hundred two three hundred three and three hundred four of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational disease making an appropriation and prescribing penalties" making the schedules of compensation compulsory upon all employers.

Referred to the Committee on Workmen's Compensation.

By Mr. JOHN M. JONES. HOUSE BILL No. 203.

An Act relating to the manufacture and distribution of candy and other confectionery products and regulating the same providing for the protection of public health and the prevention of frauds defining terms providing for permits and certificates and the procedure for revocation or suspension thereof and prescribing penalties.

Referred to the Committee on Public Health and Sanitation.

By Messrs. MIKULA and EVANS.
HOUSE BILL No. 204.

An Act to further amend the title section two hundred four and subsection (a) of section three hundred one and to repeal sections three hundred two three hundred three and three hundred four of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an

employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" making the schedules of compensation compulsory upon all employers.

Referred to the Committee on Workmen's Compensation.

By Mr. BOWER. HOUSE BILL No. 205.

An Act to further amend clause (d) of section nine of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by further providing for eligibility for assistance in the case of aliens.

Referred to the Committee on Welfare.

By Messrs. HAUDENSHIELD and HAMILTON.
HOUSE BILL No. 206.

An Act to further amend section two thousand eight hundred one A, of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges, abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards, and commissions shall be determined," further regulating the disposition of museum material in the custody of the Pennsylvania Historical and Museum Commission.

Referred to the Committee on State Government.

By Mr. HEATHERINGTON. HOUSE BILL No. 207.

An Act to amend section seventy-eight of the act, approved the thirty-first day of March, one thousand eight hundred sixty (P. L. 427), entitled "An act to consolidate, revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings," providing for the payment of fines imposed upon persons who plead guilty or are found guilty of gambling, to the municipalities in which the crime was committed.

Referred to the Committee on Judiciary.

By Mr. WEISS

HOUSE BILL No. 208.

An Act fixing the legal status of children born to an artificially inseminated wife, when the husband consents to such insemination.

Referred to the Committee on Judiciary.

By Mr. WEISS

HOUSE BILL No. 209.

An Act to amend clause ten of section two thousand four hundred three of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (Pamphlet Laws 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by depriving council of the power to regulate and control the production and emission of unnecessary smoke.

Referred to the Committee on Cities—Third Class.

By Mr. WEISS

HOUSE BILL No. 210.

A Joint Resolution proposing an amendment to section one article one article nine of the Constitution of the Commonwealth of Pennsylvania providing for graduated income taxes.

Referred to the Committee on Judiciary.

By Mr. WEISS

HOUSE BILL No. 211.

An Act authorizing counties of the third class to regulate the production of smoke and other forms of air pollution from chimneys, smokestacks or other sources, including provisions for the payment of inspection and certificates of compliance fees incident thereto; authorizing commissioners of such counties to create commissions to make studies; authorizing the expenditure of money for the employment of persons and the acquisition of property for effectuating such regulations and providing penalties.

Referred to the Committee on Counties.

By Messrs. AMARANDO and PETA.

HOUSE BILL No. 212.

An Act to amend subsection (b) of section four hundred seventeen of the act, approved the third day of June, one thousand nine hundred thirty-seven (Pamphlet Laws 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," eliminating requirement that watchers must be residents of district in which they are authorized to act.

Referred to the Committee on Elections and Apportionment.

By Mr. LEONARD

HOUSE BILL No. 213.

An Act relative to printing done for the Commonwealth of Pennsylvania, establishing the requirements of responsible bidders, and prescribing penalties.

Referred to the Committee on State Government.

By Mr. LEONARD

HOUSE BILL No. 214.

An Act authorizing the county commissioners of counties of the first and second classes, to establish by resolu-

tion the requirements of responsible bidders for county printing.

Referred to the Committee on City and County—First Class.

By Mr. LEONARD

HOUSE BILL No. 215.

An Act permitting the governing bodies of the first, second and second class A, to establish by ordinance the requirements of responsible bidders for city printing.

Referred to the Committee on City and County—First Class.

By Mr. ROBERTSON

HOUSE BILL No. 216.

An Act requiring political subdivisions to file copies of building ordinances in the recorder's office, invalidating building ordinances heretofore adopted unless copies thereof are filed within a certain time and imposing duties and conferring powers on recorders of deeds.

Referred to the Committee on Municipal Corporations.

By Messrs. WEISS and MILLS

HOUSE BILL No. 217.

An Act to further amend clause (1) of section four of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 Pamphlet Laws 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by extending coverage to such employees as those in State and local governments, agriculture, nonprofit institutions and domestic jobs.

Referred to the Committee on Workmans Compensation.

By Mr. HALL

HOUSE BILL No. 218.

An Act to further amend sections four hundred four four hundred eight and four hundred ten of the act approved the twenty ninth day of November one thousand nine hundred thirty-three (Pamphlet Laws 15-1933-34), entitled as amended "An Act to regulate and restrain the sale manufacture possession transportation importation traffic in and use of alcohol and alcoholic and malt or brewed beverages conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents the Department of Public Instruction other officers of the State government courts and district attorneys authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises and the granting of licenses subject to local operation to sell such beverages for consumption on and off the premises forbidding importation or bringing of such beverages into the State except as herein provided prohibiting certain sales or practices in connection with and transactions in such beverages by licensees and others providing for the forfeiture of certain property making disposition of the receipts from State stores and of fees and imposing penalties" by providing for appeals to the Superior Court.

Referred to the Committee on Liquor Control.

By Mr. HALL

HOUSE BILL No. 219.

An Act to further amend sections seven and thirteen of the act approved the third day of May one thousand nine hundred thirty-three (Pamphlet Laws 252), entitled as amended "An act to regulate and restrain the traffic in malt and brewed beverages as herein defined providing for the licensing of the manufacture transportation sale and distribution of such beverages imposing license and permit fees and providing for collection and distribution thereof restricting ownership and interest in licensed places permitting municipalities and townships by vote of the electors to prevent the licensing therein of places where such beverages may be sold for consumption on the premises and regulating elections for this purpose imposing duties upon the Pennsylvania Liquor Control Board quarter sessions courts district attorneys the Department of Justice proper authorities of political subdivisions of the State and election officers providing penalties and repealing existing acts" by providing for appeals to the Superior Court.

Referred to the Committee on Liquor Control.

By Mr. BRUNNER

HOUSE BILL No. 220.

An Act to add section two thousand one hundred fourteen to the act, approved the ninth day of April, one thousand nine hundred twenty-nine (Pamphlet Laws 177), entitled "An Act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers' Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards, and commissions shall be determined," requiring the Department of Health to compile and maintain statistics on the rehabilitation of alcoholics.

Referred to the Committee on State Government.

By Mr. GALLAGHER

HOUSE BILL No. 221.

An Act relating to, and regulating the practice of massage; creating a "State Board of Massage" as a departmental administrative board in the Department of Public Instruction; and prescribing its powers and duties.

Referred to the Committee on Professional Licensure.

By Messrs. PENGLASE and LEDERER

HOUSE BILL No. 222.

An Act to amend section three of the act approved the eleventh day of June, one thousand nine hundred forty-seven (Pamphlet Laws 565), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during World War II; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation, and providing penalties," by providing for the minimum compensation to be paid to a veteran who has lost one or more limbs or both eyes, in the line of duty.

Referred to the Committee on Military Affairs.

By Mr. JOHNSON.

HOUSE BILL No. 223.

An Act establishing the McKean County Junior College as a State junior college in or near the city of Bradford; providing for the management thereof by a departmental administrative board within the Department of Public Instruction and defining the powers and duties of such board; providing for admission to said junior college, and making an appropriation to the Department of Property and Supplies for the payment of the costs of the acquisition of land, the construction and equipping of buildings and facilities, and maintenance costs.

Referred to the Committee on Education.

By Mr. JOHNSON.

HOUSE BILL No. 224.

An Act to further amend section four hundred ten of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts therewith," by eliminating the limitation upon the number of delegates a board of school directors may appoint to a State convention or association of school directors.

Referred to the Committee on Education.

By Mr. JOHNSON.

HOUSE BILL No. 225.

An Act making an appropriation to the Department of Property and Supplies for use by the Department of Public Instruction for the payment of costs of constructing, planning and equipping buildings and their facilities erected by school districts carrying out cerebral palsy training programs.

Referred to the Committee on Appropriations.

By Mr. JENNINGS.

HOUSE BILL No. 226.

An Act to further amend section eight hundred three of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by increasing the expenses allowed to school directors for attending annual conventions of school directors.

Referred to the Committee on Education.

By Messrs. SEYLER and BUCCHIN.

HOUSE BILL No. 227.

An Act to further amend section one thousand two hundred five A of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by regulating hearings on demotions of professional employees.

Referred to the Committee on Education.

By Mr. BOMBERGER.

HOUSE BILL No. 228.

An Act to further amend the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by requiring school districts sending pupils to a district of the fourth class which is paying a sewer charge or rental on a per pupil basis, to pay to the receiving district such charge or rental for each pupil sent.

Referred to the Committee on Education.

By Mr. BLOOM.

HOUSE BILL No. 229.

An Act to amend section four hundred five of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," authorizing boards of school directors to appropriate monies for payment of medical and hospital expenses and accident insurance for participants in school athletics.

Referred to the Committee on Education.

By Mr. KOHL.

HOUSE BILL No. 230.

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto section eighteen providing for absentee voting.

Referred to the Committee on Judiciary.

By Mr. BLOOM.

HOUSE BILL No. 231.

An Act to amend the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," requiring the regulation of extra-curricular activities and organizations; permitting use of school property for such activities and organizations; defining the status and providing for the control of funds of such activities and organizations, and purchases made with such funds; defining the status of money raised by other permissive uses of school property; validating past actions; and permitting appropriation by school districts to extra-curricular organizations of funds heretofore raised through the use of school property.

Referred to the Committee on Education.

By Mr. HELM.

HOUSE BILL No. 232.

An Act to require the enrichment of flour and bread to meet certain standards of vitamin and mineral content, and to fix penalties for violations of this act.

Referred to the Committee on Public Health and Sanitation.

By Mr. MADIGAN.

HOUSE BILL No. 233.

An Act validating certain legal proceedings in the course of which official or legal notice has been published in a newspaper which suspended publication for a limited period.

Referred to the Committee on Judiciary.

By Mr. FLEMING.

HOUSE BILL No. 234.

An Act to add a new section to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts," by prohibiting the use of the highways to vehicles in which television sets are installed within the view of the operator.

Referred to the Committee on Motor Vehicles.

By Messrs. HEATHERINGTON and HAMILTON.

HOUSE BILL No. 235.

An Act to further amend clause IV of section seven hundred two of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by authorizing such townships to purchase, or contribute to the purchase of fire engines, fire apparatus and supplies, and to appropriate money for the construction, repair and maintenance of fire company houses.

Referred to the Committee on Townships.

By Messrs. GALLAGHER and COSTA.

HOUSE BILL No. 236.

An Act to protect the blind and incapacitated pedestrians on public street and highways; requiring vehicles to come to a full stop in certain cases; restricting the use of certain colored canes by other pedestrians; and imposing penalties.

Referred to the Committee on Motor Vehicles.

By Messrs. DOUGHERTY and CONWAY.

HOUSE BILL No. 237.

An Act to further amend clause (c) of section six hundred one of the act, approved the eleventh day of July, one thousand nine hundred twenty-three (P. L. 998), entitled "An act for the prevention and treatment of mental diseases, mental defect, epilepsy and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defective and epileptics; governing the transfer, discharge, interstate rendition, and deportation of

mental patients; providing for the payment by individuals, counties, or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties," by providing for the payment of compensation to certain inmates employed at a useful occupation in any institution or place for mental patients.

Referred to the Committee on Welfare.

By Messrs. CONWAY and DOUGHERTY.

HOUSE BILL No. 238.

An Act to further amend section one of the act, approved the third day of May, one thousand nine hundred twenty-three (P. L. 134), entitled "An act making the proceedings of the conventions of the Departments of Pennsylvania of the Grand Army of the Republic and the United Spanish War Veterans a part of the public records of the State and providing for their publication and distribution," by including Catholic War Veterans Inc., among the veterans' organizations entitled to the printing of convention reports.

Referred to the Committee on Military Affairs.

By Messrs. CONWAY and DOUGHERTY.

HOUSE BILL No. 239.

An Act to further amend section seven hundred twenty-two of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by including Catholic War Veterans, Inc., among the organizations exempt from payment of registration fees of vehicles used by such organization.

Referred to the Committee on Military Affairs.

By Messrs. CONWAY and DOUGHERTY.

HOUSE BILL No. 240.

An Act to further amend section one of the act, approved the second day of June, one thousand nine hundred thirty-seven (P. L. 1184) entitled "An act authorizing cities of the first and second class and second class A and incorporated towns to make appropriations to organizations of ex-service men to aid in defraying the expenses of Memorial Day and Armistice Day," by including Catholic War Veterans, Inc. among the veterans' organizations to which certain appropriations may be made.

Referred to the Committee on Military Affairs.

By Messrs. CONWAY and DOUGHERTY.

HOUSE BILL No. 241.

An Act to further amend clause thirty-four of section twenty-four hundred three of the act, approved the twenty-third day of June, one thousand nine hundred

thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by including Catholic War Veterans, Inc. among the veterans' organizations for which certain appropriations may be made.

Referred to the Committee on Military Affairs.

RESOLUTION INTRODUCED AND REFERRED

By Messrs. FLEMING AND STUART.

RESOLUTION No. 11.

In the House of Representatives, January 31, 1949.

Whereas, Small claims and conciliation courts, as well as minor offenses courts, have been established and are operating with marked success in a number of jurisdictions throughout the United States; and

Whereas, The present practice in Pennsylvania, before justices of the peace and aldermen, and before the County Court of Allegheny County, as well as the bringing of matters involving small amounts before the various courts of common pleas, is unnecessarily time consuming and expensive to litigants, often results in inequalities and injustice, and places unwarranted burdens on the courts of common pleas and costs on the counties; therefore, be it

Resolved: That the Joint State Government Commission is hereby requested, during the interim between the present session of the General Assembly and the regular biennial session of 1951, to study the problems of just and equitable disposition of small claims and minor offenses, without the expense and delay of present practices; and to present its recommendations together with drafts of proposed legislation for the consideration of the General Assembly at its next regular session.

Referred to the Committee on Rules.

SENATE MESSAGE

The Clerk of the Senate, being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence Senate Bills Nos. 2 and 114.

Which were laid upon the table.

REPORTS FROM COMMITTEES

Mr. ERB from the Committee on Military Affairs, reported as committed, House Bill No. 5, entitled:

An Act to further amend paragraph (j) of section fourteen hundred two of the act approved the ninth day of April, one thousand nine hundred twenty-nine, (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions and officers, fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined" by restricting the application of certain provisions.

Mr. WILLIAM B. SMITH from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 81, entitled:

An Act to amend section twenty-five of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 414), entitled "An act relating to vital statistics and to make uniform the law with reference thereto," by eliminating the requirements for Local Registrars of Vital Statistics to endorse permits for burial, removal or other disposition of bodies of persons whose death or stillbirth occur outside of this State and requiring the filing of such permits with such Local Registrars.

Mr. LEDERER from the Committee on Military Affairs, reported as committed, House Bill No. 84, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America, of a certain tract of land in Erie County, Pennsylvania, for use as a veterans' administration hospital, and ceding jurisdiction to the United States.

Mr. TAHL from the Committee on State Government, reported as committed, House Bill No. 105, entitled:

An Act to amend sections two three and four of the act, approved the twenty-fourth day of March, one thousand nine hundred thirty-seven (P. L. 109), entitled "An act relating to interstate cooperation, creating the Pennsylvania Commission on Interstate Cooperation, as well as committees on interstate cooperation of the Senate and of the House of Representatives; defining the powers and duties of said commission and of said committees; and imposing duties on the Governor and the Secretary of the Commonwealth" by changing the method of appointing members to the Senate and House committees and of the chairman of the commission.

Mr. TOMPKINS from the Committee on Banking and Building and Loan Associations reported as committed, House Bill No. 110, entitled:

An Act to amend subsection B of section twelve of the act, approved the sixth day of April, one thousand nine hundred thirty-seven (P. L. 200), entitled "An act licensing and regulating the business of pawnbrokers; providing for the issuance of licenses by the Secretary of Banking; authorizing the Secretary of Banking to make examinations and issue regulations; limiting the interest and charges on loans; and prescribing penalties for the violation of this act," to provide for receipt in duplicate.

Mr. WACHHAUS from the Committee on Aeronautics, reported as committed, Senate Bill No. 99, entitled:

An Act to add a new section to article two of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-three (P. L. 1001), entitled, as amended, "An act providing for the regulation of aeronautics within this Commonwealth; conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto; providing for the licensing and registration of airman and aircraft; establishing the legal status of air navigation; providing for sovereignty in, and ownership of, space; providing for lawfulness of flights; regulating civil causes of action arising out of operation of aircraft; fixing the status of contracts, crimes, and torts in, by, or by means of operation of aircraft; imposing duties upon officers, burgesses, magistrates, aldermen, justices of the peace, the courts and clerks thereof; providing for denial or revocation of licenses; providing for certain penalties and their disposition; and repealing certain existing laws," defining the Commonwealth airways system.

Mr. CHARLES C. SMITH from the Committee on Rules, reported as committed, House Resolution No. 7.

Mr. REAGAN from the Committee on Agriculture, re-reported as amended, House Bill No. 7, entitled:

An Act to amend section two of the act approved the seventeenth day of March one thousand nine hundred twenty-five (P. L. 34) entitled "An act regulating the sale of oysters at retail" making first and second violations of said act summary offenses instead of misdemeanors

Mr. REAGAN from the Committee on Agriculture, re-reported as amended, House Bill No. 8, entitled:

An Act to further amend section five of the act, approved the eleventh day of March, one thousand nine hundred nine (P. L. 15) entitled "An act relating to non-alcoholic drinks; defining the same; and prohibiting the manufacture, sale, offering for sale, exposing for sale, or having in possession with intent to sell, of any adulterated or misbranded non-alcoholic drinks; and providing penalties for the violation thereof, and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors.

Mr. McCULLOUGH from the Committee on Agriculture and Dairy Industries, re-reported as amended, House Bill No. 9, entitled:

An Act to further amend section three of the act, approved the eighth day of June, one thousand nine hundred eleven (P. L. 712), entitled "An act relating to milk; providing for the protection of the public health, and the prevention of fraud and deception, by regulating the sale of milk, skimmed milk and cream; providing penalties for the violation thereof; and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors.

Mr. GOODLING from the Committee on Agriculture and Dairy Industries, re-reported as amended, House Bill No. 10, entitled:

An Act to amend section four of the act, approved the third day of March, one thousand nine hundred twenty-five (P. L. 10), entitled "An act relating to fruit syrups, and prohibiting the manufacture, sale, offering for sale, exposing for sale or having in possession with intent to sell, of any adulterated or misbranded fruit syrups; and providing penalties for the violation thereof; and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors.

Mr. REAGAN from the Committee on Agriculture and Dairy Industries, re-reported as amended, House Bill No. 11, entitled:

An Act to amend section three of the act, approved the twenty-ninth day of June, one thousand nine hundred twenty-three (P. L. 929), entitled "A supplement to an act, approved the twenty-first day of March, one thousand nine hundred twenty-three, entitled 'An act for the prevention of fraud and the protection of the public health; relating to milk, cream or skimmed milk, whether or not condensed, evaporated, concentrated, dried, powdered, or desiccated; prohibiting the introduction of foreign fats into them; regulating the sale of and defining condensed, concentrated, and evaporated milk; stipulating penalties for the infraction thereof; and providing for the enforcement thereof; defining condensed, concentrated, and evaporated skimmed milk, and compounds thereof; regulating the manufacture, sale, and exchange thereof; and providing penalties," making first and second violations of said act summary offenses instead of misdemeanors.

Mr. REAGAN from the Committee on Agriculture re-reported as amended, House Bill No. 12, entitled:

An Act to amend section four of the act, approved the twenty-first day of March, one thousand nine hundred twenty-three (P. L. 28) entitled "An act for the prevention of fraud and the protection of the public health;

relating to milk, cream, or skimmed milk, whether or not condensed, evaporated, concentrated, dried, powdered, or desiccated; prohibiting the introduction of foreign fats into them; regulating the sale of and defining condensed; concentrated and evaporated milk; stipulating penalties for the infraction thereof, and providing for the enforcement thereof" making first and second violations of said act summary offenses instead of misdemeanors.

Mr. GOODLING from the Committee on Agriculture re-reported as amended, House Bill No. 13, entitled:

An Act to amend section three of the act, approved the tenth day of July, one thousand nine hundred nineteen (P. L. 900), entitled "An act relating to eggs, prohibiting the sale, offering for sale, exposing for sale, or having in possession with intent to sell, eggs, for and as fresh, that are not fresh eggs, or of branding or of labeling or marking eggs as being fresh eggs that are not fresh eggs; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," making first and second violations of said act summary offenses instead of misdemeanors.

Mr. MADIGAN from the Committee on Agriculture re-reported as amended, House Bill No. 14, entitled:

An Act to amend section one of the act, approved the twenty-eighth day of March, one thousand nine hundred five (P. L. 64), entitled "An act to prohibit the selling, shipping, consigning, offering for sale, exposing for sale, or having in possession with intent to sell, as fresh, any meat, poultry, game, fish, or shell fish which contains any substance or article possessing a preservative or coloring character or action; making the same a misdemeanor; and to prescribe penalties and punishment for violations, and the means and the methods of procedure for the enforcement thereof," making the first and second violations of said act summary offenses instead of misdemeanors.

Mr. MADIGAN from the Committee on Agriculture, re-reported as amended, House Bill No. 15, entitled:

An Act to amend section twelve of the act, approved the twenty-sixth day of June, one thousand nine hundred nineteen (P. L. 670), entitled "An act defining cold storage, and regulating time of storage of certain articles of food, and providing penalties for the violation of the provisions of this act," making first and second violations of said act summary offenses instead of misdemeanors.

Mr. MADIGAN from the Committee on Agriculture, re-reported as amended, House Bill No. 16, entitled:

An Act to further amend section one of the act, approved the tenth day of June, one thousand eight hundred ninety-seven (P. L. 142), entitled "An act to prohibit the adulteration or coloring of milk or cream by the addition of so-called preservatives or coloring matter, and to provide for the enforcement of the same," making first and second violations of said act summary offenses instead of misdemeanors.

Mr. MADIGAN from the Committee on Agriculture, re-reported as amended, House Bill No. 17, entitled:

An Act to amend section two of the act, approved the twenty-sixth day of March, one thousand nine hundred twenty-five (P. L. 83), entitled "An act for the protection of public health by regulating the serving of milk for drinking purposes to patrons of hotels, restaurants, lunch rooms, fountains, and dining cars; and providing penalties," making first and second violations of said act summary offenses instead of misdemeanors.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 100, as follows:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto a new section authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows

Section 1 The following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That article nine of the Constitution of the Commonwealth of Pennsylvania be amended by adding thereto a new section to read as follows

Section 22 In addition to the purposes stated in article nine section four of this Constitution the Commonwealth may be authorized by law to create debt and to issue bonds to the amount of \$500,000,000 for the payment of compensation to certain persons from this Commonwealth who shall have served in the armed forces of the United States or of any of her allies during World War II between the seventh day of December one thousand nine hundred forty-one and the second day of September one thousand nine hundred forty-five for the service of such persons to their country whether or not they be living when distribution shall be made and if such persons shall be deceased when distribution shall be made such deceased person's compensation shall be paid to his spouse child children or parents

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovanske,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarra,
Baumunk,	Glembocki,	McGee,	Sax,
Beaver,	Good,	McKinney,	Scanlon,
Bednarek,	Goodling,	McMillen,	Schmidt,
Blair,	Graybill,	McNally,	Schuster,
Bloom,	Green,	Mihm,	Scott,
Boles,	Greenwood,	Mikula,	Seyler,
Bomberger,	Greer,	Miller,	Shoemaker,
Boorse,	Guarnieri,	Milliken,	Smith, C. C.,
Bower,	Guthrie,	Mills,	Smith, W. B.,
Brandon,	Hagerty,	Mintess,	Snider,
Breisch,	Hall,	Monroe,	Sollenberger,
Breth,	Hamilton,	Moore, C. E.,	Spencer,
Brice,	Harney,	Moore, H. A.,	Stank,
Brown, H. S.,	Harris,	Moran,	Sternberg,
Brown, W. E.,	Haudenschild,	Munley,	Stimmel,
Brunner,	Heatherington,	Murray,	Stuart,
Bucchin,	Helm,	Musto,	Swope,
Cadwalader,	Herman,	Nagel,	Tahl,
Clapper,	Hersch,	Najaka,	Taylor,
Clendening,	Hewitt,	Needham,	Thompson,
Cochran,	Hocker,	Neff,	Tompkins,
Cole,	Hoffman,	Nixon,	Toomey,
Coleman,	Hoggard,	O'Dare,	Varallo,
Conway,	Hunter,	O'Donnell,	Varner,
Cooper,	Jenkins,	Olsen,	Verona,
Costa,	Jennings,	Orban,	Wachhaus,
Dalrymple,	Jim,	Penglase,	Wagner,
DeLong,	Johnson,	Pentrack,	Wargo,
Dennison,	Jones, G. E.,	Peta,	Waterhouse,
Depuy,	Jones, J. M.,	Petrosky,	Watkins,
Dougherty,	Jump,	Pettigrew,	Weidner,
Driscoll,	Kamyk,	Pfaff,	Weiss,
Duffy,	Keller,	Polen,	Welsh,
Dye,	Kemp,	Posta,	Wescott,
Elder,	Kent,	Powers,	Westrick,
Erb,	Kirley,	Price, H. W., Jr.,	Wheeler,
Evans,	Kline,	Price, R. A.,	Williams,
Ewing,	Kohl,	Propert,	Wood,
Felton,	Kolankiewicz,	Readinger,	Worley,
Ferster,	Kondrath,	Reagan,	Yaffe,

Filo,	Kratz,	Reese,	Yeakel,
Firmstone,	Kurtz,	Reidenbach,	Yester,
Flack,	Lederer,	Reilly, J. M.,	Yetzer,
Fleming,	Lee,	Reynolds,	Young,
Floyd,	Lelsey,	Riley, R. L.,	Ziegler,
Fox,	Leonard,	Robbins,	Sorg,
Frank,	Limper,	Robertson,	Speaker

NAYS—0

NOT VOTING—1

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

INTERROGATION

Mr. HEATHERINGTON. Mr. Speaker, I desire to interrogate the Majority Floor Leader, the gentleman from Montgomery, Mr. Brunner.

The SPEAKER. Will the gentleman from Montgomery permit himself to be interrogated?

Mr. BRUNNER. I shall, Mr. Speaker.

Mr. HEATHERINGTON. Mr. Speaker, now that we have passed The Soldiers' Bonus Bill, with the expectation that the people will pass it in the next election, do you know if the administration has, or do you have any idea as to how we are going to raise the money to pay off the bonds?

Mr. BRUNNER. Mr. Speaker, may I reply to the gentleman from Allegheny, by his own words it would seem that he is premature. The people of this state have not yet had an opportunity to act upon this measure, and I do not personally believe, and I do not speak on behalf of the administration when I say that I do not see personally that this is the time to consider payment of a measure that has not yet formally and constitutionally been adopted by the people of this state.

Mr. HEATHERINGTON. That is all, Mr. Speaker.

RESOLUTIONS

Mr. MORAN offered a resolution and asked unanimous consent that it be read for the information of the House.

The SPEAKER. Will the House give its unanimous consent for the resolution to be read for the information of the House? Is there objection?

Mr. BRUNNER. Mr. Speaker, I object.

The SPEAKER. The Chair hears objection, and consent is not granted.

The resolution will be filed with the Clerk.

Mr. SARRAF offered a resolution which was filed with the Clerk.

REPORT OF JOINT STATE GOVERNMENT COMMISSION

Mr. BRUNNER presented a report on behalf of the Joint State Government Commission dated December, 1948, dealing with "Alcoholism."

(For report, see Appendix)

INTERROGATION

Mr. ANDREWS. Mr. Speaker, I desire to interrogate the gentleman from Montgomery, Mr. Brunner.

The SPEAKER. Will the gentleman from Montgomery permit himself to be interrogated?

Mr. BRUNNER. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, I would like to ask the Majority Leader whether this erudite and dry inspired report which he has presented is likely in any way to interfere with the annual party which the gentleman has put on for the delectation of the Members and employees of this House.

Mr. BRUNNER. Mr. Speaker and Members of the House, even though I happen to hold in my hand a glass of water, may I assure the gentleman from Cambria and the 208 Members of this House that the party which it has been my pleasure to throw since 1939, will be held at the appointed time and at the appointed place.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair at this time welcomes back a former Member of the House, the gentleman from Monroe, Mr. Imbt.

ANNOUNCEMENT

The SPEAKER. The Chair is informed by the Chief Clerk that the files on the desks of some of the Members have disappeared since last week. In the event this has happened as the result of the Members having taken them out for the purpose of filing bills, the Members are requested to leave their bill files on their desks so that the bills may be filed by the Sergeants-at-Arms. This refers to both Senate bill files and House bill files, as well as the Journal files. Please do not lock them in your desks over the week-end..

COMMITTEE MEETINGS

Fisheries, Room No. 331, Tuesday, February 1, at 11:45 a. m.

Game and Forestry, Room No. 331, Tuesday, February 1, at 11:15 a. m.

Highways, Room 329, Tuesday, February 1, at 10:30 a. m.

Judiciary, Room No. 149, Tuesday, February 1, at 11:00 a. m.

Ways and Means, New House Caucus Room, Tuesday, February 1, at 11:00 a. m.

Legislative Kiwanis Club, Tuesday, February 1, at 8:30 a. m. in the private dining room of the Cafeteria. All members of service clubs are invited to be present. Hon. F. S. Bentzel, Mayor of York, will preside at the meeting.

ADJOURNMENT

Mrs. VARALLO. Mr. Speaker, I move that this House do now adjourn until Tuesday, February 1, 1949, at 12:00 noon.

The motion was agreed to, and (at 6:27 p. m.) the House adjourned.

Legislative Journal.

Session 1949.

138th of the General Assembly.

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HARRISBURG, PA., TUESDAY, FEBRUARY 1, 1949.

No. 8.

SENATE

TUESDAY, February 1, 1949

The Senate met at 12:30 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

PRAYER

The Chaplain, Rabbi PHILIP DAVID BOOKSTABER offered the following prayer:

Let us pray: Oh Heavenly Father, we thank Thee for this our blessed land, America, and this our great Commonwealth of Pennsylvania; that those in leadership in this Commonwealth be inspired with the spirit from God on high; that we ask no more than am I my brothers keeper, and that we seek him because we are our brother's keeper; except the Lord buildeth the House, those labor in vain that build it.

We ask Thy guidance in this Commonwealth that we do not desist from our responsibilities as individual citizens in the individual enterprises, everyone with another in our community. We ask Thy blessing upon the Governor of this Commonwealth, and the Presiding Officer, the Lieutenant-Governor of this our Senate, and for all who deliberate that they may be inspired with the spirit of love and fellowship, one with another.

We ask it in Thy name, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. FRAZIER, further reading was dispensed with, and the Journal was approved.

COMMUNICATION

The CHAIR cleared his table and laid before the Senate the following communication, which was read by the Clerk:

Commonwealth of Pennsylvania,

Joint State Government Commission of the General Assembly, Harrisburg, February 1, 1949.

To the Honorable, the Senate of the General Assembly of the Commonwealth of Pennsylvania:

The Joint State Government Commission transmits herewith a report of the findings and recommendations of the Tax Study Committee on the Pennsylvania Tax System, in accordance with the provisions of Act No. 562, Session

of 1947, Section 4, which requires that the Commission shall report the results of the investigation to the Governor and the General Assembly on or before February 1, 1949.

In addition, supplemental material concerning Part I of the Report is attached. Comparable supplemental data bearing on Part II of the Report will be subsequently furnished.

Respectfully submitted,

WELDON B. HEYBURN,
Chairman

The PRESIDENT. The communication will be noted in the Journal and the report will be printed in full in the Appendix.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC AND COMMISSIONERS OF DEEDS

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public and Commissioners of Deeds.

CONSIDERATION OF NOTARIES PUBLIC AND COMMISSIONERS OF DEEDS

Mr. LORD, JR. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public and Commissioners of Deeds, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on February 1, 1949.

Mr. STEVENSON. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 1, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public for the Commonwealth of Pennsylvania for the term of four years, to compute from the date of their confirmation.

ADAMS COUNTY

Sites, Wilbur F., Gettysburg.
Ullrich, Miss Anna M., Gettysburg.
Stoops, Maurice S., Gettysburg.
Goode, Mrs. Mae N., Menallen Twp.
Folkenroth, Miss Rae F., Gettysburg.

ALLEGHENY COUNTY

Auld, Miss Gladys C., Hampton Twp.

Kaminski, Miss Jessie M., Pittsburgh.
 Smith, J. Raymond, Coraopolis.
 Viscomi, Vincent P., Pittsburgh.
 Dovel, J. Gordon, Pittsburgh.
 Teresa, Sister Miriam, Pittsburgh.
 Blum, Edward W., Pittsburgh.
 Burnett, J. K., Pittsburgh.
 Fogarty, Francis J., East Pittsburgh.
 Hayden, Alvin C., Wilkinsburg.
 Probst, Miss Dorothy M., Pittsburgh.
 Wouters, Lawrence E., Pittsburgh.
 Carrozza, Andrew J., Bridgeville.
 Davis, Miss Phyllis, Pittsburgh.
 Finley, Robert E., Jr., Wilkinsburg.
 Watt, Mrs. Ida Mae, Pittsburgh.
 Putch, Andrew G., McKeesport.
 Derence, Samuel Salvatore, Pittsburgh.
 Grace, Miss Stella A., Pittsburgh.
 Shiring, Robert M., Wilmerding.
 Baer, Mrs. Helen S., Dormont.
 Capizzi, Samuel D., Pittsburgh.
 Taylor, J. Albert, Shaler Twp.
 Woodward, Clifford C., Pittsburgh.
 Parrotto, Joseph D., Pittsburgh.
 Schwartz, Mrs. Betty Porter, Pittsburgh.
 Bauer, George N., Pittsburgh.
 Hogan, Bernard J., McKeesport.
 Hooper, Mrs. Margaret L., Pittsburgh.
 Keefer, Earl J., Pittsburgh.
 Leff, Mrs. Ida E., Pittsburgh.
 MacDonald, Donald J., Pittsburgh.
 McCormick, Paul K., Jr., Pittsburgh.
 Nye, Victor K., Pittsburgh.
 Nystrom, Miss Hi'dur Louise, McKeesport.
 Peyton, W. F., Pittsburgh.
 Fenton, Reed W., Tarentum.
 Hedstrom, E. E., Pittsburgh.
 Kopleman, Miss Marie, Pittsburgh.
 Kuhl, Miss Gertrude E., McKeesport.
 Tighe, Paul N., Sr., Pittsburgh.
 Washburn, David E., Bellevue.
 Heurich, Miss Rose E., Pittsburgh.
 Walker, Miss Mary A., Pittsburgh.
 Brown, Andrew William, Pittsburgh.
 Hodor, Miss Eleanor A., Pittsburgh.
 Murray, Donald C., Wilkinsburg.
 Albert, Miss G. R., Pittsburgh.
 Petrush, Raphael J., Wilkinsburg.
 Risko, Miss Betty J., Pittsburgh.
 Walker, John M., Jr., Oakmont.
 Ellis, Edwin F., Pittsburgh.
 Kapalo, Frank L., Pittsburgh.
 Riesmeyer, Mrs. M. A., Pittsburgh.
 Begler, Miss Lillie, Pittsburgh.
 Reed, C. Kemp, Pittsburgh.
 Lachman, John C., Brentwood.
 Ritchey, J. P., Pittsburgh.
 Meyer, Mrs. Elizabeth J., Pittsburgh.
 Quinette, William C., Indiana Twp.
 McCrory, Bernard J., Pittsburgh.
 Shaughnessy, John R., Pittsburgh.
 Rager, Philip G., Mt. Lebanon Twp.
 Cohen, Miss Lucille J., Pittsburgh.
 Jones, Hugh H., Pittsburgh.
 Main, F. L., Pittsburgh.
 Shirey, Ora M., Pittsburgh.
 Crozier, Miss Virginia, Pittsburgh.
 Lutz, Carl W., Wilkinsburg.
 Magan, Wm. H., Mt. Lebanon Twp.
 Miller, Harvey A., Jr., Pittsburgh.
 Myers, Daniel B., Pittsburgh.
 Sarkis, Miss Mary Anne, Pittsburgh.
 Burtoft, John N., Pittsburgh.
 Bailey, William L., Pittsburgh.
 McGarrity, John A., Munhall.
 O'Connor, Patrick F., Braddock.
 Broderick, Robert J., Pittsburgh.
 Douglass, Mrs. Helen C., Pittsburgh.

Funaro, Miss Mildred, Crafton.
 Laylock, Mrs. Helen T., Wilkinsburg.
 Mansfield, Miss Marion H., Pittsburgh.
 Shane, Bernard, Braddock.
 Karlic, Mrs. Catherine P., Stowe Twp.
 DeVitis, Faulk J., Wilmerding.
 Boyer, Mrs. Pauline, Pittsburgh.
 Freeman, Edward H., Jr., Aspinwall.
 Rogoff, Manuel M., Leetsdale.
 Daugherty, Charles M., Bellevue.
 Fedeli, Mrs. Margaret Ann, Pittsburgh.
 Ives, Mrs. Thelma E., Pittsburgh.
 Johnston, J. Hunter, Snowden Twp.
 Kooalga, Mrs. Alexandria C., Braddock.
 Doherty, Thos. F., Pittsburgh.
 Kunst, Ralph S., Jr., Pittsburgh.
 Lindsay, Miss Ruth A., Pittsburgh.
 Matz, Claude J., Jr., Pittsburgh.
 Mosley, Mrs. Thelma B., Pittsburgh.
 Reichman, Miss Frances E., Pittsburgh.
 Blattner, A. H., North Versailles Twp.
 Brice, Mrs. Grayce E., Crafton.
 Palm, Elliott R. L., Mt. Lebanon Twp.
 Lamfrom, Melvin G., Pittsburgh.
 Molchan, Henry, Pittsburgh.
 Rehorst, Miss Emma C., Pittsburgh.
 Wasserman, Milton, Pittsburgh.
 Borchek, Miss Ethel M., Pittsburgh.
 Mann, Nathan R., Pittsburgh.
 Siudela, Joseph M., Glassport.
 Bigley, Miss Helen, Pittsburgh.
 Roman, Sol E., Pittsburgh.
 Siegel, H. L., Pittsburgh.
 Timmons, William, Pittsburgh.
 Twigger, William L., Pittsburgh.
 Collins, John A., Pittsburgh.
 Engelhard, Emil F. Jr., McCandless Twp.
 Hofacker, Ernest H., Coraopolis.
 Mullooly, W. C., North Fayette Twp.
 Schmelz, Henry J., Mount Oliver.
 Barnes, Fred L. Jr., Sharpsburg.
 Nero, Mrs. Vienna, Clairton.
 Puskarich, Edward V., North Versailles Twp.
 Seiferth, Robert W., Pittsburgh.
 Fillar, Edward J., Wilmerding.
 Gillette, Mrs. Helen D., Harrison Twp.
 Lowers, Philip T., Pittsburgh.
 McGinty, Hugh L., Pittsburgh.
 Reilly, Eugene A., Pittsburgh.
 Restauri, Vincent J., West Mifflin.
 Scott, Walter J., Pittsburgh.
 Chaney, William R., Braddock.
 McClintock, R. C., McKeesport.
 Wilson, Francis W., Pittsburgh.
 Ackard, Mrs. Marie S., Stowe Twp.
 Casilio, Arthur B., Pittsburgh.
 Hertel, Miss Emma, Pittsburgh.
 Rauenswinder, Miss Ruth, Pittsburgh.
 Salzmann, Mrs. Alice, Pittsburgh.
 Erkel, Elmer P., McKeesport.
 McClean, S. L., Pittsburgh.
 Winter, Joseph H., Pittsburgh.
 Jeffries, Miss Ida M., Pittsburgh.
 Jones, Mrs. Grayce M., Elizabeth.
 Neel, G. L., Pittsburgh.
 Ackerson, Miss Estella H., Pittsburgh.
 Marcus, Stephen B., Glassport.
 Nugent, Wm. P., Whitehall.
 Obringer, Mrs. Edna, Pittsburgh.
 Burkett, Miss Lou, Pittsburgh.
 Huron, Mrs. Esther, Pittsburgh.
 Kall, Miss Anna, McKeesport.
 Reid, J. Burrell, Pittsburgh.
 Stolarek, Miss Jane, McKeesport.
 Hussing, W. A., Pittsburgh.
 Miller, William E., Pittsburgh.
 Stukus, Peter P., Pleasant Hills.
 Weiss, Henry, Braddock.
 Chesarek, Joseph, Pittsburgh.

Harm, R. E., Pittsburgh.
 Rebel, Robert D., Pittsburgh.
 Watson, Oliver R., Harmar Twp.
 Helmstadter, Harry P., McKeesport.
 Leggett, Raymond Harry, Pittsburgh.
 McMillen, Mrs. Alice H., Carnegie.
 Goldstein, Miss Vera, Pittsburgh.
 Kristy, Miss Ann R., Pittsburgh.
 Aul, Miss Ruth J., Pittsburgh.
 Butts, Mrs. Susan, Glassport.
 McNally, Miss Mary Kathryn, McKeesport.
 Reger, Edward A., Pittsburgh.
 Sisco, Mrs. Beatrice M., McKeesport.
 Bernthaler, A. W., Pittsburgh.
 Mordacci, Alfred, Pittsburgh.
 Mueller, Donald L., Pittsburgh.
 Wampler, T. C., Wilmerding.
 Becker, Mrs. Catherine B., Pittsburgh.
 Geisler, Louis J., Pittsburgh.
 Scheider, William M., Pittsburgh.
 Schwartz, Miss Dolores E., Pittsburgh.
 Seidel, Richard L., Sharpsburg.
 Gibbons, John J., Liberty.
 Lacher, Carl C., Pittsburgh.
 Newman, Irwin W., Pittsburgh.
 Reynolds, Raymond L., Pittsburgh.
 Schleicher, Fred C., Wilkinsburg.
 Sweeney, Mrs. Esther W., Pittsburgh.
 Hawthorne, Bernard J., Pittsburgh.
 Kennedy, Frank A., Pittsburgh.
 Parker, B. L., Pittsburgh.
 Taylor, Mrs. Lucille M., Pittsburgh.
 Burroughs, Miss Darlene, Wilkinsburg.
 Daniels, Mrs. Beatrice S., Pittsburgh.
 Jalli, Victor M., East Pittsburgh.
 Butala, Miss Amelia, Millvale.
 Byrom, Robert O., Pittsburgh.
 Erdman, Mrs. Odelia C., Pleasant Hills.
 Maher, Mrs. Martha V., Pittsburgh.
 Munz, Mrs. Margaretta P., Pittsburgh.
 O'Brien, John T., Wilkinsburg.
 White, James R., Pittsburgh.
 Appleton, Mrs. Sarah M., West Mifflin.
 Eshman, Russell B., Swissvale.
 Lombard, Joseph, Braddock.
 Reed, Gerald J., Duquesne.
 Saine, Harry A., Pittsburgh.
 Coulehan, Raymond P., Pittsburgh.
 Crampton, Mrs. Elizabeth M., Pittsburgh.
 Ferrari, August, Pittsburgh.
 Houston, C. J., Pittsburgh.
 Knauer, Paul O., Millvale.
 Schafer, George J., Pittsburgh.
 Butler, James G., Pittsburgh.
 Cook, Frederick M., Pittsburgh.
 Geist, W. Wilson, Pittsburgh.
 Hammer, Andrew G., Pittsburgh.
 Leer, Raymond C., Pittsburgh.
 Lorincy, Louis W., Pittsburgh.
 Schuchman, Mrs. Alma, Pittsburgh.
 Belles, H. E., Pittsburgh.
 Garner, Raymond K., East Pittsburgh.
 Lewis, Mrs. Marjorie J., Pittsburgh.
 Robinson, Miss Elizabeth, Wilkinsburg.
 Davis, James A., Pittsburgh.
 Headley, Jack P., Pittsburgh.
 Cooper, Miss Mavis L., Pittsburgh.
 Johnson, Mrs. Margaret A., Pittsburgh.
 Rubin, Mrs. Jacqueline, Pittsburgh.
 Smith, Lloyd H., Pittsburgh.
 Gammon, W. G., Pittsburgh.
 Hochman, Harry R., Pittsburgh.
 Darrah, Robert H., Pittsburgh.
 Giles, Mrs. Agnes L., Clairton.
 Horwitz, Miss Claire, Pittsburgh.
 McVeigh, Miss Abigail J., Pittsburgh.
 Wilding, Philip J., Pittsburgh.
 Altany, Frank G., Brackenridge.
 Bland, Wallace W., Mount Lebanon Twp.

Cappe, Wm. R., Pittsburgh.
 Carnahan, C. E., Pittsburgh.
 Cator, Mrs. Marjorie M., Sewickley.
 Cusick, Mrs. Nell M., Pittsburgh.
 Davis, Miss Irene A., Pittsburgh.
 Devlin, Miss Margaret A., Pittsburgh.
 Donnally, Miss Dorothy A., Pittsburgh.
 Duffy, F. Raymond, Pittsburgh.
 Dunay, John G., Rankin.
 Eckert, Miss Elizabeth H., Pittsburgh.
 Engelmeier, Philip A., Pittsburgh.
 Fischer, Charles H., Mount Lebanon Twp.
 Fowler, Marlin I., East Pittsburgh.
 Fox, John O., Pittsburgh.
 Fulton, James R., Collier Twp.
 Gardner, Henry E., Etna.
 Goldberg, Mrs. Anne F., Pittsburgh.
 Goldstein, Edward, Braddock.
 Harding, Samuel J., McKeesport.
 Hartung, Edgar C., Oakmont.
 Hiller, John Jr., West Mifflin.
 Hite, Miss Marie E., Pittsburgh.
 Hutchins, James P., East McKeesport.
 James, H. R., Harmar Twp.
 Johnston, Hugh C., Pittsburgh.
 Justus, A. J., Pittsburgh.
 Kasputis, Miss Sophia C., Bridgeville.
 Kelly, Miss C. Lois, Pittsburgh.
 King, Walter C., Etna.
 Koerbel, E. H., Pittsburgh.
 Kunsak, Miss Anna E., Pittsburgh.
 Lapiduss, Max, Pittsburgh.
 Leone, Philip M., Swissvale.
 MacLean, Rob't J., Pittsburgh.
 MacWilliams, Miss Dorothy, Pittsburgh.
 Mahoney, Arthur F., Pittsburgh.
 Mandella, A. J., McKeesport.
 Manion, J. Edward, Carnegie.
 Matoka, Miss Anna, Pittsburgh.
 Otto, Miss M. E. R., Pittsburgh.
 Paget, Miss Dorothy A., Pittsburgh.
 Philip, Miss Elizabeth T., Pittsburgh.
 Rennekamp, Mrs. Olivia T., Pittsburgh.
 Rhodes, W. C., Pittsburgh.
 Rudolph, Walter M., Pittsburgh.
 Sargo, Frank, Pittsburgh.
 Schmidt, J. G., Pittsburgh.
 Schreiner, C. Bryson, Pittsburgh.
 Schwartz, Miss Selma, Pittsburgh.
 Siff, Miss Mildred R., Pittsburgh.
 Somerton, John L., Pittsburgh.
 Sugden, J. E., Jr., Pittsburgh.
 Turner, Harvey G., Pittsburgh.
 Williams, Mrs. Lillian M., Pittsburgh.
 Winslow, Miss Estella M., Pittsburgh.
 Cunningham, Miss Rose, Pittsburgh.
 Henk, Miss Dorothy E., Pittsburgh.
 Rabone, George W., Homestead.
 Wilson, Archie A., Pittsburgh.
 Alexander, Clyde R., Marshall Twp.
 Borneman, Mrs. Margaret K., Pittsburgh.
 Boyd, David A., McKeesport.
 Fuerst, Miss Irene K., Pittsburgh.
 Hoffman, Fred J., Pittsburgh.
 Jones, Charles G., Pittsburgh.
 Klare, G. Richard, Pittsburgh.
 Klein, Milton C., Duquesne.
 Long, Edwin Kenneth, Pittsburgh.
 McConnell, Edward E., Pittsburgh.
 McCorkle, Charles, Elizabeth Twp.
 Nelson, Victor, McCandless Twp.
 Walters, R. A., Pittsburgh.
 Waugh, Mrs. Marie D., Pittsburgh.
 Wieseckel, R. C., Pittsburgh.
 Withrow, Arthur R., Neville Twp.
 Dalfonzo, Joseph N., Pittsburgh.
 Duggan, Miss Anne M., Pittsburgh.
 Anderson, Mrs. M. C. Pitcairn.
 Bullinger, Mrs. Marjorie F., Pittsburgh.
 Doelfel, Paul, Pittsburgh.

Kottler, Miss Hilda, Pittsburgh.
 Martin, Chas A., Pittsburgh.
 Thomas, Wm. M., Pittsburgh.
 Blume, W. G., Scott Twp.
 Hinish, John E., Jr., Pittsburgh.
 Reilly, Miss Ann R., Pittsburgh.
 Urik, Mrs. Agnes E., Springdale.
 Beacom, Robert Z., Pittsburgh.
 Beney, Miss Bertha, Pittsburgh.
 Davies, Miss Pearl, Pittsburgh.
 Heckle, Mrs. Faye, Pittsburgh.
 Lloyd, Mrs. Irene H., Pittsburgh.
 Scarborough, Alan E., Braddock.
 Winkler, Richard J., Pittsburgh.
 Bailey, Harry S., Pittsburgh.
 Charapp, Bernard, Braddock.
 Goetz, Miss M. L., Pittsburgh.
 MacIntosh, John B., Pittsburgh.
 Nichols, Thomas J., Pittsburgh.
 Paige, Mrs. Jessie E., Pittsburgh.
 Sullivan, Mrs. Ruth E., Braddock.
 Kocerham, John A., Pittsburgh.
 Delgelman, Mrs. Shirley, Pittsburgh.
 Eagelson, Mrs. A. M., Pittsburgh.
 Fleck, Alex V., Pittsburgh.
 Goodwin, Miss Dorothy M., Pittsburgh.
 Lopushansky, Miss Estelle A., Pittsburgh.
 Winter, Miss Mercedes M., Pittsburgh.
 Brant, Miss Ruth, Pittsburgh.
 Fusco, Miss Carmella, Pittsburgh.
 Gordon, Mrs. Dora, Pittsburgh.
 Lauer, Karl A. Jr., Mount Oliver.
 Liepack, Ben H., Pittsburgh.
 Marvin, Welling S., Tarentum.
 Mushrush, Fred H., McKeesport.
 Porter, J. Paul, Pittsburgh.
 McFadden, A. W. B., Wilkinsburg.
 Farrell, Miss De Lellis K., McKees Rocks.
 Gratz, Miss Hazel, Pittsburgh.
 Grills, Joseph H., Robinson Twp.
 Kozusko, John G., Penn Twp.
 Rivlin, Henry, Pittsburgh.
 Rosenblat, Miss H., Pittsburgh.
 Allison, Miss Louise, Fox Chapel.
 Sankev, David H., Pittsburgh.
 Watkins, Mrs. Leah B., Pittsburgh.
 Whittaker, Miss Marjory Jane, Pittsburgh.
 Dembaugh, Mrs. Margaret, Penn Twp.
 McCabe, Don P., Carnegie.
 Vickerman, D. M., Bellevue.
 Arrowsmith, E. E. Jr., Pittsburgh.
 Fazio, John Jr., Pittsburgh.
 Ohl, Norman R., Pittsburgh.
 Affatigato, Anthony, Pittsburgh.
 Boyd, John S., Jr., Pittsburgh.
 Boyd, Mrs. Lillian, Wilkinsburg.
 Harris, Harry, Pittsburgh.
 Smith, Mrs. Marion M., Pittsburgh.
 Koeberlein, E. J., Etna.
 McBee, Samuel H., Wilkinsburg.
 Rainey, Mrs. Elizabeth P., Emsworth.
 Watson, Miss Helen M., Pittsburgh.
 Baldrick, William E., Pittsburgh.
 Cox, Joseph, Glassport.
 Graves, K. O., Richland Twp.
 Keller, Mrs. Elizabeth L., Pittsburgh.
 Kelley, Mrs. Mildred A., Forest Hills.
 Moore, Lorenzo E., Hampton Twp.
 Petrick, Mrs. Marion, Pittsburgh.
 Phillips, Jacob L., Pittsburgh.
 Phillips, Mrs. Lida F., Scott Twp.
 Reeg, Mrs. Hazel M., Pittsburgh.
 Spiegel, Jules C., Pittsburgh.
 Barnett, Lawrence, Pittsburgh.
 Helferty, Miss Charlotte, Pittsburgh.
 Janocha, Miss Elizabeth R., Scott Twp.
 Morgan, Charles N., Coraopolis.
 Needles, Miss Elsie J., Pittsburgh.

Shooley, Mrs. Edith E., Dormont.
 Fisher, R. L., McKees Rocks.
 Frost, Miss Celia, Pittsburgh.
 Kost, Miss Ruth B., Pittsburgh.
 McElheny, Miss Lillian L., Hampton Twp.
 Stafford, C. W., Pittsburgh.
 Supkoff, Miss Lillian, Pittsburgh.
 Harshaw, Mrs. Alice M., Pittsburgh.
 Haushalter, Miss Janet, Pittsburgh.
 Johnson, Miss Alma M., Pittsburgh.
 Krebs, Gerald A., Pittsburgh.
 Siegrist, J. Morgan, Pittsburgh.
 Vogel, Miss Helen R., Pittsburgh.
 Gill, William A., East Pittsburgh.
 Kamin, Miss Celia, Pittsburgh.
 Keyser, Norman G., Wilmerding.
 Peden, John C., Pittsburgh.
 Schmidt, Miss Florence, Pittsburgh.
 Barch, George W., Tarentum.
 Bosak, Mrs. Elizabeth, Tarentum.
 Kopchak, Miss Catherine M., Pittsburgh.
 Magnone, Miss Thelma, Pittsburgh.
 O'Connor, Mrs. Anne L., Pittsburgh.
 Staudt, Edwin J., Pittsburgh.
 Walker, Roy, McKeesport.
 Cicone, Joseph C., Coraopolis.
 Kolas, Joseph, Pittsburgh.
 Leonard, Gordon T., Neville Twp.
 Swann, Miss Hilda R., Pittsburgh.
 Buckley, Miss Janis T., Pittsburgh.
 Donato, Joseph D., Pittsburgh.
 Green, Mrs. Anna, Pittsburgh.
 Merola, Joseph, Pittsburgh.
 Moore, Miss Lena, Pittsburgh.
 Denholm, Ernest M., Pittsburgh.
 Dickey, Joseph A., Pittsburgh.
 O'Donnell, Robert M., Pittsburgh.
 Rodkev, Roy B., McKeesport.
 Tylavsky, Miss Alice, Wilmerding.
 Guthoehrlein, O. K., Pittsburgh.
 Kalet, Miss Doris Ann, Pittsburgh.
 Matthews, Mrs. Alexandra, Springdale.
 Wells, Mrs. Elizabeth L., Pittsburgh.
 Wells, Jay R., Bethel Twp.
 Cenis, Miss Thelma, Pittsburgh.
 Dempe, Mrs. Clara Ann, Pittsburgh.
 Hummert, Mrs. Bernice, Shaler Twp.
 King, Mrs. Emily M., Pittsburgh.
 Lowe, Mrs. Audra P., Pittsburgh.
 Miller, Barney, Pittsburgh.
 Rodgers, Mrs. Gertrude A., East Pittsburgh.
 Burroughs, Miss M. B., Pittsburgh.
 Denniston, Miss Marie K., Pittsburgh.
 Scanlon, Thomas E., Pittsburgh.
 Emberg, Donald J., North Versailles Twp.
 Goldfeder, Albert A., Pittsburgh.
 Lamprecht, Miss Rose, Pittsburgh.
 Levison, Moe, Pittsburgh.
 Roberts, F. D., Pittsburgh.
 Sciallo, Amico V., Pittsburgh.
 Reed, Mrs. Helen S., Pittsburgh.
 Herzog, John R., Wilkinsburg.
 Rogers, Mrs. Rose, Pittsburgh.
 Rodgers, Mrs. Florence, Wilkinsburg.
 Martin, William D., Pittsburgh.
 Matters, Miss Selma M., Pittsburgh.
 Buechel, Ed., Pittsburgh.
 Hathaway, Mrs. Marilyn S., Pittsburgh.
 Smith, Miss R. Martha, Pittsburgh.
 Stotler, J. H., Penn Twp.
 Yarina, Miss B. J., Pittsburgh.
 Bauer, Herbert J., Millvale.
 Rigatti, Mrs. Dorothy L., Pittsburgh.
 Cassol, Miss Ada, Pittsburgh.
 Gabrielli, Mrs. Inez M., West Mifflin.
 Graham, Miss Margaret L., Pittsburgh.
 Hunter, John, Turtle Creek.
 Thatch, George J., Pittsburgh.

Woodward, Miss Ruth, Franklin Twp.
 Jacobs, T. D., Pittsburgh.
 Dees, Gerald B., Ross Twp.
 Miller, George H., Pittsburgh.
 Pacey, Mrs. M. L., Wilkinsburg.
 Prokich, R. G., Pittsburgh.
 Wilson, E. O., Dormont.
 McClellan, Alva E., Oakmont.
 Thein, Mrs. Norma E., Pittsburgh.
 Hawk, Miss Martha J., Pittsburgh.
 Marquis, E. G., Pittsburgh.
 Rettmann, Henry F. W., North Versailles Twp.
 Gorun, Miss Cornelia A., Pittsburgh.
 Weisenberg, Mrs. Bernice, Pittsburgh.
 Conflenti, J. Martin, Coraopolis.
 Grimes, Mrs. Ruth L., Pittsburgh.
 Stehle, Edward A., Pittsburgh.
 Kubasak, Louis E., Duquesne.
 Maxwell, Thos. F., West Homestead.
 Giligan, Ray J., Pittsburgh.
 Neugebauer, Leo A., Pine Twp.
 Wilders, James E., East McKeesport.
 Grubbs, Gordon L., Pittsburgh.
 Schuller, Mrs. Ina R., Pittsburgh.
 deFilippo, Miss Mary R., Pittsburgh.
 Everhart, James K., Jr., Richland Twp.
 Gough, Mrs. Janet R., Pittsburgh.
 Gale, Mrs. Jeanne M., Pittsburgh.
 Coppes, C. W., Pittsburgh.
 Frenzel, Mrs. Evelyn Hipsley, Pittsburgh.
 Kirk, Mrs. Margaret A., Pittsburgh.
 Prehoda, Miss Betty O., Turtle Creek.
 Weiss, Wm. F., Pittsburgh.
 Swidarski, Mrs. Lena M., Pittsburgh.
 Tejan, Miss Hilda G., Avalon.
 Tuminella, Joseph, Oakmont.
 Barkley, Mrs. Marion K., Pittsburgh.
 Lippert, Mrs. Celeste K., West View.
 Smith, Miss Ruth E., Pittsburgh.
 Davis, Mrs. Alma, Pittsburgh.
 Fry, James A., Pittsburgh.
 Nagy, William L., Castle Shannon.
 Ong, Mrs. Luce M., Pittsburgh.
 Grieser, Fred J., Pittsburgh.
 Peters, Mrs. Mary V., Pittsburgh.
 Trimble, Miss B. L., Pittsburgh.
 Bromley, Barton M., McKees Rocks.
 Eckard, Mrs. Thelma K., Pittsburgh.
 Joseph, Mrs. Jennie L., Pittsburgh.
 Smith, Mrs. Elizabeth, Pittsburgh.
 Gallagher, H. E., Pittsburgh.
 Coyne, Carroll F., Pittsburgh.
 Heselbarth, Oakley W., Jr., Greentree.
 Schmalzl, W. J., Pittsburgh.
 Vockel, Louis D., Pittsburgh.
 Benson, Mrs. Evelyn F., Shaler Twp.
 Howard, Mrs. Hannah, Pittsburgh.
 Parke, Leroy A., Carnegie.
 Plymire, John Ralph, Pittsburgh.
 Herman, Miss Anne S., Pittsburgh.
 Langsdale, Mrs. Mabel T., Pittsburgh.
 Biron, Miss Elaine, Dormont.
 Callahan, Mrs. Marjorie J., Dormont.
 Henderson, Miss Velma, Pittsburgh.
 Langer, William H., West View.
 Pikulski, Mrs. Eleanor A., McKeesport.
 Dodds, Miss Lucille, McKeesport.
 Eckert, Donald L., Pittsburgh.
 Fellman, Miss Ida, Pittsburgh.
 Lucas, Miss Alice E., Pittsburgh.
 Mamula, Miss Helen, Munhall.
 Maneer, Clarence, Eden Park.
 Pennell, Mrs. Rae, Pittsburgh.
 Lawler, John J., Jr., Pittsburgh.
 Callaghan, William T., Pittsburgh.
 Craig, Miss Florence A., Findley Twp.
 Eskofier, Mrs. Marjorie M., Pittsburgh.
 Greenwald, Arthur, Pittsburgh.

Marshall, Rody P., Pittsburgh.
 Mott, Miss Rosalia, Millvale.
 Miller, Mrs. Alice R., Pittsburgh.
 Miller, Mrs. Gladys M., Pittsburgh.
 Nason, Raymond W., Pittsburgh.
 Shumaker, Miss Rita, Pittsburgh.
 Franz, Walter W., Pittsburgh.
 Kelso, Robert O., Pittsburgh.
 Manesiotes, Michael G., Pittsburgh.
 Barclay, Andrew S., Pittsburgh.
 Berringer, G. Robert, Wilkinsburg.
 Bonnar, William L., Pittsburgh.
 Postlethwaite, Hamlin I., Blawnox.
 Riehl, Mrs. Martha E., Castle Shannon.
 Borghini, Peter, Pittsburgh.
 Cieslak, Mrs. Mara J., Pittsburgh.
 Hayden, Frank A., Ross Twp.
 Demos, Mrs. Aryola M., Pittsburgh.
 Hammond, G. D., Swissvale.
 Jones, Mrs. Ada M., Clairton.
 Szurszewski, Stanley J., West Homestead.
 Carson, John W., McKeesport.
 Hansen, Miss Marilyn, Pittsburgh.
 Lafferty, James B., Pittsburgh.
 Barchie, Miss Alberta, McKeesport.
 King, Miss Wanda D., Pittsburgh.
 Lowe, Morton H., Mount Oliver.
 Philios, Roy E., Jr., Pittsburgh.
 Vogel, Miss Jean M., Pittsburgh.
 Zahniser, M. J., Pittsburgh.
 Leinenweber, Miss Caroline M., Pittsburgh.
 Green, Mrs. Marie S., Pittsburgh.

ARMSTRONG COUNTY

Shotts, Mrs. Edna M., Kittanning.
 Groves, Miss M. Adair, Kittanning.
 Leoni, Miss Dolores, Freeport.
 Plyler, Robert W., Kittanning.
 Hetrick, J. W., Kittanning.
 Edinger, Mrs. Mary Ellen, Parker.
 Miller, Daryl D., Sr., East Franklin Twp.
 Ritzman, Nevin C., Kittanning.
 Keefer, George M., Mahoning Twp.
 Kissinger, Harry E., Kittanning.
 Wolfe, J. E., Ford City.
 Connell, Mrs. Mina, Cowanshannock Twp.
 Culb, Donald E., Parks Twp.
 McCauley, Harry W., Kittanning.
 Graff, Mrs. Eileen, Kittanning.
 Kiskadden, Mrs. Margaret E., Freeport.
 Heilman, Willis H., Kittanning.
 Rearic, Mrs. Phyllis Griffin, North Apollo.
 Ritzman, Orson N., Kittanning.
 Rupert, Miss Margaret V., Bethel Twp.

BEAVER COUNTY

Dickey, Miss Lida F., Beaver Falls.
 Bechtel, Mrs. Vera H., Monaca.
 Cleveland, Mrs. Regina S., Beaver Falls.
 Skapik, Mrs. Mary H., Ambridge.
 McCreary, James H., Beaver Falls.
 Prigg, Mrs. Elinor L., Aliquippa.
 Weinman, Mrs. Anna R., Monaca.
 Yorke, John G., New Brighton.
 Belle, James, Jr., New Brighton.
 Rodfong, Truman E., Midland.
 Thomas, Mrs. Betty R., Midland.
 Winship, R. N., Beaver.
 Berkebile, R. J., Koppel.
 Barrie, George W., Rochester.
 Musolin, Miss Dorothy, Aliquippa.
 Serna, Frank C., Rochester.
 Henry, Ronald S., New Brighton.
 Paladina, Miss Sophie T., Ambridge.
 Hermann, Joseph, Monaca.
 Jenkins, Mrs. Elizabeth B., Aliquippa.
 Hogue, Miss Doris, Beaver Falls.
 Patton, L. S., Aliquippa.

Polovina, Nick, Aliquippa.
 Flam, Morris, Beaver Falls.
 Midzianowsky, Miss E., Ambridge.
 McCauley, Harvey F., New Brighton.
 Mohrbacher, Mrs. Gertrude T., Beaver Falls.
 Shope, Mrs. Hazel L., Midland.
 Guyton, John A., Monaca.
 Joy, Mrs. Marian, Beaver Falls.
 Stein, Mrs. Martha C., New Brighton.
 Atkinson, Eugene, Aliquippa.
 Morrow, Frank H., Beaver Falls.
 Kirk, H. Earl, Beaver.
 Davidson, Clem R., Beaver Falls.
 Raynor, Mrs. J. M., Ambridge.
 Howell, Byron O., New Galilee.
 Krohe, Mrs. Ruth, Beaver.
 Riddle, Mrs. Doris S., Aliquippa.
 Vaughn, Mrs. Ethel H., Beaver.
 Hodge, Miss Lois, Aliquippa.
 Mercer, Mrs. Margery M., Beaver.
 Jewell, J. W., Freedom.
 Babich, John, Aliquippa.
 Oram, Mrs. Ruth R., Beaver Falls.
 Gifford, Homer V., Midland.
 McMillen, Mrs. Louise V., Rochester.
 Onderka, Chas., Beaver Falls.
 Richner, George C., Beaver Falls.
 Haram, Mark S., Midland.
 Inman, John G., Beaver Falls.
 Preece, Miss A. M., Monaca.

BEDFORD COUNTY

Thomas, Benjamin F., Bedford.
 Satterfield, Darrell D., Broad Top Twp.
 Baker, James Floto, Bedford.
 Thompson, Miss Betty L., Bedford.
 Chesbro, Vernon M., Bedford.
 Colvin, Mrs. Virginia H., Bedford.
 Brubaker, Lester William, Saxton.

BERKS COUNTY

Weidman, Miss A. Noell, Reading.
 Capozzoli, Mrs. Pearl M., Reading.
 Rosenberg, Mrs. Sylvia S., Lower Alsace Twp.
 Boughter, Arby A., Reading.
 Hunter, Richard B., Mont Penn.
 Gerhart, Mrs. Mae E., Reading.
 Gantert, Miss Mary A., Reading.
 Linker, Edward D., Reading.
 Gravbill, Mrs. Ann I., Reading.
 Leibv, Ralph M., Lower Heidelberg Twp.
 Whitlock, J. E., Reading.
 Killmer, H. H., Marion Twp.
 Allensworth, Mrs. Phyllis D., Reading.
 Roderick, Miss Edna R., Reading.
 Sharpell, Mrs. Margaret Y., Reading.
 Snyder, Ivan J., Washington Twp.
 Pricker, Arthur L., Bern Twp.
 Fell, Howard W., Exeter Twp.
 Siler, A. K., Jr., Ruscombmanor Twp.
 Hockensmith, L. Robert, District Twp.
 Strauss, Chauncey S., Reading.
 Cornelius, Miss Jane, Reading.
 Chalmers, Edwin Laurence, Reading.
 Posey, Lester L., Reading.
 Becker, Fred J., Mount Penn.
 Moulder, J. A., West Reading.
 Davis, Miss Ruth L., West Reading.
 East, Daniel K., Boyertown.
 Ebersole, Mrs. E. Kathryn, West Reading.
 Kegerise, Miss Luella M., Reading.
 Manbeck, Miss Mildred, Reading.
 Mazur, Mrs. Catherine, Reading.
 Snyder, Carl L., Reading.
 Muntz, Mrs. Caroline P., Reading.
 Armao, Samuel F., Mohnton.
 Balthaser, George H., Sinking Spring.
 Putt, Miss Margaret A., Reading.
 Esser, Bernard S., Reading.

Clouser, Robert H., Reading.
 Diem, Miss Esther I., Reading.
 Grimes, Neil R., Reading.
 Ryan, Mrs. Miriam E., West Reading.
 Reich, Miss Helen M., Reading.
 Schofer, Elmer, Topton.
 Knoll, Robert S., Wernersville.
 Brubaker, Mrs. Elizabeth S., Fleetwood.
 Sands, Carl E., Reading.
 Rehnert, Miss Ruth Jean, Reading.
 Woolston, Robert G., Reading.
 Blew, Mrs. Anna M., Reading.
 Koch, Mrs. Helen M., Ontelaunee Twp.
 Cote, Miss Margaret, Reading.
 Jaskulek, Mrs. Ruth, Reading.
 Zink, William E., Reading.
 Sarig, Paul F., West Lawn.
 Hegarty, Mrs. Dorothy J., Reading.
 Rothenberger, Elwood R., Hamburg.
 Rickenbach, Mrs. Arlene E., Hamburg.
 Lash, Miss Margaret J., Reading.
 Coleman, Mrs. Violet G., Reading.
 DeHaven, Jack M., Reading.
 Levan, Mrs. Ruth E., Reading.
 Rhoads, Reuben H., Reading.
 Stoeber, Mrs. Jean H., Reading.
 Shaaber, Mrs. Mary W., Reading.

BLAIR COUNTY

Shaw, Emory H., Duncansville.
 Jones, Mrs. Catharine R., Altoona.
 Holt, Mrs. Dorothy O., Altoona.
 Wall, Miss Rozella M., Altoona.
 Hyle, Miss D. Lenore, Altoona.
 McCabe, Miss Helen M., Altoona.
 Lehman, D. Herbert, Altoona.
 Cronemiller, Harold L., Altoona.
 Notocoulos, Victor A., Altoona.
 Beegle, Mrs. Verna E., Hollidaysburg.
 Martin, Joseph S., Altoona.
 Nicholson, Miss Anna L., Altoona.
 Beaver, Paul E., Altoona.
 McCabe, Mrs. Beulah K., Altoona.
 Reifsnnyder, Mrs. Jessie E., Altoona.
 Reifsteck, Robert E., Greenfield Twp.
 Musselman, Charles A., Altoona.
 Garland, Mrs. Ellene, Hollidaysburg.
 Rhett, Mrs. Helen E., Hollidaysburg.
 Sell, Charles L., Martinsburg.
 Newlin, John W., Tyrone.
 Querry, Mrs. Dorothy C., Martinsburg.
 Matry, Miss Sally, Altoona.
 Smith, Homer I., Hollidaysburg.
 Semple, Miss Leona M., Altoona.
 Rossman, R. R., Altoona.
 Fiore, Joseph N., Altoona.
 Stanlev, Miss Elizabeth C., Greenfield Twp.
 Ott, John E., Altoona.
 Neuhart, M. E., Altoona.

BRADFORD COUNTY

Hofford, Miss Ann, Sayre.
 Dunkle, M. J., Troy.
 Bastion, LaRue S., Towanda.
 Baker, William M., Towanda.
 Smith, David R. Jr., Towanda.
 Dunn, Henry E., Towanda.
 Sudnick, Mrs. Helen A., Sayre.
 Runyon, Mrs. Frances M., LeRaysville.
 Brennan, Martin P., Jr., Towanda.
 Crawford, A. Leigh, Sayre.
 Reed, Miss Edith, Troy.
 Hinkley, Miss Alta, Towanda.
 Baker, Myron Stark, Towanda.

BUCKS COUNTY

Bartram, Miss Mildred A., Falls Twp.
 Case, Miss Virginia F., Doylestown.

Smoyer, Howard, Bristol.
 Power, William M., Doylestown.
 Doyle, Thomas E., South Langhorne.
 MacNair, Ward F., Chalfont.
 Capriotti, Mrs. Pauline, Bristol.
 Biltz, Mrs. Katharine B., Langhorne.
 Reiff, Albert G., Bristol.
 White, Mrs. Edna M., Morrisville.
 Platt, Vernon D., Lower Southampton Twp.
 Kramer, Mrs. Maria, Lower Southampton Twp.
 Rheams, Miss Edythe, Doylestown.
 Benner, Mrs. Helen S., Doylestown.
 Hamm, Mrs. Harriet M., Britsol.
 Singlev. Miss Mary E., Bridgeton Twp.
 Webb, George H., New Hope.
 Wilson, Mrs. Jasmine M., Hilltown Twp.
 Clark, Miss Marquerite M., Doylestown.
 Thompson, John O., Bristol.
 Brown, Mrs. Marian W., Doylestown.
 Collins, John A., Falls Twp.
 Snare, George C., Buckingham Twp.
 Hicks, Miss Cornelia C., Newtown.
 Reedman, Herbert, Penndel.
 Mover, Simon K., Silverdale.
 Mason, John, Doylestown.
 Bishoff, Miss Gertrude E., Quakertown.
 McKnown, Mrs. Thelma F., Warminster Twp.
 Schneider, Miss Bertha J., Quakertown.
 Eastburn, Arthur M., Jr., Doylestown.
 Walker, Mrs. Erma D., Yardley.
 Carter, H. Edward, Bristol.
 Wimmersberger, Mrs. E. M., Bristol Twp.
 Landis, Oliver M., Quakertown.
 Vandervort, L. S., Jr., Buckingham Twp.
 Atkinson, Edgar C., Buckingham Twp.
 Mvers, Arlington F., Doylestown.
 Headley, Mrs. Mildred B., Yardley.
 Stauffer, Clayton L., Perkaise.
 Barton, Robert M., Bristol.
 Sergeant, Mrs. Katherine R., Doylestown.
 Dougherty, James J., Bristol.
 Hampton, R. C., Yardley.
 Rorer, Laurence P., Quakertown.
 Booz, William H., Plumstead Twp.
 Early, Mrs. Katharine G., Bedminster Twp.

BUTLER COUNTY

Birkbichler, Alnhonsus P., Butler Twp.
 Galmish, Miss Florine G., Butler.
 Kottraba, Mrs. Dorothy B., Butler.
 Mellinger, George P., Butler.
 Edwards, Jack A., Butler.
 Vensel, Mrs. Helen E., Butler.
 Trun, Francis R., Butler.
 Simcoe, Andrew Michael, Lancaster Twp.
 Pew, Mrs. Viola B., Butler.
 Marshall, John H., Butler.
 Garvin, Miss Ruth E., Zelienople.
 Miller, Miss Agnes N., Butler.
 Zeber, Mrs. Louise C., Harmony.
 Sheldon, George E., Butler.
 Langland, Mrs. Mildred, Butler.
 Meeder, Ellsworth A., Zelienople.
 Orr, Mrs. Elda C., Harrisville.
 Pollock, J. R., Butler.
 Boak, Mrs. Lillian U., Muddycreek Twp.
 Rodgers, C. H., Butler.
 Lotzbire, Edward, Penn Twp.
 Brickle, E. R., Butler.
 Crawford, Walter P., Slippery Rock.
 McMahan, Miss Mildred G., Butler.
 Bolam, Mrs. Marguerite V., Butler.
 Brandon, Miss Dorothy, Butler.
 Rikal, Mrs. Anna E., Butler Twp.
 Stehle, Joseph T. Jr., Butler.
 Hohman, Frederick R., Butler Twp.
 Murray, Garman C., Zelienople.
 Voelker, Miss Leona M., Butler.

Adams, Uber, Slippery Rock.
 Johnson, J. F., Butler.

CAMBRIA COUNTY

Collins, Earl R., Johnstown.
 Deskevich, Miss Ann, Nanty Glo
 Brown, Robert C., Barnesboro
 Shaffer, Miss Marjorie, Geistown.
 Boyle, Chas. J., Johnstown.
 McClarren, Miss Dorothy M., South Fork.
 Messenger, Ray I., Johnstown.
 Kennedy, L. J., Sankertown.
 Brunett, Bruce, Portage.
 Wilkosky, Mrs. Helen L., Johnstown.
 Johns, Charles, Johnstown.
 Battista, Miss Katherine, Ebensburg.
 Haskins, E. L., Blacklick Twp.
 Sanner, James R., Cambria Twp.
 Havers, John L., Johnstown.
 Pilot, Frank M., Nanty-Glo.
 Schettig, Sheldon C. Sr., Cresson.
 Haluska, Louis A., Patton.
 Matthews, Edgar W., Johnstown.
 Springer, Maurice A., Ebensburg.
 Christoff, Albert K., Patton.
 Glass, Mrs. Evelyn R., Johnstown.
 Porada, Mrs. Elsie, Johnstown.
 Baker, George H., Johnstown.
 Martin, Mrs. Margaret, Johnstown.
 Girard, Mrs. Marion E., Johnstown.
 Lintz, Mrs. Mildred L., Ebensburg.
 Rose, John W., Gallitzin.
 Colberg, Andrew L., Carrolltown.
 Ricche, Mrs. Virginia C., Gallitzin.
 Belle, Joseph N., Johnstown.
 McConnell, Miss E. Olive, Vintondale.
 Emerick, John Jr., West Carroll Twp.
 Burkhart, Miss Mary, Johnstown.
 Trigona, Philip P., Johnstown.
 Finnell, Jay H., Johnstown.
 McCollam, Miss Sylvia A., Johnstown.
 Grumbling, Miss Mary Catherine, Barnesboro.
 Helman, J. Glendon, Johnstown.
 Reed, Mrs. Ruth H., Johnstown.
 Hunt, Mrs. Elinore Y., Ebensburg.
 Hinkel, W. E., Johnstown.
 Miller, Miss Mabel V., Johnstown.
 Medwig, William, Johnstown.
 Norris, W. Richard, Johnstown.
 Salvetti, Miss Theresa M., Johnstown.
 Gleason, Robert A., Johnstown.
 Williams, John L., Johnstown.
 Smith, Mrs. Mary D., Johnstown.
 Tedjeske, Mrs. Lillian H., Ferndale.

CAMERON COUNTY

Sayer, Mrs. Jean M., Emporium.
 Putnam, Mrs. Helen B., Shippen Twp.
 Carson, Bird C., Emporium.
 Nolan, Mrs. Ruth, Emporium.

CARBON COUNTY

Reese, Miss Eliza Jane, Mauch Chunk.
 Ebert, Paul F., Palmerton.
 Hackash, Isadore F., Lansford.
 Rehrig, Norman W., Lehighton.
 Wink, Robert W., Weissport.
 Hollar, Robert, Summit Hill.
 Roberts, Garfield B., Palmerton.
 Canter, Harry J., Lansford.
 Moskovitz, Morris, Weissport.
 Webb, Sidney R., Palmerton.
 Trump, Jeremiah R., Towamensing Twp.
 Philip, Jacob, Palmerton
 Swank, Miss Ruth, East Mauch Chunk.

CENTRE COUNTY

Friedman, David L., Snow Shoe Twp.

Gross, Miss Margaret Ellen, Bellefonte.
 Nelson, Edward J., State College.
 Etters, Paul M., Spring Twp.
 Parsons, Miss Ruth, Unionville.
 Antes, Donald E., Ferguson Twp.
 Ring, Fred J., Spring Twp.
 Harman, Mrs. Eleanor H., College Twp.
 Foresman, D. W., Bellefonte.
 Davies, Mrs. Ellen M., State College.
 Russell, E. W., Snow Shoe.
 Hermstaedt, Mrs. Dorothy C., Bellefonte.
 Kissell, Mrs. Thelma H., Bellefonte.
 Widmann, Miss Sara A., Bellefonte.
 Billet, Donald, Bellefonte.
 Lambert, O. T., Bellefonte.

CHESTER COUNTY

Hess, Mrs. Kathryn D., Downingtown.
 Roberts, John W., Oxford.
 Sheridan, William E., Caln Twp.
 DiGuseppi, Miss Lena, Kennett Square.
 Prout, Leon K., Coatesville.
 Bauer, Mrs. Rose, West Chester.
 Duncan, Mrs. Evelyn S., Tredyffrin Twp.
 Schmaltz, P. Robert, Kennett Square.
 Marcantonio, Miss Antoinette, Willistown Twp.
 Lear, Mrs. Margaret, West Chester.
 Root, Miss Jennie B., Oxford.
 Mateer, Leslie E., Willistown Twp.
 Kurtz, J. M., Honey Brook.
 Gordon, Franklin L., Coatesville.
 Campbell, Mrs. Ellen M., Tredyffrin Twp.
 Witwer, Harvey W., Elverson.
 Brunner, H. Richard, West Nottingham Twp.
 Lucas, Charles E., Jr., West Chester.
 Dempsey, Mrs. Mary M., Lower Oxford Twp.
 Hazlett, Gilbert, Kennett Square.
 Hoffman, Mrs. Margaret Ives, Kennett Square.
 Carpenter, W. Gordon, Downingtown.
 Di Prinzio, Miss Annetta, Tredyffrin Twp.
 Gay, Thos. W., Phoenixville.
 Himmelberger, Earl, Phoenixville.
 Greenwood, Mrs. Margaret W., Coatesville.
 Fakete, Louis D., Phoenixville.
 Dutich, Newton J., Coatesville.
 Brabson, Mrs. Miriam W., Oxford.
 Trachtenberg, Norman, Phoenixville.
 Eachus, Mrs. Miriam W., Coatesville.
 Hamilton, Mrs. Mary Ann, Phoenixville.
 Roseboro, Mrs. Anna M., Coatesville.
 Sacks, Leon, Oxford.
 Potter, William G., Phoenixville.
 Dacey, Mrs. Margaret, Coatesville.
 Weed, Mrs. Eleanore deS., Tredyffrin Twp.
 Ellis, Brower R., East Coventry Twp.
 Halteman, Miss Gladys, Spring City.
 Russell, Miss Sara E., Coatesville.
 Lowry, Mrs. Marian A., Downingtown.
 Perry, Wm. E., Malvern.
 Gallagher, Miss Mary R., West Chester.
 Grant, Arthur V., West Chester.
 Maitland, Miss Janet M., Coatesville.
 Ponge, H. William, South Coatesville.

CLARION COUNTY

Taylor, Mrs. Juene E., Clarion.
 Garneau, John P., Clarion.
 Slater, Richard E., Paint Twp.
 Price, Miss Grace E., Licking Twp.
 Pfaff, Paul J., Elk Twp.
 Rhea, Walter A., Sligo.
 Pope, H. Ray, Jr., Clarion.
 Caligiuri, Fred J., Knox.
 Wharton, Ray E., Knox.
 Johnston, F. Rea, Clarion.
 Snyder, Rollin La Rue, Shippensburg.
 Harvey, A. J., Clarion.
 Davis, Robert W., Jr., Clarion.

Brocklehurst, Harold D., Perry Twp.
 Smith, Robert E., Clarion.
 Wall, Nelson L., New Bethlehem.
 Hoover, John L., Rimersburg.
 Perry, Joseph, Elk Twp.
 Laughlin, William H., Clarion.
 Bartlett J. Eugene, Knox.
 Keeler, Ellsworth A., New Bethlehem.

CLEARFIELD COUNTY

Barrett, Alvin J., Clearfield.
 Matthews, Miss Ruth E., DuBois.
 Derrick, Walter P., Clearfield.
 Harvey, Charles L., Sandy Twp.
 Brennecke, Ralph C., Clearfield.
 Lewis, William, DuBois.
 Bailey, Miss Nora E., Morris Twp.
 Reed, A. S., DuBois.
 Rich, Miss Ramona M., DuBois.
 Ruffner, Mrs. Elizabeth A., Bigler Twp.
 Shearer, Leslie C., Coover Twp.
 Parker, Trood D., Clearfield.
 Sutherland, Delbert N., DuBois.
 Korman, L. R., Osceola.
 Rhinehart, Philip N., Clearfield.
 Fullerton, Miss Geneva, Clearfield.
 Thompson, Mrs. Carolyn M., Clearfield.
 Bechtel, R. E., DuBois.
 Witherow, Miss E. May, Clearfield.
 Albert, Miss Grace, Clearfield.
 Wrigley, Mrs. H. Helen, Clearfield.
 Barone, Miss Nicoletta L., Clearfield.

CLINTON COUNTY

Verelli, Rocco A., Lock Haven.
 Heller, Paul R., Lock Haven.
 Ostrom, R. J., Renovo.
 O'Connell, Miss Kathryn, Mill Hall.
 Stone, John Jr., Chapman Twp.
 Aiello, Miss M. M., Castanea Twp.
 Stevenson, J. R., Jr., Lock Haven.

COLUMBIA COUNTY

Hoffman, Miss J. L., Bloomsburg.
 Davis, Richard, Berwick.
 Piazza, Nickolas, Berwick.
 McElrath, James, Jr., Berwick.
 Leighou, Mrs. Elizabeth E., Bloomsburg.
 Lonsdale, Robert, Millville.
 Williams, William J., Berwick.
 Hughes, John L., Jr., Berwick.
 Boone, Rohr B., Berwick.
 Dresher, Miss Miriam A., Berwick.
 Monroe, Miss Ruth, Berwick.
 Deaner, Mrs. Florence J., Bloomsburg.

CRAWFORD COUNTY

North, Floyd M., Meadville.
 Mahany, Mrs. Mabel C., Titusville.
 Irrgang, Mrs. Mary G., Linesville.
 O'Day, Joseph H., Meadville.
 Eckels, J. Perry, Meadville.
 Maloney, Miss Wilma, Meadville.
 Kaputa, Peter R., Jr., Titusville.
 Durish, Mrs. Constance L., Meadville.
 Hildebran, Mrs. Ella E., Cochranton.
 Smith, M. L., Pine Twp.
 Hanna, Arch, Townville.
 Arrowsmith, Miss M. Joyce, Meadville.
 Cunningham, F. G., Meadville.
 Brayner, Harold I., Vernon Twp.
 Hayes, Charles L., Linesville.
 Mallev, Miss Anne E., Meadville.
 Hamilton, Lawrence, Meadville.
 Kleckner, Rex L., Meadville.
 Hrip, Mrs. Neva M., Centerville.
 Bunce, George W., Meadville.
 Heberling, Frank Jr., Conneaut Lake.

Barr, Mrs. Elizabeth, Meadville.
 Moyer, Ivin B., Meadville.
 McKelvey, Miss Jean B., Meadville.
 Bunce, Mrs. Clara Dewey, Meadville.
 Richards, John D., Meadville.
 Dickie, Mrs. Evelyn W., Meadville.
 Barco, Miss Helene G., Meadville.
 Johnson, Mrs. Sallie M., Meadville.
 Herrington, Mrs. Mary R., Meadville.
 Barackman, M. A., Meadville.

CUMBERLAND COUNTY

Van Riper, Mrs. Gladys, Carlisle.
 Keller, Mrs. Doris, New Cumberland.
 Scott, Mrs. Oella L., Carlisle.
 Oberman, Jay E., Camp Hill.
 Hamme, Richard E., Carlisle.
 Graham, William H., Lower Allen Twp.
 Brackbill, Robert L., Mechanicsburg.
 Hale, Kenneth M., Shippensburg.
 Diller, George P., Carlisle.
 Helsel, Mrs. Lois D., Carlisle.
 Bretz, Miss D. Maxine, Carlisle.
 Foster, Worden J., Carlisle.
 Becker, Robert M., Mechanicsburg.
 Riddle, W. A., Lemoyne.
 Stansfield, Mrs. Marianne L., Carlisle.
 Stipes, Clarence Odell, Carlisle.
 Funk, Upton L., Shippensburg.
 Arnold, Francis R., Camp Hill.
 Davidson, Mrs. Nellie, Carlisle.
 Plasterer, C. C., Carlisle.
 Ruoff, Chas. H., New Cumberland.
 Hernley, A. R., Camp Hill.
 Gephart, George D., Mt. Holly Springs.
 Hays, Jacob J., Carlisle.
 Clemence, Glenn G., Camp Hill.
 Handshew, A. Kurtz, Shippensburg.
 Hart, Mrs. Clara B., Mechanicsburg.
 Eckert, Miss Blanche R., Lemoyne.
 Stough, Mearl E., Mechanicsburg.
 Bartges, George E., Carlisle.
 Kelso, Mrs. Mary B., Shippensburg.
 Tanger, Mrs. Kathryn M., Carlisle.
 Offenger, Howard G., Mechanicsburg.
 Enders, Donald E., Camp Hill.
 Kilmore, John David, Lower Allen Twp.
 Hoover, W. Howard, Camp Hill.
 Brown, Miss Esther P., Carlisle.
 Hoyaux, Hubert E., Carlisle.
 Brenneman, Mrs. Mildred R., Carlisle.
 Wolfrom, Richard R., Shippensburg.
 Yinger, Mrs. Dorothy K., Carlisle.

DAUPHIN COUNTY

Innis, Miss Jessie A., Harrisburg.
 Leswing, Miss Evelyn M., Harrisburg.
 Edwards, George E., Harrisburg.
 Ross, John D., Harrisburg.
 Moyer, Harry B., Derry Twp.
 Bartell, Leo J., Harrisburg.
 Donohoe, Michael C., Harrisburg.
 Golden, James J., Harrisburg.
 Laughlin, Wm. J., Harrisburg.
 Miller, Walter F., Harrisburg.
 Mulvihill, James M., Harrisburg.
 Schonek, Miss K. B., Harrisburg.
 Fornwald, C. A., Harrisburg.
 Wirperman, Miss Anna, Harrisburg.
 Kemmerer, R. W., Harrisburg.
 Henry, Theodore S., Harrisburg.
 Miller, W. Robert, Lower Paxton Twp.
 Dyer, Miss Florence E., Harrisburg.
 Allen, Mrs. Lillian, Harrisburg.
 Gertzen, Mrs. Celeste, Harrisburg.
 Eshleman, Mrs. Mildred G., Harrisburg.
 Kahler, Miss Evelyn M., Harrisburg.
 Cale, J. C., Harrisburg.

Koons, C. Lester, Lower Swatara Twp.
 Johnson, Mrs. Delmotte H., Steelton.
 Weaver, Charles D., Harrisburg.
 Godshall, A. R., Harrisburg.
 Allen, Miss Marie E., Harrisburg.
 Hollinger, W. Franklin, Harrisburg.
 Spangler, Claude S., Middletown.
 Bentley, Mrs. Ora L., Harrisburg.
 Milo, Elias, Swatara Twp.
 Sloathour, Spencer E., Harrisburg.
 Weaver, Mrs. Mildred M., Millersburg.
 Etter, Edgar R., Harrisburg.
 Leggore, Russell H., Middletown.
 Williams, Mrs. Lucia J., Harrisburg.
 Hollar, Mrs. Evelyn D., Harrisburg.
 Derick, Samuel W., Harrisburg.
 Haar, Mrs. Dorothy B., Steelton.
 Shelenbarger, Mrs. Gertrude S., Lower Paxton Twp.
 Bennett, B. W., Harrisburg.
 Daniel, Mrs. Ethel M., Elizabethville.
 Hepford, Miss Margaret E., Harrisburg.
 Lewis, Sylvio V., Steelton.
 Moyer, Miss Amy S., Williamstown.
 Moyer, Nevin W., Lower Paxton Twp.
 Novinger, John A., Millersburg.
 Shaffer, Guy F., Harrisburg.
 Shaffer, R. L., Harrisburg.
 Snyder, Frank B., Harrisburg.
 Wren, Mrs. M. Ladora, Williamstown.
 Norton, Mrs. Cecil R., Harrisburg.
 Martin, Miss Mary A., Harrisburg.
 Rand, H. S., Harrisburg.
 Garrett, Paul N., Harrisburg.
 Hawk, Mrs. Marjorie L., Harrisburg.
 Mandes, Luigi M. R., Derry Twp.
 West, Mrs. Irene M., Harrisburg.
 Soyster, Miss Shirley J., Harrisburg.
 Bowman, Miss M. Patricia, Harrisburg.
 Boyer, R. W., Harrisburg.
 Rhyon, Sidney, Harrisburg.
 Walmer, Paul L., Penbrook.
 Wheeler, Miss Margaret T., Harrisburg.
 Franklin, Miss Vera G., Harrisburg.
 Bruce, Henry B., Harrisburg.
 Sellers, Mrs. Sarajane, Harrisburg.
 Hurst, Miss Emma M., Paxtang.
 Albany, Stacy R., Harrisburg.
 Brightbill, Mrs. Mary L., Hummelstown.
 Ohail, Miss Virginia S., Harrisburg.
 Sellers, Warren A., Paxtang.
 Hammer, Mrs. Ruth, Harrisburg.
 Grissinger, Paul R., Harrisburg.
 Umbenhauer, Mrs. Arwilda R., Harrisburg.
 Dillon, C. M., Harrisburg.
 Metzger, Mrs. Florence I., Harrisburg.
 Kirk, Geo. B., Harrisburg.
 Keckler, H. Melvin, Derry Twp.
 Silks, Mrs. Gene G., Harrisburg.
 Bashore, Mrs. Ardell V., Harrisburg.
 Forlizzi, Vincent, Harrisburg.
 Spicer, John S., Harrisburg.
 Hikes, Mrs. Mildred G., Harrisburg.
 Keister, John S., Harrisburg.
 Sees, Mrs. Elsie M., Harrisburg.
 Thomas, Kenneth W., Wiconisco Twp.
 Metzger, A. Russell, Middletown.
 Hurd, Harold E., Harrisburg.
 Hartzell, Miss Vivian M., Harrisburg.
 Shuey, Lloyd R., Harrisburg.
 Deardorff, Robert W., Harrisburg.
 Nelson, Eugene E., Harrisburg.
 Robertson, Lutellus J. Jr., Harrisburg.
 McCormick, Mrs. E. Marion, Lvkens.
 Radford, Miss Janet M., Harrisburg.
 Smith, Paul G., Jr., Harrisburg.
 Crabbe, Alfred G., Harrisburg.
 Bubb, Miss Margaret G., Harrisburg.
 Foutz, Richard E., Derry Twp.

Lott, Ray P., Swatara Twp.
Wakefield, J. L., Harrisburg.

DELAWARE COUNTY

Fisher, Randolph F., Yeadon.
Troeger, Mrs. Rosa, Trainer.
Kretz, Arthur C., Jr., Chester.
Catania, Nicholas F., Ridley Twp.
Brittain, Walter G., Trainer.
Ovington, Norman M., Chester.
McClatchy, Walter A., Upper Darby Twp.
English, Miss Margaret Frances, Radnor Twp.
Thornton, Mrs. Elizabeth S., Chester.
Wissler, Mrs. Elsie, Chester.
Bell, James A., East Lansdowne.
Preston, Mrs. Mary Louise, Haverford Twp.
Martin, Miss Margaret, Haverford Twp.
Barrett, William F., Lansdowne.
Phillips, E. Homer, Sr., Chester.
Lewicki, Walter J., Chester.
Savini, Michael J., Radnor Twp.
Watson, Miss Roberta M., Lansdowne.
De Janney, Mrs. Emilie B., Media.
Russell, James E., Upper Darby Twp.
Shoop, Miss Mary B., Chester.
Alston, George L., Jr., Swarthmore.
Levine, Burton L., Brookhaven.
Stewart, E. Winfield, Aldan.
Clendenning, Miss Elizabeth I., Chester.
Gray, Frank R., Rutledge.
Laird, Mrs. Isobel Morrison, Nether Providence Twp.
Shoemaker, Harry E., Darby.
Gehris, A. Henry, Jr., Upper Darby Twp.
Broughton, William C., Jr., Lansdowne.
Pomeroy, David B., Springfield Twp.
Werner, Dickson, Lansdowne.
Chapis, Anthony J., Upper Darby Twp.
Ellis, Daniel W., Chester Twp.
Smith, Mrs. Naoma S., Ridley Twp.
Messick, Miss Elizabeth J., Chester.
Morris, Mrs. Sara V., Upper Chichester Twp.
Cottilla, Daniel J., Upper Darby Twp.
Bibb, E. N., Marcus Hook.
Start, Raymond R., Upper Darby Twp.
Pastuszek, William J., Chester.
Lumley, Clarence F., Jr., Haverford Twp.
Fungaroli, Miss Eleanor, Upper Darby Twp.
Sanders, Donald C., Upper Darby Twp.
Rockwell, Herbert J., Jr., Upper Darby Twp.
Straub, Joseph T., Haverford Twp.
Bird, Robert S., Swarthmore.
Suplee, Charles J., Jr., Lansdowne.
Wilson, Edmund R., Haverford Twp.
Forman, Richard N., Chester.
Gross, Miss B. D., Swarthmore.
Heffron, George M., Chester.
Honer, Miss Anne, Chester.
McGarriele, Mrs. Dorothy, Haverford Twp.
Miller, Elmer E., Edgemont Twp.
Pennington, Charles E., Chester.
Shaw, Albert S., Darby.
Elliott, Mrs. Mary R., Chester.
Rogers, James C., Lansdowne.
Todd, Raymond H., Radnor Twp.
D'Ambrosio, Mrs. Josephine, Radnor Twp.
Entriken, Horace, Haverford Twp.
Stoudt, Albert E., Marcus Hook.
Garrett, Mrs. Kathryn M., Springfield Twp.
Hawthorne, John L., Jr., Glenolden.
Jones, Mrs. Emily E., Chester.
Orton, Mrs. Madeline S., Upper Darby Twp.
Holefelder, Charles F., Aston Twp.
Gaskill, Herbert E., Ridley Twp.
Carlin, Jos. J., Clifton Heights.
Nash, Frank J., Jr., Upper Darby Twp.
Adams, Mrs. Bess B., Upper Darby Twp.
Anderson, Mrs. Alfreda D., Lansdowne.
Tracy, Miss Anne M., Media.
Thomas, C. F., Upper Darby Twp.

Lanagan, V. M., Trainer.
Andrien, Miss Sylvia U., Millbourne.
Carr, Mrs. Mary C., Chester.
Conwav, Miss Marie E., Haverford Twp.
Stout, Frank H., Upper Darby Twp.
Dunn, Robert G., Chester.
Haycraft, Mrs. Mae C., Sharon Hill.
Lewry, Thomas M. 3rd, Haverford Twp.
Jessar, Miss Josephine R., Tincum Twp.
Smith, Allan B., Lansdowne.
Wilson, Thomas E., Darby.
Evonsky, Mrs. Kathryn, Ridley Twp.
Winkler, Thomas, Yeadon.
Bauman, Mrs. Helen I., Media.
Lyman, Miss Marguerite C., Lower Chichester Twp.
LaRue, Mrs. Ann Evans, Upper Darby Twp.
Scattolini, Albert, Chester.
Wallace, Charles T., Haverford Twp.
Bruton, Mrs. Belle L., Chester.
Kuhn, Mrs. Mary A., Media.
Pritchard, John C., Chester.
Storey, Mrs. Madge P., Upper Darby Twp.
Read, Miss Elsie A., Chester.
Guy, Warren H., Marcus Hook.
Khoury, Charles A., Upper Darby Twp.
MacFerran, Mrs. Janice S., Upper Darby Twp.
Silbey, Harry H., Clifton Heights.
Becker, William H., Chester.
McDonough, Joseph T., Chester.
King, W. Elmer, Upper Darby Twp.
Ross, Mrs. Ethel P., Media.
Henderson, Mrs. Martha M., Upper Darby Twp.
Long, Mrs. Marion E., Nether Providence Twp.
Finkle, Mrs. Elizabeth B., Upper Darby Twp.
Pinnock, Miss Muriel, Chester.
Teofilak, Mrs. Elizabeth, Chester.
Williams, Mrs. Pauline A., Chester.
Bibb, Joseph W., Yeadon.

ELK COUNTY

Muroski, Miss J. C., Johnsonburg.
Blatt, Edward J., Ridgway.
Garner, Paul A., St. Marys.
Green, George J., St. Marys.
Nickeson, Mrs. Margaret C., St. Marys.
Robison, F. A., Jr., St. Marys.
Harris, Wm. E., Jr., Ridgway.
Guaglianone, Salvatore, Johnsonburg.
Cartwright, Richard E., Ridgway.

ERIE COUNTY

Latimer, Myron H., Milcreek Twp.
Barner, Wayne S., Erie.
Foht, Kenneth E., Erie.
Keene, Mrs. Hazel H., Erie.
Ulrich, Frederick R., Erie.
Francisco, Mrs. Marjorie G., Erie.
Hutcheson, Mrs. Marian E., Corry.
Bushveager, Miss Alene A., Erie.
Russell, Miss Anne J., Erie.
Parks, Raymond H., North East.
Sears, Mrs. Mary E., Corry.
Fairgraves, Miss Jeanne M., Erie.
Schumacher, Miss Margaret K., Erie.
Benedik, Joseph D., Girard.
Knochel, John J., Erie.
King, Mrs. Rosalba M., Lawrence Park Twp.
DeLury, Mrs. Mary E., Corry.
Whitcher, Mrs. Ruth E., Erie.
Cook, Giles W. J., Erie.
Westergren, C. Rune, Erie.
Card, W. A., North East.
Hart, Joseph A., Erie.
Wheeler, Henry T., Corry.
Scott, Mrs. Violet A., Erie.
Ludwig, Mrs. Rowena L., Millcreek Twp.
Swan, Mrs. Thora E., Erie.
Edkin, Mrs. Alice, Fairview.
Kanuk, Miss Helen, Girard.

McLaughlin, Mrs. Mary, Erie.
 Brown, Roger M., Corry.
 Riley, Joseph M., Erie.
 Laird, Robert A., Erie.
 Miller, R. E., Erie.
 Davis, Mrs. Ann B., Erie.
 Hagenlocher, William, Erie.
 Howard, Paul W., Erie.
 Lyons, Emmett H., Erie.
 Stell, Miss Marie E., Erie.
 Trohoske, Miss Theresa, Millcreek Twp.
 Thor, J. Arnold, Erie.
 Tiffany, Carl W., Erie.
 Harris, William R., Albion.
 Kearns, L. William, Erie.
 Long, Mrs. Helen S., Erie.
 Roward, Wm. T., Erie.
 Seymour, Mrs. Ethel, Union Twp.
 Opel, Gustave A., Erie.
 Crotty, Miss Mary Ann, Erie.
 Allen, Paul T., Erie.
 Theno, Mrs. Clara A., Erie.
 Dempsey, Thomas B., Erie.
 Chenoweth, Mrs. Dolores M., Erie.
 Whitley, Miss Harriet I., Erie.
 Lockwood, Mrs. Ethel, Girard Twp.
 Biebel, George I., Erie.
 Wise, Miss Abbey F., Erie.
 Hayes, Mrs. Pauline, Girard.
 Post, Mrs. Adda B., Erie.
 Hill, Harold B., Erie.
 Doyle, Thomas E., Erie.
 Schultz, Harold H., Erie.
 White, Glenn W., Albion.
 Cappabianca, John, Erie.
 Zelazny, Miss Regina C., Erie.
 Clark, Miss Marion, Erie.
 Hartley, Mrs. Millicent L., North East.
 McCray, Miss Lois E., Corry.
 Nash, Miss Mildred E., North East.
 Kimmel, Benjamin F., Erie.
 Hartley, Mrs. Jacquelyn S., North East.
 Payne, Mrs. Dorothy T., Erie.
 Abbott, Mrs. Margaret P., Erie.
 Lindgren, Miss Ruth M., Erie.
 Stitzinger, Miss Pearl, Millcreek Twp.
 Kreidler, Robert C., Erie.
 Symmonds, Kenneth B., Erie.
 Szymanski, Bernard C., Erie.
 Konkowski, Eugene F., Erie.
 Westcott, Mrs. Ida B., Lawrence Park Twp.
 Canfield, Miss Clara E., Erie.
 Ehrman, Joseph A., Millcreek Twp.

FAYETTE COUNTY

Barnes, Ellis R., Uniontown.
 Seiler, Emmet D., South Union Twp.
 Funk, Miss Frances L., Uniontown.
 Taft, Les, Menallen Twp.
 Cook, Miss Marietta, Dunbar Twp.
 Axelrad, Jerome M., Uniontown.
 Provance, T. D., Uniontown.
 Campbell, C. D., Uniontown.
 Price, Harrison C., Uniontown.
 McDaniel, Robert E., Uniontown.
 Ebert, Mrs. Jane, Brownsville.
 Kohrman, Miss Mary, Uniontown.
 Feniello, G., Connellsville.
 George, George T., Uniontown.
 Kelley, Miss Mary I., Masontown.
 Magaldi, Miss Rita L., Brownsville.
 Orlandi, Miss Lena, Brownsville.
 Wheeler, Frank A., Masontown.
 Martin, Mrs. Lillian F., Henry Clay Twp.
 Allen, John A., Franklin Twp.
 Harvev, William F., North Union Twp.
 Pore, O. Porter, Perry Twp.
 Schroyer, Miss Lila D., Connellsville.
 Egnot, Miss Margaret M., Uniontown.
 Hunt, Mrs. Mary J., North Union Twp.

Ostroff, Miss Rosabelle, North Union Twp.
 Scheller, Mrs. Bertha K., Connellsville.
 Kooser, Miss Sadie E., Connellsville.
 Bitner, Wm. H., Smithfield.
 Kuhns, M. R., Brownsville.
 Campoli, Miss Eleanore Jean, Uniontown.
 Ansell, Mrs. Garnette H., Connellsville.
 Semsey, S. R., Uniontown.
 Sankovich, Anthony G., Franklin Twp.
 Griffith, Miss Helen L., South Union Twp.
 Clifford, Miss Beth A., Uniontown.
 Battaglini, Miss Jean, Brownsville.
 Hanna, Michael, Masontown.
 Morton, Mrs. Ocie V., Smithfield.
 Patterson, William, Uniontown.
 Rose, Louis, Dunbar Twp.
 Spock, John Jr., Masontown.
 Seeman, Paul R. J., Connellsville.
 Hovan, Metro, Masontown.
 Johnston, Miss Marian L., Uniontown.
 Shafer, Clarence R., Uniontown.
 Patrignani, Miss Evelyn A., Uniontown.
 McDaniel, Lawrence D., Uniontown.
 De Cara, Philip C., Connellsville.
 Livingston, Mrs. Bertha, Uniontown.

FOREST COUNTY

Pears, Mrs. Mildred L., Tionesta.

FRANKLIN COUNTY

Weikert, Miss Jean, Waynesboro.
 Sonnik, Miss Evelyn V., Chambersburg.
 Barkdoll, Joseph L., Chambersburg.
 Pensinger, Harold B., Greencastle.
 Skelly, J. Conrad, Shippensburg.
 Ausherman, Tom W., Chambersburg.
 Martin, Luther N., Washington Twp.
 Smith, Miss Mary N., Chambersburg.
 Finfrock, Ivan R., Greencastle.
 Perry, Richard O., Chambersburg.
 Wingerd, Martin L., Hamilton Twp.
 Roberston, Mrs. Helen B., Fannett Twp.
 Hoke, Mrs. Fay Cordell, Chambersburg.
 Whiteman, Miss Doris G., Chambersburg.
 Rock, Mrs. Peggy A., Waynesboro.
 Cordell, Mrs. Virginia M., Chambersburg.
 Settles, Floyd H., Waynesboro.
 Barnes, Miss Helen M., Greencastle.
 Graham, Mrs. Virginia S., Waynesboro.
 Etter, Miss M. Catherine, Chambersburg.
 Thrush, Garnet W., Chambersburg.
 Davis, Harry A. J., Waynesboro.
 Clugston, Miss Jeannette, Greencastle.
 Williams, J. R., Chambersburg.
 Hippensteele, Mrs. Rose B., Southampton Twp.

FULTON COUNTY

Brantner, Harry R. J., Todd Twp.

GREENE COUNTY

Spowls, Miss Catharine, Waynesburg.
 Blackhurst, Mrs. Norma L., Waynesburg.
 Perrin, Walter A., Waynesburg.
 Frye, Charles R., Center Twp.
 Carroll, Mrs. Elizabeth L., Gray Twp.
 Staggers, R. L., Waynesburg.
 Dauberman, Martin L., Cumberland Twp.
 Twyford, Irvin L., Morgan Twp.
 George, Joseph J., Waynesburg.
 Sahady, Mrs. Elizabeth, Jefferson.

HUNTINGDON COUNTY

Schwartz, J. M., Smithfield Twp.
 Heimbaugh, Mrs. Bessie T., Huntingdon.
 Fleming, Miss Sarah L., Huntingdon.
 Godard, Mrs. Isabel S., Huntingdon.
 Kennedy, Mrs. Zelda M., Huntingdon.
 Fleck, Miss H. Elizabeth, Huntingdon.
 Shuck, Jack M., Huntingdon.

INDIANA COUNTY

Nevins, Waid H., Homer City.
 Hamill, Miss Emabel J., Plumville.
 Turney, J. H., Conemaugh Twp.
 De Santis, John B., Indiana.
 Lockard, Forrest S., Clymer.
 Shearer, James I., Burrell Twp.
 Duffalo, Mrs. Kathryn C., Burrell Twp.
 Thompson, Robert G., Indiana.
 Fleck, Mrs. Helen F., Indiana.
 Darr, Robert H., Indiana.
 McConn, H. W., Indiana.
 Walker, E. Lyle, Indiana.
 Stouffer, Mrs. Alice C., Indiana.
 Bowser, Mrs. Jeanne H., Blairsville.
 Colananni, Miss Norma, Blairsville.
 La Mantia, Miss Natalie, Blairsville.
 Donaldson, Miss Geneva J., Saltsburg.
 Martin, R. Melvin, Saltsburg.
 Beck, William L., Indiana.
 Graff, Charles S., Blairsville.
 Duke, Mrs. Ruth E., Blairsville.

JEFFERSON COUNTY

Whitesell, Clarence F., Punxsutawney.
 Carrier, Gerald B., Punxsutawney.
 Rowbottom, Miss Ann M., Punxsutawney.
 Smail, Homer D., Brookville.
 Adams, Mrs. Fanny M., Punxsutawney.
 Smith, Mrs. Alice E., Punxsutawney.
 Schuckers, Mrs. M. Jean, Brookville.
 Hadden, Mrs. Geraldine A., Oliver Twp.
 Jordan, Miss Mabel, Punxsutawney.
 Parson, Mrs. Alice G., Punxsutawney.
 Gay, Robert M., Punxsutawney.
 Kurtz, Mrs. Louise S., Punxsutawney.
 Donnor, Robert E., Brookville.

LACKAWANNA COUNTY

Venturiello, Miss Stella, Moosic.
 Ewasko, Anthony Stanley, Scranton.
 Reedy, David J. Jr., Scranton.
 Casey, Al. G., Scranton.
 Jones, William B., Scranton.
 Rossi, Paul R., Winton.
 Golnick, I. Leonard, Dunmore.
 Stonier, Miss Margie Lou, Scranton.
 Keyser, Herbert S., Carbondale.
 Davis, Miss Thelma E., Scranton.
 Gabrio, Andrew B., Archbald.
 Pellegrini, Miss Preziosa, Scranton.
 Fives, Miss Joan M., Scranton.
 Marianelli, Louis J., Old Forge.
 Santoro, Vito D., Scranton.
 Sherman, Miss Helen M., Scranton.
 McGettrick, Mrs. Mary E., Scranton.
 Davis, Mrs. Betty P., Scranton.
 McGraw, Miss Ann J., Scranton.
 Arnese, Joseph C., Carbondale.
 Smith, Ambrose, Archbald.
 Corcoran, Joseph A., Scranton.
 Wiley, Howard A., Dunmore.
 Abdo, Miss Evelyn, Scranton.
 Hartman, Walter J., Scranton.
 Beppler, Wesley G., Scranton.
 Manns, Clifford J., Ransom Twp.
 Pestinikas, Walter, Dickson City.
 Krapf, Miss Gertrude E., Carbondale.
 Tolerico, Miss Janet M., Carbondale.
 Zaikowski, Joseph J., Scranton.
 Gazda, Ernest J., Scranton.
 Greenblatt, Davis, Scranton.
 Onze, Michael, Olyphant.
 Beacham, Charles E., Scranton.
 Fitzsimmons, Miss Anne C., Scranton.
 Salamone, Nicholas, Old Forge.
 Schwartz, Philip, Old Forge.

Burke, Miss Ann D., Scranton.
 Benowitz, Edward O., Olyphant.
 Dornheim, Miss Marion, Scranton.
 Lengler, Charles R., Scranton.
 Liles, Bert L., Scranton.
 Southard, Miss Ruth E., Scranton.
 Stevens, Miss Rosalind M., Scranton.
 Woller, Mrs. Edna, Scranton.
 Johnson, Roy T., Dunmore.
 Boylan, Miss Elizabeth R., Carbondale.
 Connors, Miss Mary Alma, Scranton.
 Watkins, P. Basil, Scranton.
 Perri, Mrs. Stella, Carbondale.
 Maloney, Miss Mary A., Scranton.
 Driscoll, Richard H., Scranton.
 Cooper, Charles E., Scranton.
 Cornell, Miss Vernice, Scranton.
 Pascoe, Miss Edna, Scranton.
 Griffiths, Miss Lyda M., Scranton.
 Weber, Miss Eleanor M., Scranton.
 Chellino, Samuel J. Jr., Carbondale.
 Levy, Sam, Scranton.
 Chisek, Stephen, Fell Twp.
 Mellow, James J., Scranton.
 Keating, Joseph G., Scranton.
 Wright, Miss Mary A., Scranton.
 Blickens, Robert P., Scranton.
 Hayes, Miss Margaret T., Old Forge.
 James, Marshall D., Moosic.
 Brown, Bernard J., Carbondale.
 Scrimalli, Miss Josephine, Dunmore.
 Hoel, Mrs. Faye, Scranton.

LANCASTER COUNTY

Mundorf, Howard F., Lancaster.
 Showalter, Clayton H., Elizabethtown.
 Eshleman, Edwin D., Lancaster.
 Gold, Robert F., Lancaster.
 Wertz, Miss Jane M., Manheim Twp.
 Martin, Mrs. Betty L., Lancaster.
 Lutz, Miss Marjorie A., Lancaster.
 Kuy Kendall, Mrs. Anne, Lancaster.
 Long, Paul W., Lancaster.
 Fisher, J. Everett, Paradise Twp.
 Pyfer, Mrs. Myrtle G., West Lampeter Twp.
 Witwer, Donald R., Ephrata.
 Worrest, Edgar M., East Lampeter Twp.
 Sessa, Mrs. Dorothy E., Lancaster.
 Brubaker, Jerome H., Manheim.
 Meier, Miss Elsbeth B., Lancaster.
 Witmer, Miss Jane E., Manheim Twp.
 Landis, Miss Anna Mary, Lancaster.
 Greider, Benj. L., East Hampfield Twp.
 Wallick, Miss Nancy L., Lancaster.
 Weik, Stewart A., Clay Twp.
 Martin, C. H., Manheim Twp.
 Fryberger, Wilbert W., Lancaster.
 Groff, N. M., Ephrata.
 Benner, Mrs. Helen E., Lancaster.
 Sentz, Mrs. Beatrice M., East Donegal Twp.
 Buckius, Mrs. Anna Mary, Lancaster.
 Wagner, Miss Isabelle F., Lancaster.
 Shank, Mrs. Catherine E., Lancaster.
 Hostetter, Miss Bertha A., Lancaster.
 Beanenderfer, A. W., Mount Joy.
 Brackbill, Mrs. Marilyn D., Lancaster.
 Brallier, Miss Evelyn G., Lancaster.
 Druckenboard, Mrs. J. M., Lancaster.
 Dysinger, Miss Elizabeth C., Lancaster.
 Erisman, Miss Mildred A., Lancaster.
 Evans, Miss Maude, New Holland.
 Harris, Wm. S. Jr., Adamstown.
 Fiester, Lester B., Lancaster.
 Guiles, Miss L. A., Lancaster.
 Weaver, John D., Lancaster.
 Worrest, Warren W., Lancaster.
 Musser, H. E., Ephrata Twp.
 Lutz, Miss Fianna R., Lancaster.
 Lupold, Bernard A., Lancaster.

Heller, Mrs. Anna M., Manheim Twp.
 Shultz, Richard B., Lancaster.
 Bradycamp, Frank, B., Lancaster.
 Ross, R. Chester, Salisbury Twp.
 Wetzel, Mrs. Ruth S., Lancaster.
 Kilberry, Miss Florence I., Lancaster.
 Emsing, John C., Denver.
 Davis, James W., Lancaster.
 Darlington, Mrs. Kathryn P., Lancaster.
 Frantz, Mrs. Ruth K., Lancaster.
 Price, Mrs. Catharine M., Lancaster.
 Shissler, A. M., Lititz.
 Lipman, Mrs. Madeline, Lancaster.
 Coleman, Miss Katherine M., Manheim.
 Morton, Miss Mary E., Lancaster.
 Rice, Mrs. Alma E., West Hempfield Twp.
 Shirk, Mrs. Rhoda S., East Hempfield Twp.
 Lichty, Miss Germaine C., Lancaster.
 Manning, Mrs. Ellen S., Lancaster.
 Mowery, Robert V., Lancaster.
 Nies, Miss Lottie J., Lititz.
 McClure, John M. Jr., Quarryville.
 Copeland, Matthew M., Manheim Twp.
 Evans, Mrs. Margaret M., Manheim Twp.
 Hagen, Raymond, Lancaster.
 Wilson, Miss Mercie, Lancaster.
 Wenger, Mrs. Doris J., Manor Twp.
 King, Mrs. Dorothy M., Lancaster.
 Wolf, P. Harlan Jr., New Holland.
 Kauffman, Mrs. Evelyn W., New Holland.
 Paden, Ralph S., New Holland.
 Hetrick, Mrs. Ruth B., Lancaster.
 Arndt, John E., East Donegal Twp.
 Wallace, Miss Jane, Lancaster.

LAWRENCE COUNTY

Mercer, Mrs. Willa R., Ellwood City.
 Cleaveland, Miss Ruth, New Castle.
 McClurg, W. H., New Castle.
 Burns, C. A., New Castle.
 Budellazze, Adolph, New Castle.
 Hannon, Miss Helen E., New Castle.
 Fennell, Donald H., Ellwood City.
 Smith, Richard D., New Castle.
 Walters, Mrs. Irene F., New Castle.
 Hazen, Miss Anna May, New Castle.
 Oberleitner, Mrs. Louise, New Castle.
 Adams, Mrs. Helen W., New Castle.
 Hanlon, Miss Marie C., New Castle.
 Goldman, Adolph J., New Castle.
 Vitril, Miss Anna G., New Castle.
 Beck, Mrs. Helen M., New Castle.
 McGaffic, Miss Beulah M., New Castle.
 Lowers, Mrs. Dorthy M., New Castle.
 Ball, Edwin J., Bessemer.
 Comparone, Miss Victoria, New Castle.
 Gilfillan, J. Clyde, New Castle.
 Tate, Paul E., New Castle.
 Knarr, Miss Magdalene, New Castle.
 Lundgren, Miss Katherine, Ellwood City.
 Feass, Edwin O., New Castle.
 Frank, Samuel, New Castle.
 Ritty, Joseph C., Taylor Twp.

LEBANON COUNTY

Sellers, Kenneth R., Lebanon.
 Barry, Miss Gladys F., Richland.
 Shaak, James G., Lebanon.
 Shuey, Mrs. Mary E., Lebanon.
 Sturges, Mrs. Rhea V., Lebanon.
 Yingst, Miss Mabel I., Lebanon.
 Means, W. H. Jr., Myerstown.
 Wise, Miss Erla M., Lebanon.
 Frantz, Lester P., Mverstown.
 Grebe, Bernard P., Lebanon.
 Wandell, John G., Myerstown.
 Keller, Mrs. Stella E., Heidleberg Twp.
 Quarry, Mrs. Mildred M., Lebanon.

Bomberger, John M., Lebanon.
 Clark, Paul L., Palmyra.
 Gingrich, Mrs. Virginia P., Palmyra.
 Heffley, Miss Hilda M., Heidelberg Twp.
 Hershey, Mrs. Marcella L., North Lebanon Twp.
 James, Mrs. Elizabeth R., Lebanon.
 Meyer, Willard J., North Lebanon Twp.
 Bentz, Robert Allen, South Lebanon Twp.
 Davis, Philip S., Lebanon.
 Kauffman, Lester J., Palmyra.

LEHIGH COUNTY

Evans, Paul R., Lower Macungie Twp.
 Jurden, Howard S., Allentown.
 Zug, Mrs. Pearl M., Catasauqua.
 Shoemaker, Milton M., Slatington.
 Fenol, Michael D., Fountain Hill.
 Thompson, Mrs. Mattie, Allentown.
 Wieand, Wilbert N. J., South Whitehall Twp.
 Frederick, Ben S., Washington Twp.
 Olewine, Miss Joyce E., Allentown.
 Scurman, J. D., Allentown.
 Steckel, Mrs. Beulah M., Slatington.
 Joseph, Abraham, Allentown.
 Strauch, Miss Dorothy M., Allentown.
 Savage, James A., Allentown.
 Kerchner, Mrs. Viola Y., Allentown.
 Blum, Miss Sarah, Allentown.
 Moyer, Mrs. Mildred E., Allentown.
 Reese, Mrs. Dorothy B., Allentown.
 Moroz, Miss Katharine, Allentown.
 Amey, P. E., Allentown.
 Furmanky, Louis, Emmaus.
 Ricker, Frank H., Allentown.
 Siegfried, Mrs. Elizabeth M., Allentown.
 Gaumer, Mrs. A. Constance, Allentown.
 Zollinger, Henry A., Allentown.
 Burian, Richard W. Jr., Allentown.
 Lichty, Russel W., Allentown.
 Christ, Miss Jean C., Allentown.
 Woodring, Miss Elizabeth J., Allentown.
 Diefenderfer, Brighton C., Allentown.
 Smith, Miss Dorothy A., Allentown.
 Deily, Ray S., Allentown.
 Dech, Arlan N., Bethlehem.
 Glickman, Hyman, Allentown.
 Greaser, Paul H., Allentown.
 Hall, Lewis M., Allentown.
 Hohl, August S., Catasauqua.
 Kressler, Miss Mae M., Allentown.
 Oswald, Miss Helen M., Allentown.
 Remaly, Miss Mae E., Allentown.
 Sommerfeld, Mrs. Jessie, Allentown.
 Buchanan, Mrs. Edna L., Allentown.
 Miller, Clarence G., Allentown.
 Fielding, Miss Emily M., Bethlehem.
 Fox, Mrs. Doris F., Allentown.
 Mitchell, Mrs. Minnie R., Allentown.
 Bozer, Ernest J., Allentown.
 Koch, Miss Dora I., Allentown.
 Huver, Earl J. F., Allentown.
 Weisman, Nathan, Catasauqua.
 Acker, Mrs. Mildred M., Macunkie.
 Koons, Mrs. Alyce S., Catasauqua.
 Hallman, Robert D., Slatington.
 Snyder, Alton R., Lynn Twp.
 Gernert, Miss Amelia E., Allentown.
 Nonnemacher, Claude D., Emmaus.
 Rose, Miss Phyllis A., Allentown.
 Fenstermacher, Mrs. Fave D., Allentown.
 Lily, George W., Allentown.
 Steyers, Mrs. Agnes, Allentown.
 Rice, Eldridge C., Whitehall Twp.
 Reichard, Mrs. Gloria H., Allentown.
 Rutter, Miss Mary A., Allentown.
 Allsop, George Norman, Allentown.
 Wehr, Henry P., North Whitehall Twp.
 Purdy, Miss Dorothy A., Bethlehem.
 Handwerk, Mrs. Dorothy H., Whitehall Twp.

Sonnenfeld, Julius H., Bethlehem.
McFadden, Mrs. Gertrude S., Allentown.
Vollmer, Miss Helen K., Allentown.
Grass, A. Sheridan, Allentown.
Weidner, William G., Allentown.

LUZERNE COUNTY

Maue, Paul C., Hazleton.
Willis, Miss Mollie B., Wilkes-Barre.
Purcell, Andrew, Hazle Twp.
Andes, Frank J., Wilkes-Barre.
Marinko, Miss Mary R., Hazleton.
Harrison, Harvey W. Jr., Hazleton.
Feldman, Miss Ethel, Wilkes-Barre.
Schwartz, Richard H., Wyoming.
Kusiak, Frank B., Plains Twp.
Prater, A. George, Dallas Twp.
Leighton, C. A. Jr., Wilkes-Barre.
Fox, Henry, Jr., Hazleton.
Hughes, Miss Mary C., Wilkes-Barre.
Gormley, Frank J., Hazleton.
Fowler, John, Franklin Twp.
Sherno, John, Hazle Twp.
Loughlin, Miss Mary A., Wilkes-Barre.
Velon, Charles J., Nanticoke.
Cameron, Joseph R., Nescopeck.
Bovle, Miss Aileen C., Wilkes-Barre.
McTigue, Bernard G., Pittston.
Sobeck, George S., Luzerne.
Goss, Thomas L., Wilkes-Barre.
Herbert, Albert Edward, Forty Fort.
Kunec, Miss Emily M., Wilkes-Barre.
Streng, Miss Dorothy, Pittston.
Barbette, Miss Jeanne M., Pittston.
Elleni, Mrs. Helen, Pittston.
Isaacs, Howard, Kingston Twp.
Flock, Wilson H., Kingston.
Gentilini, Louis T., Hazleton.
Harlos, Mrs. Eleanor, Kingston.
Kruse, Robert T., Wilkes-Barre.
Wazeter, Leon, Wilkes-Barre.
Williams, Miss Gladys, Hazleton.
Canfield, James A., West Pittston.
Berryman, Miss Laura E., Wilkes-Barre.
Carey, William, Jr., Wyoming.
Farrell, Michael J., Wilkes-Barre.
Frushon, Mrs. Pauline C., Exeter.
Haus, Mrs. Phyllis A., Nanticoke.
Johnson, Mrs. Adah F., Ashley.
Levitsky, Boris H., Wilkes-Barre.
Parkinson, E. W., Kingston.
Reynolds, Harold H., Plymouth.
Caprari, Peter, West Pittston.
Neuman, David, Duryea.
Tomasick, John, Hazleton.
Yuscavage, Miss Irene, Wilkes-Barre.
Birth, Clyde W., Wilkes-Barre.
Arlotto, Clarence W., Hazleton.
Fanucci, Miss Irene, Newport.
Shedlock, Mrs. Florence M., West Pittston.
Long, Joseph W., Wilkes-Barre.
Muchler, Wm. B., Larksville.
Jones, Mrs. Elizabeth H., Plymouth.
Lydon, James J., Pittston.
Davis, Miss Edith M., Hazleton.
Schagan, Mrs. Mary Ellen, Hazleton.
Youngblood, Miss Kathleen, Wilkes-Barre.
Buchinsky, John, Hazle Twp.
Shubert, Joseph J., Pittston.
Ley, S. Idris, Wilkes-Barre.
Wanda, Miss Anna Marie, Hazleton.
Maylath, Miss Veronica D., West Hazleton.
Beeunas, Anthony J., Newport Twp.
Ertley, David, Kingston.
Cashion, Miss Josephine, Wilkes-Barre.
Check, Miss Lois, Nanticoke.
Rogers, Mrs. Elizabeth, Plymouth.
Taylor, Miss R. Louise, Wilkes-Barre.
Keller, John J., Wilkes-Barre.

Mulhern, Miss Catherine, Wilkes-Barre.
Bonomo, Mrs. Rachel A., Yatesville.
Valenti, James, Pittston.
Scheuer, Mrs. Bernice J., Wilkes-Barre.
Post, James B., Jr., Hanover Twp.
West, Roy, Kingston.
Yeisley, Miss Eleanor M., Wilkes-Barre.
Knorek, Frank L., Nanticoke.
Hiza, Stephen A., Hazle Twp.
Him, Miss Gladys V., Wilkes-Barre.
Zimolzak, Miss Helen M., Wilkes-Barre.
Bicking, Wilbur, Hazle Twp.
Bedner, Miss Emily M., Wilkes-Barre.
Carkeek, William C., Hunlock Twp.
Switoyus, Mrs. Agnes R., Newport Twp.
Wint, W. C., Hanover Twp.
Meixell, Miss Eleanore M., White Haven.
McIntyre, Bryden S., Wilkes-Barre.
Moran J. V., Plymouth.
McCaffey, Miss Florence, Wilkes-Barre.

LYCOMING COUNTY

Preston, William L., Williamsport.
Wolfe, F. D., Montoursville.
Schaeffer, Mrs. Martha M., Williamsport.
Dittmar, Warren F., South Williamsport.
Good, Mrs. Muriel K., South Williamsport.
Smith, Lee A., Jersey Shore.
Major, Joseph E., Williamsport.
Greenwood, Mrs. Pearl M., Williamsport.
Bathurst, S. P., Williamsport.
Haefner, Robert L., Williamsport.
Golder, Robert Thomas, Williamsport.
Young, Miss Jeanne, Williamsport.
Marklev, Mrs. Rose, Williamsport.
White, Miss Frances S., Williamsport.
Max, Frank J., Jr., Lovalsock Twp.
Ehrenberg, August F., Hazle Twp.
Decker, G. F., Montgomery.
Hoover, Z. Leslie, Montoursville.
Jones, J. P., Muncy.
Melick, Miss La Reine, Williamsport.
Breese, Miss Edna M., Williamsport.
Cillo, Sebastian J., Williamsport.
Lynch, Miss C. E., Williamsport.
Stopper, Miss Marion I., Williamsport.
Thomke, Miss Anne G., Williamsport.
Wesner, Miss G. Dorothy, Williamsport.
Robbins, Clifton C., Williamsport.
Harrer, Miss Eloise, Williamsport.
Krimm, Miss Amy C., Williamsport.
Olson, Glenn H., Williamsport.
Wurster, Miss Dorothy B., Porter Twp.
Finkele, William E., Muncy.
Spalding, Mrs. Julia C., Williamsport.
Waldeisen, Miss Prudence E., Williamsport.
Clokey, Charles E., Williamsport.
Page, Robert K., Williamsport.
Weaver, B. A., Williamsport.
Sechrist, Miss Laura A., Montoursville.
Reuther, Harold M., Muncy.
Bottorf, T. Gordon, Williamsport.
Haugan, Mrs. Martha, Williamsport.

McKEAN COUNTY

Jack, Miss Bettie L., Bradford.
Zenner, Miss Blanche M., Bradford.
Cartwright, Harry R., Kane.
Edmonds, R. L., Bradford.
Nelson, Grant A., Bradford.
Carlson, Arnold O., Wetmore Twp.
Powell, James T., Bradford.
DePala, Peter Paul, Bradford.
Goodman, Louis, Bradford.
Harten, John F., Bradford.
Van Nette, Jack C., Bradford.
Anderson, Mrs. Edith M., Bradford.
Hullihen, Lewis E., Bradford.

Bakewell, Harold, Bradford.
 Reeve, Mrs. Mary K., Bradford.
 Conger, C. C., Bradford.
 Mutzabaugh, R. T., Bradford.
 Nolf, William D. K., Bradford.
 Rathfon, Donald L., Bradford.
 Hemphill, Miss June, Bradford.
 Wasson, Mrs. Betty I., Otto Twp.
 Dickson, Miss Bessie L., Bradford.
 O'Hearn, Francis J., Bradford.
 Thomas, Miss Ruth Ann, Bradford.
 Woodward, Allen M., Kane.

MERCER COUNTY

Pysh, Miss Frances A., Sharon.
 Burdette, Chas. E., Stoneboro.
 McDowell, Stephen N., Greenville.
 Fisher, Miss Jean R., Greenville.
 Betchie, Albert, Sharon.
 Kitting, John A., Sharon.
 Jones, Mrs. Ruth, Sharon.
 Upson, Arthur C., Sharon.
 Campbell, William Paul, Grove City.
 Hochadel, Edward J., Sharon.
 Polangin, William, Farrell.
 McQuaid, Mrs. Dorothy J., Stoneboro.
 Foote, H. H., West Middlesex.
 Clark, Mrs. Nelle R., Grove City.
 Emerson, George E., Jamestown.
 Vorous, Paul E., Sandy Lake.
 Bonadio, Miss Angeline M., Farrell.
 Schell, Alvin J. Jr., Grove City.
 Petrini, Mark L., Sharon.
 Perrine, Mrs. Louise, Hickory Twp.
 Braham, Walter E., Greenville.
 Day, Miss Mary A., Sharon.
 Mirizio, Stephen A., Farrell.
 Pearlman, Miss Eva, Sharon.
 Thorn, James M., Mercer.

MIFFLIN COUNTY

McMullen, Mrs. Doris R., Lewistown.
 Hanawalt, Ira C., Derry Twp.
 Bowlby, Mrs. Ruth B., Lewistown.
 Bailey, Miss Doris J., Lewistown.
 Bingaman, Harvey R., Lewistown.
 Rouse, Miss Bette, Lewistown.
 Wylde, Herbert T., Lewistown.
 Craig, Mrs. Lucille A., Lewistown.
 Cavanaugh, Mrs. Luella P., Lewistown.

MONROE COUNTY

Brown, Mrs. Ruth E., Stroudsburg.
 Place, Mrs. Katharine K., Stroudsburg.
 Heller, Robert E., Stroudsburg.
 Decker, Miss Bernice N., East Stroudsburg.

MONTGOMERY COUNTY

Signore, Nunzio, Ambler.
 Moore, Mrs. Edith H., Norristown.
 Smith, John J., Springfield Twp.
 Williams, Mrs. Audrey R., Norristown.
 Knorr, W. Griffith, Abington Twp.
 Shade, Arthur E. III, Pottstown.
 Jackson, Miss Margaret M., Bridgeport.
 Crowley, Daniel T., Lower Merion Twp.
 Mullin, James R., Ambler.
 Bell, Miss Joanne, Norristown.
 Acampora, James, Hatboro.
 Riggs, Louis C., Jenkintown.
 Lownes, Walter B., Jr., Lower Merion Twp.
 Dorn, Miss Bettie, Abington Twp.
 McGovern, Miss Mary E., Lower Merion Twp.
 Bortz, William W., Cheltenham Twp.
 Harrison, Mrs. Pearl W., Lower Merion Twp.
 Bowman, Mrs. Ann M., Lower Merion Twp.
 Cermignano, Mrs. Louise, Lower Merion Twp.

Krauss, Mrs. Evelyn M., Lansdale.
 Marshall, Miss Beatrice A., Narberth.
 McGee, Mrs. Maris Moore, Lower Merion Twp.
 Nase, Herbert N., Hatfield.
 Littlefield, Jerome Kimbal, Rockledge.
 Sauers, Calvin L., North Wales.
 Arrell, Mrs. Sophie H., Abington Twp.
 Wien, Merritt Samuel, Pottstown.
 Wrigley, Miss Hanna E. S., Norristown.
 Yocom, Miss Mildred L., Pottstown.
 Balsham, Sol, Cheltenham Twp.
 Zinger, C. R., Conshohocken.
 Hummel, Mrs. Rita S., Cheltenham Twp.
 McLaughlin, Ralph, Norristown.
 Shea, Norman J. Jr., Lower Merion Twp.
 Blair, J. E., Jenkintown.
 Myers, Clement F., East Greenville.
 Berman, Bernard, Upper Hanover Twp.
 Brenninger, Miss Kathryn R., Lansdale.
 Bearoff, Mrs. Gisella, Norristown.
 Keyser, Theodore K., Lansdale.
 Koser, George M., Lower Merion Twp.
 Prince, Albert B., Pottstown.
 Thomas, John B., Lansdale.
 MacDonald, Arthur, Norristown.
 Kirn, Robert G., Abington Twp.
 Vogel, William, 3rd, Lower Merion Twp.
 Sacks, Sidney, Norristown.
 Jarden, H. Earle Jr., Lower Merion Twp.
 McGrath, Mrs. Helen L. H., Upper Merion Twp.
 Truncer, Andrew J., Upper Gwynedd Twp.
 Hoover, A. Edgar, Lower Merion Twp.
 Hunsicker, Clarence S., Limerick Twp.
 Sellner, Harold E., Jenkintown.
 Synnestvedt, Robert E., Bryn Athyn.
 Ward, John E., Conshohocken.
 Weir, E. Nelson, Abington Twp.
 Williams, H. C., Abington Twp.
 Fryer, Robert A., Norristown.
 Godshall, Clarence H., Upper Gwynedd Twp.
 Rinehart, Jay H., West Pottsgrove Twp.
 Farrington, Gilbert J. Jr., Upper Merion Twp.
 Hartzell, Irwin N., Souderton.
 O'Donoghue, E. C., Jenkintown.
 Wagner, Mrs. Florence V., Lower Providence Twp.
 Moyer, Miss Anna I., Norristown.
 Calverly, Miss B. E., Springfield Twp.
 Kunkel, Mrs. Edna M., Norristown.
 Alexander, George 3rd, Hatfield Twp.
 Taylor, Miss Agnes J., Springfield Twp.
 Cornog, Havard G., Norristown.
 Lynch, John J., Conshohocken.
 Atkinson, Mrs. Mary C., Lansdale.
 Corson, Miss Margaret, Lower Merion Twp.
 White, Mrs. Marjorie H., Upper Moreland Twp.
 Groff, Miss Emma G., Lansdale.
 Longaker, John H., Pottstown.
 Butera, Mrs. Vera F., Conshohocken.
 Bright, Russell, Lansdale.
 Callahan, Mrs. Esther, Lower Providence Twp.
 Patton, John H., Narberth.
 Schultz, Amos S., East Greenville.
 Kline, Mrs. Mae H., Ambler.
 Bieler, Frederick W., East Greenville.
 Dames, Edward I., Jr., Pottstown.
 McCord, A. William, Upper Providence Twp.
 Clark, C. Kingsley, Upper Merion Twp.
 Mark, Mrs. Ethel S., Norristown.
 Godshalk, Mrs. Florence R., Lansdale.
 Seiler, Richard F., Jenkintown.
 Schlosser, George W., Norristown.
 Reid, Thomas J., Springfield Twp.
 Povey, Miss Dolores Elizabeth, Norristown.
 Pomponio, Miss Norma, Lower Merion Twp.
 Henrie, David F., Cheltenham Twp.
 Reece, Miss Agnes, Abington Twp.
 Snyder, Herbert W., Montgomery Twp.
 Boocock, Herbert, Skippack Twp.
 Fleming, Mrs. Catherine L., Conshohocken.

Mulholland, Mrs. Berenice K., Lower Merion Twp.
 Watt, J. Harold, Lower Merion Twp.
 Hild, Miss Mary W., Norristown.
 Fogel, David M., Lower Merion Twp.
 Esrey, Miss Claire A., Lower Merion Twp.
 Glass, Miss Helen W., Norristown.
 Smillie, Frederick B., Norristown.
 Dieter, Carl, Limerick Twp.
 Louis, Arthur C., Lower Merion Twp.
 Horst, Miss Florence A., Jenkintown.
 Patanay, Mrs. Janet L., Lansdale.
 Renninger, John S., Cheltenham Twp.
 McElhone, D. Stewart, Hatboro.
 Frankino, Miss Lydia, Norristown.
 Kernan, Miss Elizabeth M., Norristown.
 Richards, Mrs. Margaret K., Upper Moreland Twp.
 Tuffillaro, Donald, Norristown.
 Gibson, A. Richard, Hatboro.
 Carlson, Arthur R., Jenkintown.
 Gilbert, Mrs. Mary Catherine, Pottstown.
 Burnett, Mrs. Claire, Norristown.
 Pennypacker, Edward L., Pottstown.
 Gross, John F., Conshohocken.
 Reibold, Mrs. Doris C., Jenkintown.

MONTOUR COUNTY

Jacobs, Sam M., Danville.
 Horton, B. C., Danville.
 Xavier, Sister M., Danville.

NORTHAMPTON COUNTY

Beitler, Ralph L., Lower Nazareth Twp.
 Cann, Herbert Garland, Washington Twp.
 McCabe, Miss Sarah C., Easton.
 Sonn, Daniel E., Easton.
 Farkas, Miss Irene, Bethlehem.
 Tarnock, Stehen A. Jr., Bethlehem.
 Snyder, Alfred E., Lehigh Twp.
 Walk, E. E., Bethlehem.
 Rohn, Roger C., Bethlehem.
 Cistone, John, Roseto.
 Johnson, John L., Hellertown.
 Stefko, Edward, Bethlehem.
 Herster, Andrew L., Jr., Easton.
 Smith, Miss Iva L., Bethlehem.
 Reimer, Robert H., Upper Mount Bethel Twp.
 Lambert, Arbrose E., Bethlehem.
 McFall, Fred, Bangor.
 Mayrosh, Miss Margaret, Easton.
 Snyder, Silas W., Walnutport.
 Gallagher, Robert E., Lehigh Twp.
 Cericola, Miss Edith, Easton.
 Dorsey, Miss Georgiana M., Easton.
 Quay, F. M., Bethlehem.
 Fink, A. R., Bethlehem.
 Kromer, Chas. A., Bethlehem.
 Stolp, Miss Katrina M., Bethlehem.
 Scheetz, Mrs. Birdie R., Upper Nazareth Twp.
 Amy, Mrs. Bernice A., Bangor.
 Hahn, Roy S., Nazareth.
 Koczan, Miss Irene, G., Bethlehem.
 Kline, William L., Easton.
 Teel, George L. R., Easton.
 Barker, John A., Easton.
 Phillips, David R., Northampton.
 Hess, Miss Frances H., Bethlehem.
 Leiby, Mrs. Dorothy F., Bath.
 Searles, Richard W., Easton.
 Erdell, Miss Lillian I., Bethlehem.
 Aicher, Miss Helen E., Easton.
 Rasley, Mrs. Marian E., Wilson.
 Brown, Robert E., Bethlehem.
 Spangenberg, Miss Esther L., Easton.
 Wagner, Mrs. Anna M., Bethlehem.
 Henry, Stuart D., Easton.
 Kline, Sterling G., Easton.
 Haupt, Mrs. Jean K., Nazareth.
 Cullen, Miss Dolores Louise, Bethlehem.

Cinelli, Pasquale, Jr., Bangor.
 Albert, Mrs. Helen M., Easton.
 Junkin, Miss Lorraine A., North Catasauqua.
 Brauchle, Miss Pauline R., Bethlehem.
 Blackton, Miss Patricia A., Bethlehem.
 Rockwell, Donald B., Bangor.
 Ziegenfuss, Miss Betty Jane, Bethlehem.
 Correll, Miss Shirley I., Easton.
 O'Brien, Elwood J., Jr., Easton.
 Reilly, John M., Easton.
 Butler, Miss Harriet C., Easton.
 Roach, Arthur J., Bethlehem.
 Fritz, Joseph M., Wilson.
 Kleinhans, Miss Eleanor, Easton.
 Geraci, Miss Lee T., Easton.
 McLaughlin, Miss Mary Jane, Bethlehem.

NORTHUMBERLAND COUNTY

Baker, Mrs. Adele, Point Twp.
 Zajac, Miss Catherine M., Shamokin.
 Brophy, Miss Josephine A., Shamokin.
 Coup, Robert E., Milton.
 Barnhart, Mrs. Mary Jane, Sunbury.
 Wagner, Jacob H., Watstown.
 Stankiewicz, Mrs. Petronella C., Mount Carmel.
 Baker, Charles A., Coal Twp.
 Lehman, Robert H., Sunbury.
 Bubb, Miss Pauline M., Sunbury.
 Tomol, Mrs. Julia, Mount Carmel.
 Ditty, Mrs. Helen E., Rockfeller Twp.
 Robatin, Miss Lorraine D., Shamokin.
 Moser, Frank S., Shamokin.
 Brosious, William G., Sunbury.
 Houskeeper, Mrs. A. E., Sunbury.
 Tabachini, Robert, Mount Carmel.
 Myers, Donald W., Shamokin.
 Mertz, Byron M., Jr., Shamokin.
 Grubb, Ralph E., Sunbury.
 Rettinger, Richard F., Sunbury.
 Williams, Murray C., Sunbury.
 Evans, Albert R., Mount Carmel.
 Slifer, Mrs. Ruth B., Milton.
 Chrin, Wasil J., Mount Carmel.
 Moyer, Mrs. F. Mabel, Milton.
 Otto, Fred W., Sunbury.
 Edwards, Mrs. Hilda B., Sunbury.
 Starinshak, Mrs. Mary N., Coal Twp.
 Forsyth, George M., Sunbury.
 Raker, Clinton M., Point Twp.
 Ermert, Wilfred, Shamokin.
 Sandone, Chas., Jr., Sunbury.
 Winnick, Louis, Upper Augusta Twp.
 Mantz, Mrs. Shirley A., Sunbury.
 Tillet, Raymond E., Shamokin.
 McCarty, J. W., Sunbury.
 Ward, Mrs. Florence A., Sunbury.
 English, James R., Shamokin.
 Winnick, Bernard, Coal Twp.
 Mantz, Robert W., Sunbury.
 Dunkle, Miss Dorothy I., Sunbury.
 Harshbarger, Mrs. Jeanne M., Point Twp.
 Jones, George W., Shamokin.
 Newbury, Elwood L., Shamokin.
 Calhoun, Miss Margaret K., Northumberland.

PERRY COUNTY

Hess, J. LeRue, Duncannon.
 Thompson, Lynn A., Newport.

PHILADELPHIA COUNTY

DiJoseph, John, Jr.
 McCoe, Edward M.
 Rudy, Wm. E.
 Addison, Mrs. Lenetta.
 Buckley, Miss Ann
 Felten, Francis F.
 Hoffman, H. R.

Stahlecker, Charles E.
Adamitis, Stanley.
Holmes, A. D.
Lee, Miss M. Virginia.
McClurken, Thomas A.
Moore, J. E.
Murtha, Miss R. K.
Soffian, Miss Rosella B.
Tippett, Mrs. Geneva K.
Schorsch, Irvin G.
Alker, Miss Marion.
Panepresso, Miss Genoveffa A.
Prettyman, Walter B.
Rile, Miss Mabel L.
Walsh, Miss A. Marie.
Bradley, E. L.
Englehart, A. J.
Jeffers, Perry B.
Ponti, Salvatore.
Powers, Mrs. Grace.
Savage, Miss Martha D.
Trulear, Mrs. Irene F.
Barend, Louis.
Edwards, Graf M.
Lamb, Mrs. Isabell R.
Levin, Manuel Jay.
Nolan, Mrs. E. B.
Richardson, Mrs. Shirlev T.
Hannings, Miss Catherine M.
Marinchak, Michael J.
Sulin, Mrs. Martha L.
Whvte, Miss Elizabeth M.
Winbenny, Walter R.
Beary, Harold D.
Blum, Jack M.
Cooper, Thomas S., Jr.
Fell, Albert C.
Meyers, Mrs. Marian C.
Michaelson, Sidnev J.
Downing, Charles S.
Farris, Miss Sally M.
Javian, Thomas A.
Martin, Russell W.
Schiavo, Charles A., Jr.
Simons, Miss Miriam F.
Skoff, Samuel I.
Smvth, Edwin J.
Diamond, Mrs. Beatrice.
Hinsdale, George M.
Malschuk, Mrs. Anne S.
Murphy, Wm. E.
Rogers, Mrs. Henrietta.
Flomen, Harry.
Brearley, Wm. H., Jr.
Culkin, Paul J.
Erben, M. LeRov.
McFadden, Mrs. Katharine.
McIver, Miss Marigold A.
Weber, Wilmer S.
Rode, Mrs. Helen P.
Rehfuss, Chas. A.
Shisler, Miss Dorothy K.
Carter, Theodore.
Clemons, Mrs. Ruth Leo.
Crosson, William J.
Hoffecker, Albert.
Pro, Fred.
Desiderio, Frank F.
Bianchi, Charles C.
Bolton, George.
Allen, Leonidas E.
Auspitz, Miss Merle.
Brennan, Miss Frances R.
Chambers, John R.
Dinan, John J.
Gramenz, Mrs. Margaret P.
Jacobson, Mrs. Ruth D.
McMahon, Miss Rose G.

Rosenthal, Leon S.
Brown, James Leo.
Duff, John C.
Pindell, H. D.
Riley, William T.
Berg, Einar C.
Conboy, Miss Helen M.
Bright, David J., Jr.
Powell, William M.
Robbins, Miss Cynthia
Daywalt, Miss Mary E.
Ellis, Miss Winifred.
Harmon, Mrs. Dorothy
Kilroy, John J.
Tollin, Albert.
Abele, Mrs. Rebecca E.
Cavalli, Salvatore F.
Connor, Miss Mary M.
Futcher, Miss I. Louise.
Peterson, Mrs. Nellie.
Rogers, Geo. P.
Schietinger, Miss Joan.
Macadoo, Miss Marion R.
McMichael, Robert A.
Rowan, Thomas P.
Stern, Albert J.
Waite, George C.
Stewart, Mrs. Sarah W.
Barto, Daniel W.
Campbell, Miss Ella Mae.
Smiles, Miss Violet.
Stepanovich, George.
Young, Harold B.
Bertolet, Benj.
Cannon, Mrs. Dorothy T.
Kriebble, Mrs. Margaret J.
MacFarland, Mrs. Lucy G.
Pontarelli, Anthony Charles.
Rinehart, Miss Muriel R.
Segal, Henry.
Best, Thomas E.
Hallman, Oscar I.
Schafle, Joseph J.
Becker, Walter.
Huggett, Raymond F.
Lockhart, William A., Jr.
Buten, Mottie.
Creadick, C. P.
Daniels, David.
Papa, Frank C.
Rappoport, Miss Pauline L.
Zugerman, Miss Bernice.
Mathews, Stephen J.
Gavin, Miss Sabina M.
Gibbons, Joseph A.
Novello, Carl A.
Stern, Raymond .
Taylor, Howard.
Vottima, Peter F.
Demers, Mrs. Elizabeth L.
Joseph, Arthur W.
Karbiwnyk, Meron.
Kelsall, G. E.
Pyle, Harry L.
Althouse, Calvin O.
Greenbaum, John.
Lewis, Miss Janet L.
Rohach, Stephen
Auerbach, Frank
Corcoran, Edward R.
Sava, Miss Teresa E.
Stagliano, Albert P.
Davidson, Mrs. Elizabeth
DiRico, Ernest Joseph
Holloway, William E.
James, Mrs. Sylvia D.
Kaiser, Walter C.
Katz, Mrs. Pearl Albert

Mack, Thomas J.
 McConnell, R. W.
 Rubinsohn, Lewis A.
 Smallow, Morris
 Smith, Miss Mary G.
 Trazenfeld, Miss Revey
 Antonoff, William I.
 Santangelo, Leonard J.
 Feltz, Miss Leocadia F.
 Fierstien, Samuel
 Kast, Miss Emma B.
 Krupa, Mrs. Marion R.
 Lewis, Richard B.
 McGonigle, John J.
 Polish, Miss Clara
 Tschopp, Miss Elsie
 Williams, Miss H. Barbara
 Babcock, Miss Ann L.
 Carney, Miss Annamay E.
 Kelley, Joseph P.
 Spector, Milton H.
 Toczyłowski, Casimir M.
 Axelrod, Miss Muriel S.
 Butts, Miss Thelma L.
 Henderson, Miss Ethyl E.
 Korsch, Alexander J., Jr.
 Kruzburg, Albert T.
 May, Mrs. Edna R.
 Zorn, Harry L.
 Barteles, Miss Jean V.
 Fong, Mrs. Anna
 Kopp, Joseph J.
 Phillips, William D.
 Scully, James D.
 Fawl, Casimir H.
 Jacobucci, Guido
 Papa, Angelo M.
 Woodall, Miffin S.
 Para, Miss Donata L.
 Slepín, Benjamin
 Van Haute, Joseph
 Burns, Miss Bonita
 Denston, Mrs. F. Adcle
 Gaffney, John J., Jr.
 Holton, John G.
 Lichtenstein, Samuel
 Messina, Dominic, Jr.
 Allen, John A.
 Pollet, Benjamin
 Block, Irving
 Bloom, Herman
 Kay, Louis R.
 Johnson, Miss Mary G.
 Kreshik, Mrs. Anne
 Robson, John E., Jr.
 Brown, Robert L.
 Cam-bell, Mrs. Vanetta
 Goldbeck, Joseph A.
 Last, Mrs. Adele S.
 Lightkep, E. Forrest
 Nash, John E.
 Reese, Miss Martha
 Blackburn, Robert B.
 Downing, Spencer B.
 Kustina, Jacob S.
 Michel, Morris
 Phillips, E. B. J.
 Robinson, Mrs. H. G.
 Walsh, Miss Margaret H.
 Glass, Joseph
 Simon, Benjamin
 Bassett, Miss Christine M.
 Penischeck, Francis X.
 Brucker, John
 Hands, Miss Mary E.
 Keogh, James L., Jr.
 Kurman, William
 Snyder, Mrs. Janet F.

McCreesh, Charles F.
 Ottey, Howard
 Ayers, Mrs. Nan N.
 Birchill, Joseph A.
 Friedman, Nathan
 Lawrence, Jordan W.
 Mac Millan, Miss Jean A.
 Riesmann, Oskar
 Brown, Mrs. Leonilda
 Calhoun, Robert S.
 Erickson, Chas. G., Sr.
 Fry, Frank, Jr.
 Kelly, John R.
 Nice, Mrs. Dorothy H.
 Stucker, A. J.
 Berger, J. George
 Recupido, Mrs. Margaret M.
 Miano, John A.
 Mills, Scott M.
 Silver, Hyman M.
 Dickson, Mrs. Mamie F.
 Harr, Mrs. Eileen C.
 Travis, Mrs. Freda
 Cerankowski, Mrs. Lucy
 Porreca, Roland L.
 Quinn, Miss Marie N.
 Gross, Miss Nancy E.
 McMurray, Miss Pearl E.
 Monte, Joseph L.
 Moran, Walter J.
 Leibovitz, Louis
 McClure, Miss Florence L.
 Worrell, Mrs. Ann L.
 Hankins, Mrs. Dorothy D.
 Keehfuss, George W.
 Rugowitz, Isadore
 Davis, Milton H., Sr.
 Falkenbach, John J.
 Melchiorre, Paul J.
 Dysart, Samuel A.
 Erwin, H. R.
 Frieri, Joseph J.
 Nixon, Mrs. Gail L.
 Staub, Miss Anna M.
 White, Mrs. Edna Mae
 Flavell, Albert T.
 Henry, Melvin W.
 McBride, Miss Anne T.
 Mechesney, Guy E.
 Robb, Morrison L.
 Coyle, Miss Regina V.
 Husted, Miss Jane Park
 Kosik, Mrs. Martha
 Miller, Joseph
 Schwartz, Harry
 Cremeans, Miss Martha M.
 Daddona, D. Richard
 Krupp, Miss Alma I.
 Megargee, Mrs. Elsie Jane
 Reutlinger, Mrs. Mildred M.
 Scalise, Miss Rachele
 Blumenthal, Mrs. Rose
 Carroll, Robert W.
 Descano, Henry A.
 Dickel, Miss Katharine M.
 Hessner, Miss Florence O.
 Levin, Harry
 Petrelli, Mario
 Abrams, Manuel A.
 Bradley, E. Russell
 Breitman, Abraham
 Capitolo, Miss Josephine L.
 Chmielewski, Edmund, Jr.
 Durst, Wm. J., Jr.
 Gerhart, Miss Dorothy M.
 May, William K.
 O'Connor, J. F.

Rouh, Miss C. Jean
Thoennessen, Miss Elizabeth K.
Vogt, Mrs. Mary M.
Fisher, Miss Mildred E.
Green, Miss Helen K.
Knoll, Francis J.
Read, Walter G.
Rubinsohn, Miss Louise S.
D'Alfonso, Florenz
Feller, Miss Bertha
Foy, William J.
Howard, James W.
Masi, Miss Carmela M.
McClave, Bernard
Merz, William H.
Seidman, Jacob
Anderson, Richard F.
Gleason, Miss M. V.
McGill, Miss Rose A.
Pomerantz, Miss Esther M.
Eisenberg, Mrs. Freda P.
Goldstein, Joseph
Langstaff, Thomas A.
McCarty, Mrs. E. J.
Segal, Howard N.
Trybala, Edmund R.
Young, Daniel H.
Altman, Philip
Atkinson, Walter O.
Baron, Abner R.
Beaton, W. Bruce
Borteck, Israel
Busha, Miss Mary
Canuso, Vito F.
Clark, Nathan W.
Cohen, Abraham R.
Dalgliesh, Robert
Derham, Miss Mary T.
DiGioacchino, Mrs. Clara G.
Frost, Miss Minnie D.
Gardiner, John J.
Ginsberg, Abraham L.
Goodman, Miss Freeda B.
Gratz, Ernest R.
Hardy, William W.
Harrington, Miss Marion F.
Headen, Mrs. Addie P.
Heaney, James
Indzel, Joseph
Johnson, Frederic F.
Kempter, Mrs. Mary M.
Lavin, Miss Anne M.
Mammele, Mrs. Reba C.
Manika, Mrs. Mary T.
McCollam, Jas. A.
McCormick, Miss Marie A.
McQuilkin, Miss Sara M.
Miller, Howard L.
O'Hara, Thos. A.
Powell, Miss Margaret C.
Rabinowitch, Aaron
Rarich, William
Roland, L. Henry
Ryder, J. Carl
Sachs, Miss Anne J.
Sanicola, Joseph
Scott, Harry G. G.
Seibert, Mrs. Virginia
Silverman, Samuel
Simcox, James C.
Smith, Mrs. Lois A.
Stewart, Mrs. Melva D.
Stover, Mrs. Lily M.
Sussman, Simon
Tarsatana, Frank
Turner, John A.
Weinstein, Matthew B.
West, George W.
Whittier, Miss Theresa M.

Wolfson, Mrs. Madeline M.
Wright, Miss Clara H.
Young, Ralph C.
Young, Wm. G.
Zeh, John W.
Beiderman, Gershon A.
Bocalter, Jack
Brown, Miss Carmenta
Downey, Mrs. Charlotte T.
Hansell, Mrs. Rose B.
Markley, Miss Elizabeth V.
Mastrovito, Carl J.
McCloskey, Mrs. Jane M.
Wilson, Miss Ruth A.
Axe, Herman L.
Bright, Melvin H.
Buchanan, Miss Dorothy
Costa, Miss Louise B.
Gabriel, Francis J.
Gleeson, Mrs. H. G.
Hazel, Miss Grace B.
Heinly, John B.
Hirsch, Mrs. Caroline C.
Lawless, Joseph J.
Lock, Joseph J.
Lucke, George B.
Martin, C. V.
McKeaney, John T.
Mulcahy, Miss Anne M.
Scharlach, Mrs. Dorothy B.
Tomkins, Charles S.
Treganowan, W. F.
Wilson, Mrs. Olga G.
Zimmerman, Miss Clara
Stewart, William A.
Benton, Harold C.
Cunningham, Mrs. Cecile M.
Schultz, William
Vearling, Walter E.
D'Alonzo, Miss Laura
Heidelberg, Mrs. Samilla
Landis, Miss Shirley Mae
McCool, Miss Catherine C.
Neumann, Hans
Palley, Sydney B.
Stoyan, Walter
Barnes, Albert K.
Bengel, William F.
Bennett, Miss Claire A.
Fluehr, Joseph C.
Hitch, Mrs. Ella L.
Krombolz, E. Samuel
Leake, Miss Dorothea E.
Rieb, Miss Anna E.
Smith, Mrs. Ruth Juanita
Weisman, David E.
Davis, Timothy R.
Jaixen, Carl J.
McMenamin, Miss Martha J.
Reed, Miss Theresa L.
Sprecher, Bernard
Walker, Charles F.
Buchman, J. J.
Carroll, Miss Catharine M.
Gallagher, Miss Jean M.
Leder, Morton
Levinson, Mrs. Frances
Megee, Ralph D.
Terry, Joseph S.
Segal, Alexander S.
Byrne, John F.
De Simone, Miss Ethel
McCuen, George I.
Schuesler, Mrs. Mildred B.
Beissel, Benjamin F.
Bell, James H.
Brehm, Frank R.
Cohen, Miss Eva
Evans, Harry D.

Gallagher, Miss Lillian
 Kurzeknabe, Miss Ruth I.
 Liss, Louis
 Mitchell, Leslie L.
 Neubert, Miss Anna
 Sigafos, Wm.
 Simon, George W.
 Thomas, E. H.
 Weir, Walter P.
 Williams, Warrenton A.
 Gi. son, Miss Anna M.
 Kushin, Morris
 Price, Miss Eva H.
 Rosenbaum, A.
 Bachman, Albert H.
 Bates, Mrs. Edna F.
 Bey, Miss Naomi Reid
 Ginsley, M. R.
 Kirkwood, Miss Mary
 Perkinson, Miss Victoria A.
 Walker, Miss Margaret E.
 Conway, John F.
 Friedenbergl, Theodore H.
 Kohler, David F.
 Leon, Mrs. Pauline W.
 MacDonald, James W.
 Veit, Harold R.
 Alker, John W.
 Grincewich, Miss Elizabeth
 Grossmann, Miss Fannie
 Hershev, Miss Helen G.
 Lavin, Louis
 Schifalacoua, Miss Maria A.
 Bauer, Leonard W.
 Biles, Howard W.
 Brown, Miss Freda M.
 Ferguson, Miss K. M.
 Grady, Thomas J.
 Hazleton, Miss Margaret C.
 Levinsky, Miss Esther S.
 McGuckin, Miss Marie
 McKeown, A. G.
 Tauder, Samuel P.
 Bond, Miss Marie
 Cohen, William
 Corens, Mrs. Tess
 Davis, Mrs. Elizabeth W.
 Ford, Miss Marian R.
 Glass, William
 Greene, E. Jay
 Henshaw, Ralph H.
 Redfern, Miss M. Lillian
 Sadusky, Mrs. Florence H.
 Topolewski, Mrs. Irene
 Anderson, Mrs. Sarah A.
 Gantz, Mrs. Emma B.
 Weiss, Mrs. Eva
 Cherrv, Jacob Bernard
 Drill, Isadore
 Mealmaker, John
 Mullin, William H.
 Saddic, Malad
 Shoap, Lewis
 Yentis, Herbert
 Holland, Edward W.
 Klein, Bernard
 Paravicini, E. H.
 Bohannon, C. E.
 Ebert, Mrs. C. S.
 Petrun, Andrew J.
 Rosen, Miss Anita S.
 Burt, Deronda
 Cane, Edward J.
 Convery, Mrs. Florence
 Duffv, Miss Jane M.
 Fenstermacher, Miss Ida E.
 Gray, John J.
 Halberstadt, Miss M. E.
 Hendler, Mrs. A. H. Elisabeth

Johnson, Miss Gertrude M.
 McCunney, Miss Florence
 Mueller, Louis M.
 Novack, Miss Mildred
 Reeve, Ralph M.
 Smith, Paul Thomas
 Speller, Mrs. Estelle
 Maguire, Charles B.
 Beil, Mrs. Margaret C.
 Finley, Mrs. Mary J.
 Greenfield, William I.
 Kidder, J. H.
 Kolbe, August J.
 Logue, Miss Emily
 Robinson, Mrs. Florence
 Stein, Hyman
 Wetenhall, Miss Ella F.
 Butterfield, Geo. L.
 Dikon, Michael E.
 Emery, George F.
 Janczewska, Miss Jessie J.
 Kutner, Albert
 Lickman, B. M.
 Lynd, James A.
 Suiter, William J.
 Tratenberg, Arthur S.
 Grallnick, Louis
 Hicks, Mrs. Lorraine B.
 Kolbe, Miss Regina H.
 Forbes, Mrs. B. M.
 Lane, James P.
 Market, Albert C.
 McCarthy, Fred
 Ruch, Mrs. B. A.
 Axel, Miss Sophie
 Dattv, Edward J.
 Keller, Miss Frances A.
 McGettigan, Norbert J.
 Radano, Francis J.
 Rothmeyer, Mrs. Emma A.
 Schwartz, Carl S.
 Schwartz, Maurice
 Stagord, Miss Catharine M.
 Stein, Mrs. Ruth G.
 Tofani, Miss Marie L.
 Cowan, Lee
 Hill, Miss Jane M.
 Jones, E. L.
 Swanton, Miss Lillian L.
 Poland, John J.
 Fried, Melvin H.
 Murphv, Joseph T.
 Quaresmini, Miss Augusta
 Friel, Miss Marie E. H.
 Holmes, Joshua M., Jr.
 Gartside, Edward H.
 Kilcovne, John J., Jr.
 Nichol's, John H.
 Ross, Irving H.
 Zimmerman, Mrs. Jean M.
 Donohue, Miss Margaret M.
 Hartzell, Miss Grace E.
 Melia, Martin T.
 Posner, John
 Stanojev, John, Jr.
 Svkes, Percy H.
 Thompson, W. W.
 Townsend, Thomas P.
 Algoe, Mrs. Mildred
 Armitage, Mrs. Helen S.
 Bongiovanni, Mrs. Rose M.
 Detwiler, Miss M. M.
 Patton, Mrs. Jane Horrocks
 Brown, Albert F.
 Clark, Mrs. Elsa C.
 Cramer, Eldward A.
 Dillon, Mrs. Ella G.
 Johnson, Hobson W.
 Marcus, Mrs. Esther L.

Belkin, Miss Natalie
 Hopen, Bernard C.
 Kaplan, Zachary
 Guglielmi, Miss Florence M.
 Dent, Miss Mae A.
 Nemkof, Jacob
 Dennis, John G.
 Scaricamazza, Louis
 Wagner, John George
 Weiss, Morton
 Beck, Miss Emily C.
 DiSipio, Alfred N.
 Heavey, Miss Mary Frances
 Leith, Clarence
 Driscoll, Miss Doris M.
 Griffith, Stanley H.
 Rogers, Frank J.
 Schmitt, Edward C.
 Black, Mrs. Olga L.
 Boileau, Charles R.
 Clouser, Mrs. Agnes H.
 Gray, Frank H.
 Lean, Samuel Harris
 Muse, Mrs. Emma Jane
 Turner, Leon F.
 Wainwright, Miss Martha Louise
 Cryer, Stanley N.
 Glaum, Paul
 Abrams, Bertram
 Compton, Z. R.
 Gendel, Bernard A.
 Kenney, J. Raymond, Jr.
 Parone, Mrs. Rose K.
 Paul, Charles L., Jr.
 Reader, Miss Eleanor E.
 Turner, Lewis C.
 Fleming, Wm. J.
 Piazza, John C.
 Brenner, Miss Mollie
 Mazella, James J.
 Cohen, Miss Beverly I.
 Frank, Edward W.
 Straff, Miss Kitty
 Booker, Miss Lillyan V.
 Mahan, V. J.
 Nolan, Thomas A.
 Sattler, Benjamin E.
 Weinstein, Ben
 Stroman, George L.
 Buchanan, Miss Dorothea F.
 Gorman, Miss Marie Claire
 McLaughlin, Joseph J.
 Soto, Benjamin H.
 Torresani, Louis P.
 Aronson, Mrs. Beatrice
 Becher, John W.
 Schauer, Chris
 Hoggard, Miss Olga E.
 Kocher, Miss Irene L.
 Metzger, Albert W., Jr.
 Rosenblum, Maxwell E.
 Hill, Mrs. Ruth A.
 Kline, David
 Quigley, Harold E.
 Silberberg, Joseph
 Ferrante, Marco
 Myers, Miss Mary
 Traenkle, Hugo
 Heyser, H. W.
 Lipkin, Sylvan A.
 Lyman, Edwin B., Jr.
 Sweet, Miss Adeline
 Abrahamson, Norman H.
 Cooperman, Morris S.
 Gill, C. Howard
 George, Miss S. Esther
 Rothfuss, Miss Margaret E.
 Berger, Fred

Kruchen, Miss Cornelia E.
 Meyers, Jay
 Zaccaria, Hugo A.
 Cardano, Charles A., Jr.
 Lee, Mrs. Florence G.
 Maugeri, Angelo
 Banister, Walter P.
 Collins, Mrs. Mildred O.
 Meinert, Paul L.
 Rafferty, William F.
 Stelmack, Miss Florence A.
 Wolf, William B.
 Brandolini, A. J.
 Drummond, Mrs. Arwilda G.
 McFarland, Peter J., Jr.
 McGarvey, Miss Sarah
 Spencer, Albert E.
 Thorn, Robert H.
 Albosta, Edward V. P.
 Curvan, Miss Geraldine A.
 Evers, Mrs. Patricia W.
 Weinman, Miss Ruth
 Cauley, Thomas J.
 Cohen, Miss Henrietta
 MacPherson, Mrs. Alberta B.
 McPike, Harry M.
 Nelson, Miss Katherine
 Sweeney, James J.
 Ayres, George M.
 Sullivan, Miss Claire M.
 Constan, William
 Lynch, John E.
 Price, Miss Josephine M.
 Thiers, Ralph J.
 Wilson, Francis H.
 Durst, Miss Josephine A.
 Lerner, Eugene E.
 Pfeifer, Lester E.
 Tevell, Miss Shirley
 Danner, A. Bernard
 Hockstein, Miss Claire Miriam
 Kenney, Mrs. Emma
 Lauer, Alfred R.
 Murphy, Miss Ruth N.
 Oppenheim, Hyman M.
 Sager, Miss Rosalind
 Spinelli, Albert M.
 Zahn, Miss Roslyn
 Amalfitano, Mrs. Frances L.
 Fleming, Mrs. E. M.
 Kelly, Mrs. Catherine A.
 Kelley, Mrs. Teresa B.
 Langham, Miss Christine M.
 Marie, Sister Geraldine
 McNealy, Mrs. Grace B.
 Rattin, David E.
 Bozelli, William R.
 Mileham, John W.
 Snyder, Mrs. Mary H.
 Thee, William N.
 Ward, F. P.
 Evans, Lewis M., Jr.
 Harkness, Mrs. Lois E.
 Kelley, Miss Elizabeth D.
 Klein, Winfield G.
 Lower, Conrad H., Jr.
 Pigeon, Miss Marie A.
 Rockwell, Mrs. Helen J.
 Smith, Mrs. Eleanor S.
 Stuckert, John A.
 Weiss, Meyer P.
 Wiese, C. H.
 De Palma, Miss Rose M.
 Friedman, William
 Hughes, Mrs. Irene M.
 Kahn, Miss Ruth D.
 Levin, Howard S.
 Schaller, Miss Dolores E.

Thomas, Edward W.
 Thompson, Evan A.
 Moffa, Frank T., Jr.
 Plummer, Miss Mary N.
 Johnson, A. Linden.
 Koepp, Fred.
 Rosenbaum, Walter.
 Cotton, Arthur R.
 Grandinetti, Anthony.
 Janson, Jules.
 Haughney, Miss Katherine R.
 Powell, Mrs. Betty Trent.
 Rueter, Charles E.
 Levitt, Miss Shirley.
 Perkins, Harry.
 Wilson, Mrs. Dorothy G.
 Youtzy, Carl R.
 Saltzman, Jacob D.
 Wechter, Cassel.
 Moore, C. Earl.
 Belsito, Floyd L.

PIKE COUNTY

Van Curren, Harry W., Matamoras.
 Wagner, Karl A., Milford.

PORTER COUNTY

Wells, Mrs. Anne M., Coudersport.
 Turner, Wilbur, Coudersport.
 Tarabori, Mrs. Eleanor, Pike Twp.
 Shaw, G. A., Coudersport.
 Brewer, Mrs. Maureen L., Coudersport.
 Carpenter, Mrs. Nellie T., Coudersport.
 Jewart, James H., Coudersport.
 Van Bergen, Marcellus Walter, Roulette Twp.

SCHUYLKILL COUNTY

Klokey, Mrs. Mary, Pottsville.
 Herring, Mrs. June E., Tamaqua.
 Clements, Mrs. Dorothy M., Pine Grove.
 Krell, Miss Marjorie, Tamaqua.
 Griffiths, William E., Shenandoah.
 Hunsinger, Weller, Ringtown.
 Higgins, John W., Jr., Pottsville.
 Dzinkavage, Miss Anna A., Shenandoah.
 Neiswender, Miss Barbara, Butler Twp.
 Klein, Miss Kathryn M., Tamaqua.
 Paulshock, John, Jr., Pottsville.
 Quinn, Mrs. Sabine A., Pottsville.
 Kessock, Mrs. Ann, Minersville.
 Newton, Mrs. Jean L., Tamaqua.
 Arnout, Miss Jean M., Pottsville.
 Brennan, Vernon J., Minersville.
 Fogarty, John A., McAdoo.
 Reinhard, Mrs. Rhoda A., Pine Grove.
 James, Harrison L., Mahanoy City.
 Spaniard, Lewis, Pottsville.
 Schlappich, John A., Pine Grove.
 Hallman, Allison, Tamaqua.
 Jennings, James P., Pottsville.
 Russell, Miss Kathryn, Tamaqua.
 Shovlin, Miss Marie H., Pottsville.
 Student, Stanley, McAdoo.
 Minnig, Floyd H., Schuylkill Haven.
 Burmeister, Elward L., Ashland.
 Peck, C. Fred, Cressona.
 Wetter, Mrs. Anne W., Pottsville.
 Yesalavage, Mrs. Adele A., Girardville.
 Marcavage, Anthony, St. Clair.
 Regelman, Sidney, Shenandoah.
 Berkheiser, N. G., Frackville.
 Boruch, Joseph, Minersville.
 Conner, Joseph J., North Manheim Twp.
 Rynkiewicz, Donald F., Shenandoah.
 Harner, Miss Hannah V., Hegins Twp.
 Rehrig, J. Donald, Pottsville.
 Brommer, George W., Pottsville.

Miller, Arnold R., Tamaqua.
 Fronk, George W., Hegins Twp.
 Stramara, Mrs. Rose, Pottsville.
 Rooney, C. E., West Mahanoy Twp.
 Bowe, Harold W., Frackville.
 Thomas, J. J., Pottsville.
 Ketner, Mrs. Helen I., Pottsville.
 Hale, Theodore E., Mahanoy Twp.
 Robenau, Allan H., Pottsville.
 Schartel, Miss Laura D., Pottsville.
 Boyle, Philip V., Pottsville.
 Taylor, H. J., Pottsville.
 Swoyer, Daniel A., Orwigsburg.
 Clauser, H. C., Pottsville.
 Geesaman, Chester A., Jr., Auburn.
 Cluck, Ernest C., Pottsville.

SNYDER COUNTY

Baker, Hobart S., West Beaver Twp.
 Brubaker, Mrs. Mary E., Union Twp.
 Wehr, Ernest, Middleburg.
 Gordon, Ray V., Freeburg.
 Sassaman, Miss Celia, Middleburg.
 Leach, Ray G. F., Selinsgrove.

SOMERSET COUNTY

Boyko, Joseph J., Windber.
 Verna, Miss Jean G., Windber.
 Custer, Robert L., Somerset.
 Donges, Harold W., Conemaugh Twp.
 Younkin, Earl M., Somerset.
 Farkas, Mrs. Betty G., Shade Twp.
 Herring, Mrs. Pauline M., Somerset.
 Pinto, Joseph, Windber.
 Hentz, J. H., Berlin.
 Kimmel, E. Lloyd, Somerset.
 Kearney, Miss Margaret, Garrett.
 Mock, Amos I., Somerset.
 Beamer, Henry J., Meyersdale.
 Burdeau, Espy, Somerset.
 Esherrick, Miss Janet, Somerset.
 Dietz, Robert L., Somerset.
 Kinkela, Mrs. Pauline E., Windber.
 Will, Everett G., Somerset.

SULLIVAN COUNTY

Lentz, Jack R., Dushore.

SUSQUEHANNA COUNTY

Lewis, Mrs. Estelle E., Montrose.
 Peirson, Miss Betty B., Montrose.
 Koeb, Roland, Montrose.

TIOGA COUNTY

Wimersberger, Mrs. Mary, Westfield.
 Bell, Thos. F., Blossburg.
 Etner, Miss Carolyn E., Wellsboro.
 Price, Mrs. Vada N., Wellsboro.
 Eckman, Carl V., Hamilton Twp.

UNION COUNTY

Grove, Thurman S., East Buffalo Twp.
 Gift, Robert D., Lewisburg.
 Strickland, Mrs. Georganna G., Lewisburg.
 Phillips, James, White Deer Twp.
 Klushin, Mrs. G. Irene, Mifflinburg.
 Chilcote, Russell P., Mifflinburg.
 Meachum, James C., East Buffalo Twp.
 Hagenbuch, Mrs. Betty June, White Deer Twp.

VENANGO COUNTY

Boor, James K., Cranberry Twp.
 Lindquist, Robert E., Franklin.
 Daugherty, James E. E., Oil City.
 Shaffer, Miss Phyllis Jean, Franklin.
 Check, H. C., Franklin.
 Beers, Mrs. M. B., Sugar Creek Twp.
 Coon, Samuel L., Jr., Oil City.

Craig, W. L., Oil City.
 Mack, Mrs. Fredora E., Franklin.
 McDowell, Miss M. Irene, Franklin.
 Shaffer, Paul C., Franklin.
 Fleckstein, William M., Oil City.
 Lockwood, R. L., Oil City.
 Clifford, Charles J., Oil City.
 Steck, Miss Catherine, Oil City.
 Montana, Andrew J., Oil City.
 Bryant, Miss Virginia M., Franklin.
 Packer, Don J., Franklin.
 McDonough, Charles A., Cooperstown.

WARREN COUNTY

August, F. L., Sugar Grove.
 Gardner, Miss A. Odetta, Warren.
 Betts, Frank L., Columbus Twp.
 Nicholson, C. Henry, Warren.
 LaRue, Mrs. M. M., Warren.
 Koebley, Charles G., Warren.
 Sweet, Perry H., Warren.
 Lund, Miss Florence O., Warren.
 Ross, Miss Geraldine E., Warren.
 Hanna, Miss Beverly June, Warren.
 Wehner, William L., Warren.
 Druggan, Miss Hazel N., Tidioute.
 Redding, George N., Warren.
 Musante, Peter L., Warren.

WASHINGTON COUNTY

Stine, T. M., Blaine Twp.
 Rutan, Miss Mabel E., Washington.
 Smith, Mrs. Marianne Deal, Washington.
 Cicero, Octavius A., Washington.
 McCleery, J. C., Donegal Twp.
 Catani, Miss Berna May, Charleroi.
 Huntley, Ward W., Donora.
 Sharpnack, Earl M., Washington.
 Powell, Miss Mildred G., Canonsburg.
 Gladden, Mrs. Lenore K., Washington.
 Smith, Mrs. Margaret N., Washington.
 Spillman, Mrs. Della H., Somerset Twp.
 McLuckie, Frederick P., Charleroi.
 Hensel, R. F., West Brownsville.
 Caruso, P. A., Charleroi.
 Bradford, Steven, Independence Twp.
 Dague, Miss Betty J., Washington.
 Didik, Nickolas E., Charleroi.
 Fox, C. E., Claysville.
 Schwitters, Mrs. Jean S., Washington.
 Beltz, Philip M., Houston.
 Kratt, Robert, Charleroi.
 Murray, Mrs. Ida H., Washington.
 Carter, Miss Margaret J., Washington.
 Haught, Mrs. Corrine, Washington.
 Hill, William R., California.
 Vukich, Miss Mary A., Donora.
 Sedney, Edmund J., Charleroi.
 Chambers, Robert H., Peters Twp.
 Vince, Miss Helen M., Donora.
 Brennan, W. E., Canonsburg.
 Edwards, W. C., California.
 Ferrari, Mrs. Mafalda G., Monongahela.
 Gardner, A. M., Cross Creek Twp.
 Moore, Wilbur L., Monongahela.
 Noble, John G., Monongahela.
 Norton, Mrs. Sarah F., Donora.
 Bindi, George, Monongahela.
 Lacock, Voy, Washington.
 McCormick, Mrs. Mabel V., Union Twp.
 Blayney, Charles E., Jr., West Alexander.
 Nicksick, Mrs. Nell Martin, Smith Twp.
 Buckley, F. J., Canonsburg.
 Long, Eugene M., Monongahela.
 Vandegrift, W. B., East Bethlehem Twp.
 Ranone, Vincent, North Franklin Twp.
 Tennyson, Henry, Burgettstown.
 Oddis, Chester E., Cecil Twp.

Collins, Harold A., Charleroi.
 Kindamo, Mrs. Norma, Washington.
 Lewis, Miss Shirley J., Roscoe.
 Demchak, Miss Anna W., East Bethlehem Twp.
 Allen, Mrs. Mildred A., Monongahela.
 Sutherland, Clyde D., Jr., Charleroi.
 Binns, Ben. G., Donora.
 Louder, Edward F., Burgettstown.
 Roberts, Mrs. Gladys R., Donora.
 Machek, Miss Violet, McDonald.
 Prichard, Joseph E., West Brownsville.
 Wharton, John W., Canton Twp.
 Hathaway, Miss Ruth E., Washington.
 Widecan, Miss Marie, Washington.
 Boone, Nelson L., Cecil Twp.
 Falgiani, Miss Antonette, East Bethlehem Twp.
 Miller, Miss Jean, Washington.
 Styskal, Mrs. Janice K., Washington.
 Parnella, Miss Antoinette, Charleroi.
 Makusenko, Miss Irene, Washington.
 Debbis, Abraham, Canonsburg.

WAYNE COUNTY

Lindsay, Miss Elizabeth E., Honesdale.
 McKenna, Miss Kathleen S., Bethany.
 Newton, Mrs. Myrtle V., Honesdale.
 Tegeler, Otto G., Damascus Twp.
 Roe, Miss Grace V., Honesdale.
 Moser, Miss Shirley M., Honesdale.

WESTMORELAND COUNTY

Koehler, Miss Marian E., New Kensington.
 Mahady, Miss Katharine O., Latrobe.
 Latta, Miss Marguerite, Greensburg.
 Endean, Frank, New Kensington.
 Keefner, Miss Betty Louise, Greensburg.
 Hilliard, Kenneth L., Greensburg.
 Amend, Daniel T., Jr., Greensburg.
 Dickson, Mrs. Thelma H., North Belle Vernon.
 Tobin, Miss Leota, Mount Pleasant.
 Duncan, Mrs. Pauline, Greensburg.
 Combes, Miss Virginia, Ligonier.
 Young, Paul S., Vandergrift.
 Rayburg, Mrs. Mary C., Arnold.
 Atkins, G. C., Jeannette.
 Morrow, J. Dean, Vandergrift.
 Swank, Boyd M., Vandergrift.
 Clininger, Donald L., Jeannette.
 Faulk, Anthony J., Franklin Twp.
 Marks, John F., New Kensington.
 Cassa, J. R., Youngwood.
 O'Brien, John R., Greensburg.
 Gravatt, Paul, New Kensington.
 Evancho, Miss Mary, Monessen.
 McArdle, Mrs. Mabel D., South Greensburg.
 Trout, Mrs. Mary C., Greensburg.
 Russo, Pete, Latrobe.
 Steiner, Miss Birdella M., Greensburg.
 Wise, Samuel J., Greensburg.
 Collins, Roger M., Rostraver Twp.
 Blasiolo, Rocco G., Greensburg.
 Gehr, H. Kenneth, Jeannette.
 Mahoney, Miss Marie C., New Kensington.
 Schott, Mrs. Marian E., Arnold.
 Webb, Miss C. M., Greensburg.
 Buerger, F. J., Latrobe.
 Fitzgerald, Leason B., Vandergrift.
 Dayton, Eugene K., New Kensington.
 Himes, Mrs. Mary B., Latrobe.
 Shamev, Mrs. Mary, Ligonier.
 Lohr, Dean E., Latrobe.
 Myers, Roy M., Latrobe.
 Rodgers, Miss Elizabeth J., Irwin.
 Sandella, Miss Betty M., Greensburg.
 Shaffer, James R., Monessen.
 Green, Miss Lorena, Greensburg.
 Snyder, Boyd, Cook Twp.
 Derby, Mrs. Elizabeth, Monessen.
 Weaver, Alvan S., Franklin Twp.

Kaminski, Frank W., East Vandergrift
 Patz, W. G., New Kensington
 Laughrey, Donald E., Scottdale
 Pellegrino, Michael J., New Kensington
 Albrecht, Miss Marie A., Irwin
 Morrell, Miss Inez, New Kensington
 Lawther, Charles E., Manor
 Robinson, Harry R., Greensburg
 Alwine, Mrs. Mary P., Greensburg
 Tagge, Jerome E., Jeannette
 Battistella, Mrs. Elizabeth E., Greensburg
 Fowler, Curtis B., Sutersville
 Bair, David K., Hempfield Twp.
 Hughes, Charles J., Derry
 Marzullo, Joseph S., New Kensington
 Stoner, Mrs. Sara R., Scottdale
 Connors, Aloysius J., Scottdale
 Rossiter, James M., Latrobe
 Feinberg, Mrs. Ella, Greensburg
 Stinson, Ira J., Jeannette
 Mangifest, Mrs. Barbara E., Vandergrift
 Finocchio, Miss Jennie, Greensburg
 Peters, Leonard, Madison
 Smith, Howard W., Greensburg
 Mari, Miss Armelina, Youngwood
 Doberneck, Charles, Jeannette
 George, Mrs. Elizabeth, New Kensington
 Sullen, Miss June, Greensburg
 Kanas, Miss Ann Jean, Vandergrift
 Kruper, John H., Smithton
 Buisch, Henry G., New Kensington
 Helbing, J. J., New Kensington
 Stitt, Blair M., Derry Twp.
 Vincent, Miss Laura M., Irwin
 Brady, Glenn E., Donegal
 Cook, Jesse S., Jr., Scottdale
 Mvtinger, Mrs. Beth L., Vandergrift
 Rudnik, Miss Margaret P., Mount Pleasant
 Berry, George E., Jr., Greensburg
 Conte, Angelo, Hempfield Twp.
 Peebles, Mrs. Grace F., Franklin Twp.
 Smith, Miss Clara L., Hempfield Twp.
 Vargo, Miss Agnes, Jeannette
 Seiler, Carl M., Jeannette
 Bultrini, Julian, Greensburg
 Githens, Llovd K., North Belle Vernon
 Moir, Robert, West Leechburg
 Sudor, William, Jr., Monessen
 Uhlig, Robert C., Export

WYOMING COUNTY

Morgan, Mrs. Dorothy E., Tunkhannock
 Furman, Miss Ruth M., Tunkhannock
 Ball, Joseph W., Tunkhannock
 Chapman, Daniel G., Tunkhannock
 Vosburg, Harry R., Laceyville

YORK COUNTY

Sipe, Mrs. Beryl R., Spring Garden Twp.
 Walker, Mrs. L. Melvina, Spring Garden Twp.
 Stambaugh, Sherman L., York
 Naill, William Y., Hanover
 Smith, Mrs. Edith B., Windsor
 Anderson, Robert W., York
 Eckenroth, Mrs. A. Fsther, York
 Stein, Miss Helen N., Red Lion
 Hocke, Robert W., York
 Lewis, Herbert A., West York
 Grandstaff, De'ford E., York
 Dixon, John S., York
 Danker, Mrs. Marvland G., Red Lion
 Wise, Roland K., Lewisberry
 Critchfield, James D., York
 Slenker, Miss Leona E., York
 Miller, Henry J., Jefferson
 Bailey, Glenn E., Spring Garden Twp.
 Cooper, William G., Hanover
 Thoman, Richard A., York

Kelley, Arthur P., Penn Twp.
 Downs, Dale L., Red Lion.
 Childs, Mrs. Isabel R., York.
 Gingerich, Raymond A., West York.
 Haas, John J., York.
 Hileman, James E., Hallam.
 Strathmeyer, Stewart H., York.
 Yost, Mrs. Mary G., York.
 Emig, Miss Myrtle I., York.
 Hershey, Miss Janet, Springetsbury Twp.
 Peters, Paul G., Spring Garden Twp.
 Kirkland, Louis B., Penn Twp.
 Gable, Mrs. Gladys R., Dallastown.
 Eppley, Mrs. Katherine, West Manchester Twp.
 Myres, John L., Spring Grove.
 Frock, Miss Mary A., York.
 Myers, Miss C. G., York.
 Senft, Walter M., West Manchester Twp.
 Garber, John S., York.
 Barnhart, Mrs. Marie A., York.
 Logeman, Geo. M., York.
 Geesey, Mrs. Pauline, York.
 Miller, Mrs. Velma, Hanover.
 Carnes, Morgan, Lower Windsor Twp.
 Maxell, K. W., York.
 Sell, Lester J., Hanover.
 Andrews, Miss Mildred E., Red Lion.
 Zarfoss, J. Ray, York.
 Kaltreider, Mrs. Merle L., York.
 Hendrickson, Miss Mary E., York.
 Cole, Mrs. Ethel M., York.
 Markey, Miss Flo A., York.
 Stein, Mrs. Nellie L., York.
 Wintrode, Mrs. Dorothy J., York.
 Hoover, Robert N., York.
 Lehman, William P., York.
 Bauman, Mrs. Sarah Eichler, York.
 Eckenrode, Mrs. Dorothy M., York.
 Fritz, George S., Spring Garden Twp.
 Bush, Albert E., York.
 Smith, Mrs. Chloe M., West York.
 Leithiser, Mrs. Irene B., York.
 McCliment, Roy W., York.
 Witmyer, Lester E., York.
 Raffensberger, Miss M. J., York.
 Stough, Clair C., York.
 Child, Mrs. Elizabeth, Hanover.
 Harrison, Mrs. Cleone R., York.
 Delhamer, Ray M., Hellam Twp.
 Heller, Henry G., York.
 Weidemann, Miss Grace M., West Manchester Twp.
 Williams, Mrs. Muriel Ruth, York.
 Wolf, Don E., York.
 Herbst, Mrs. Anne S., Mount Wolf.

JAMES H. DUFF.

Commonwealth of Pennsylvania,
 Governor's Office, Harrisburg, February 1, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be COMMISSIONERS OF DEEDS, for the term of five years, to compute from the dates set opposite their names:

Miss Nancy P. Fitzgerald, Brooklyn, New York, July 15, 1947.

Miss Rita Regina FitzGibbon, Brooklyn, New York, August 7, 1947.

Thomas Joseph Ayers, Glendale, New York, August 14, 1947.

Thomas Rossitto, Brooklyn, New York, August 15, 1947.

Miss Hilja A. Syri, Hartford, Connecticut, September 23, 1947.

Scott H. Adams, Ocean City, New Jersey, November 14, 1947.

Rachel Elizabeth Smith, East Hartford, Connecticut, July 6, 1948.

Louis W. Call, Newark, New Jersey, October 29, 1948.
F. J. McCarthy, Hartford, Connecticut, November 18, 1948.

G. Y. Thompson, Hartford, Connecticut, November 18, 1948.

JAMES H. DUFF.

A motion was made by Mr. LORD, Jr., and Mr. STEVENSON,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

JOINT SESSION

The hour of one o'clock, p. m., having arrived, Messrs. CHARLES C. SMITH and STANK, a committee on the part of the House of Representatives, being introduced, informed the Senate that the House of Representatives was ready for the reception of the President and Members of the Senate for the purpose of listening to an address by His Excellency, the Governor, and the submission of the Fourteenth Biennial Budget of the Commonwealth of Pennsylvania for the fiscal biennium, June 1, 1949, to May 31, 1951.

The President and Members of the Senate proceeded to the Hall of the House of Representatives.

SENATE RETURNS FROM HOUSE

After some time the President and Members of the Senate returned to the Senate Chamber.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. LORD, Jr. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by

His Excellency, the Governor of the Commonwealth, on February 1, 1949.

Mr. KEPHART. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 1, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

ALLEGHENY COUNTY

E. F. Bailey, Homestead.
W. J. Kuhlman, Pittsburgh, 5803 Centre Ave. (6).
Miss Genevieve M. Schopper, Pittsburgh, 1909 Oliver Bldg.

BERKS COUNTY

Mrs. Eva E. Minker, Mohnton.

CAMBRIA COUNTY

Miss Elizabeth J. Mitchell, Ferndale.

CHESTER COUNTY

Mrs. Mary Lafreeda, Phoenixville.

DAUPHIN COUNTY

George E. Bowman, Harrisburg.
Neil B. March, Millersburg.
Mrs. Ella D. Spangler, Susquehanna Twp., 3806 Locust Lane, Harrisburg.

ERIE COUNTY

Mrs. Frances E. Coughlin, Erie.
Loring Lenhardt, Albion.
Mrs. Joan Rose, Albion.

FAYETTE COUNTY

Mrs. Dolores D. Hamilton, Connellsville.

INDIANA COUNTY

C. J. Oakes, Clymer.

JEFFERSON COUNTY

Miss Betty B. Smith, Brookville.

LACKAWANNA COUNTY

Mrs. Marie E. O'Malley, Olyphant.

LANCASTER COUNTY

Miss Ethel M. Landis, Lancaster.
Mrs. Rebecca T. Wittel, Mount Joy Twp., R. 2, Elizabethtown.

LYCOMING COUNTY

H. Edgar Sones, Jersey Shore.

MONTGOMERY COUNTY

Miss Irene Chambers, West Norriton Twp., 180 Liberty Avenue, Norristown.

PHILADELPHIA COUNTY

John J. Kilroy, 4660 N. 18th St. (40)

To compute from dates set opposite their names

FAYETTE COUNTY

Leightty Steen, Belle Vernon, 2-4-49.

WASHINGTON COUNTY

Louis F. Valentour, McDonald, 2-6-49.

PERRY COUNTY

C. O. Dick, Carroll Twp., Shermansdale, 2-10-49.

BERKS COUNTY

Leon W. Geary, Reading, 2-11-49.

PHILADELPHIA COUNTY

James J. Ryan, 2415 W. Lehigh Ave., 2-14-49.

ALLEGHENY COUNTY

C. E. Wolford, Wilkinsburg, 2-17-49.

LYCOMING COUNTY

Mrs. Julia P. Brown, Jersey Shore, 2-19-49.

PHILADELPHIA COUNTY

Miss Irene Sword, 2017 Spring Garden St., 2-22-49.

BEAVER COUNTY

George R. McPherson, New Brighton, 2-27-49.

MONTGOMERY COUNTY

Miss Eleanor M. Ivers, Lower Merion Twp., 211 E. Lancaster Ave., Ardmore, 2-27-49.

JAMES H. DUFF.

A motion was made by Mr. LORD, Jr., and Mr. KEPPHART,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

GOVERNOR'S BUDGET MESSAGE

The Chair cleared his table and announced receipt of the "Fourteenth Biennial Budget of the Commonwealth of Pennsylvania" for the fiscal biennium June 1, 1949 to May 31, 1951, together with "Budget Address of Governor James H. Duff before a Joint Session of the House and

Senate in the Hall of the House, Harrisburg, Pennsylvania, Tuesday, February 1, 1949," copies of which have been placed on the desks of the Senators.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILL No. 100

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 100, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania, by adding thereto a new section authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

He also informed the Senate that the House has concurred in Resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, January 31, 1949.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, February 7, 1949, at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, February 7, 1949, at four-thirty o'clock, p. m., E. S. T.

REPORTS FROM COMMITTEES

Mr. WAGNER, from the Committee on Education, reported as committed, Senate Bill No. 101, entitled:

An Act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto.

Mr. WOLFE, from the Committee on Military Affairs and Aeronautics, reported as committed, House Bill No. 3, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by changing the rank which the Adjutant General may have in the Pennsylvania National Guard.

Mr. McPHERSON, Jr., from the Committee on Military

Affairs and Aeronautics, reported as committed, House Bill No. 2, entitled:

An Act to further amend sections thirty-one and thirty-two of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 869), entitled "An act providing for the organization, government discipline, maintenance, and regulation of the armed land forces of this Commonwealth," by eliminating certain provisions for per diem pay.

BILLS INTRODUCED AND REFERRED

Mr. CROWE read in his place and presented to the Chair Senate Bill No. 170, entitled:

An Act to amend section ninety-six of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by removing the limitation on the amount which may be spent for hotel and traveling expenses, increasing the number of days of the annual meeting and the allowable expenses for holding the same.

Which was committed to the Committee on Local Government.

Mr. BLASS read in his place and presented to the Chair Senate Bill No. 171, entitled:

An Act defining Plumbing, Master Plumber, Journeyman Plumber and Apprentice Plumber, and relating to the qualifications, examination, licensure, registration, duties, liabilities and responsibilities of Master Journeymen, and Apprentice Plumbers in boroughs, towns and townships; conferring powers and imposing duties on the Department of Health; and imposing penalties.

Which was committed to the Committee on Education.

Mr. WOLFE read in his place and presented to the Chair Senate Bill No. 172, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by adding a new route in Union County.

Which was committed to the Committee on Highways.

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 173, entitled:

An Act to add section eight hundred thirteen point one to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians and the riding of animals upon the highways of this Commonwealth;" providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace

officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring a metal tag containing certain data to be fastened inside of each hub cap of motor vehicles.

Which was committed to the Committee on Highways.

Mr. TARR read in his place and presented to the Chair Senate Bill No. 174, entitled:

An Act to establish permanent tenure for professional employes of the Pennsylvania State College limiting dismissals for certain reasons only prescribing the procedure for dismissal and making certain exceptions.

Which was committed to the Committee on State Government.

Messrs. STIEFEL and CHAPMAN read in place and presented to the Chair Senate Bill No. 175, entitled:

An Act appropriating the sum of Two Hundred and Fifty Thousand Dollars (\$250,000) for the two fiscal years beginning June first one thousand nine hundred and forty-nine to the School of Medicine of Temple University Philadelphia Pennsylvania towards the maintenance and equipment of the Institute for Research into the Cause or Causes of Cancer and its Diagnosis Prevention and Treatment.

Which was committed to the Committee on Appropriations.

Messrs. HOMSHER and WAGNER read in place and presented to the Chair Senate Bill No. 176, entitled:

An Act to further amend subsection (15) of paragraph one of clause (a) of section forty-one of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 447), entitled, as amended "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisal of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein; the survival of causes of action and suits thereupon by or against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings and the fees therefor; appeals in certain cases; and, also generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries con-

cerned with the estates of decedents," making bonds of the State Public School Building Authority legal investments for fiduciaries.

Which was committed to the Committee on State Government.

They also read in place and presented to the Chair Senate Bill No. 177, entitled:

An Act to amend the act, approved the fifth day of July, one thousand nine hundred forty-seven (P. L. 1217), entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania; creating a State Public School Building Authority as a body corporate and politic with power to construct, improve and operate projects and to lease the same and to fix and collect fees, rentals and charges for the use thereof; authorizing school districts to enter into contracts to lease, authorizing and regulating the issuance of bonds by said Authority; and providing for the payment of such bonds and the rights of the holders thereof; granting the right of eminent domain; increasing the powers and duties of the Department of Public Instruction; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act; and making an appropriation to said Authority to pay expenses incident to its formation," changing membership of the Authority and prescribing the members' bonds and salaries; stating the purposes for which money may be borrowed; further defining the basis for establishing the fees, rentals and charges for the use of its projects; authorizing school districts singly or jointly with other districts to contract to lease and lease the projects of the Authority; extending the authorized term of leases and bond issues; providing for facsimile and manual signatures on bonds; making bonds of the Authority legal investments; providing for the issuance of refunding bonds; permitting public or private sale of bonds; permitting the board to delegate powers to officers, agents, employees and the Department of Property and Supplies; providing for a sinking fund; and providing that property leased, owned, acquired or held in any manner by the Authority shall be tax exempt.

Which was committed to the Committee on State Government.

They also read in place and presented to the Chair Senate Bill No. 178, entitled:

An Act to further amend the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," authorizing boards of school directors to make additional appropriations or to increase existing appropriations to meet leases or contracts to lease from the State School Building Authority; authorizing school districts to enter into contracts of insurance of leased property; authorizing school districts singly or jointly with other districts to convey or lease property to the State Public School Building Authority, to acquire additional property for such purposes, and to contract with and lease property from said Authority; authorizing the levy of a tax to pay rentals due the Authority; requiring withholding of State appropriations for nonpayment of rental and payment to the Authority; authorizing payment by school districts for operation and maintenance of leased buildings, furnishings, and equipment; and permitting appropriation of school district funds to the State Public School Building Authority.

Which was committed to the Committee on State Government.

They also read in place and presented to the Chair Senate Bill No. 179, entitled:

An Act to further amend clause six of section one of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled, "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments herefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," further defining State employees to include officers and employees of the State Public School Building Authority.

Which was committed to the Committee on State Government.

They also read in place and presented to the Chair Senate Bill No. 180, entitled:

An Act to further amend subsection (h) of section five hundred eight of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," authorizing the Department of Property and Supplies to construct certain buildings and facilities under contract with the State Public School Building Authority.

Which was committed to the Committee on State Government.

They also read in place and presented to the Chair Senate Bill No. 181, entitled:

An Act declaring bonds, issued by the State Public School Building Authority, legal investments for the School Employees' Retirement Fund.

Which was committed to the Committee on State Government.

RESOLUTIONS

URGING THAT COMMITTEE ON HIGHWAYS AND COMMITTEE ON FORESTS AND WATERS HOLD PUBLIC HEARINGS TO INVESTIGATE THE PROPOSED CONSTRUCTION OF THE EASTERN EXTENSION OF THE PENNSYLVANIA TURNPIKE

Messrs. RUTH and STIEFEL offered the following resolution which was twice read as follows:

In the Senate, February 1, 1949.

Whereas, the Pennsylvania Turnpike Commission has been authorized by the Act of May 16, 1940, extra session (P. L. 949), to acquire lands by eminent domain for the purpose of constructing, operating and maintaining a turnpike from a point at or near Middlesex in Cumberland County to the point at the City of Philadelphia, and

Whereas, the Pennsylvania Turnpike Commission has proposed the Construction of such a turnpike from Middlesex to the town of King of Prussia in the County of Montgomery, State of Pennsylvania, and

Whereas, the proposed route selected by the Turnpike Commission will traverse the area occupied as winter quarters by the Continental Army of the United States under the command of General George Washington during the winter of 1777 and 1778, and

Whereas, the General Assembly has by the Act of 1893, as amended, authorized the acquisition of 3000 acres of land for the purpose of the creation of a historical park out of the lands occupied by the Continental Army as aforesaid, known as Valley Forge Park, and

Whereas, numerous historical societies and patriotic citizens have protested to the Turnpike Commission against the destruction of the historic area by the construction and operation of a high-speed commercial route, and

Whereas, a Committee of prominent citizens has been formed for the preservation of the aforesaid encampment area and have suggested an alternate route which would leave the historic area intact, and

Whereas, the Pennsylvania Turnpike Commission has rejected all protests of the public and have announced a determination to construct the turnpike as originally planned.

Now, Therefore, Be it Resolved that the Committee on Highways and Committee on Forests and Waters of the Senate hold public hearings to investigate the proposed construction of the eastern extension of the Pennsylvania Turnpike in the vicinity of the ground occupied by the Continental Army during the winter of 1777 and 1778 in the Counties of Montgomery and Chester in the State of Pennsylvania and submit a report as to its findings to the Senate.

REQUEST THAT RULE 39 BE SUSPENDED RESOLUTION REFERRED TO COMMITTEE

Mr. RUTH. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDENT. Is there objection?

Mr. WALKER. Mr. President, I object.

The PRESIDENT. The resolution is referred to the Committee on Highways.

URGING THAT VARIOUS BILLS PRESENTED IN THE SENATE CONTAINING PROPOSED SOLUTION OF THE PROBLEMS CONFRONTING THE CITY OF PHILADELPHIA BE RETURNED TO THE PRESI- DENT OF THE SENATE FOR RE-REFERRAL TO SINGLE COMMITTEE

Messrs. ROSENFELD, STIEFEL and DiSILVESTRO offered the following resolution which was twice read and referred to the Committee on Rules:

In the Senate, February 1, 1949.

Whereas, The proposed solution of the problems confronting the City of Philadelphia are contained in various bills presented to the Senate and

Whereas: Said bills all relate the same overall problem, namely the Welfare of the City and The Peoples of Philadelphia and

Whereas, It is the opinion of the sponsors of this resolution and others, that all of said bills require serious consideration and

Whereas: Different and separate Senate Committees in the Senate now hold said legislative bills.

Therefore, Be It Resolved: That said bills be returned to the President of the Senate for re-referral to a single committee as the Senate and any and all other bills relating to the same problem be so referred in order that said committee may hold public hearings and make the proper recommendation to the full membership of the State Senate.

URGING THE JOINT STATE GOVERNMENT COMMISSION TO CONTINUE ITS STUDY OF MATTERS PERTAINING TO THE CITY OF PHILADELPHIA AND MAKE RECOMMENDATIONS TO THIS SES- SION OF THE LEGISLATURE

Messrs. ROSENFELD, STIEFEL and DiSILVESTRO offered the following resolution which was twice read as follows:

In the Senate, February 1, 1949.

Whereas, The Joint State Government commission has held preliminary hearings in the City of Philadelphia in the matter of Philadelphia Government and its legislative problems and

Whereas: The Joint State Government Commission was limited in its scope of subject matter covered by its investigation and

Whereas: The Joint State Government Commission has today ceased the function in this capacity of an investigating body in the problems confronting the city of Philadelphia and

Whereas: This investigation is properly a matter before the Joint State Government Commission and important to all the peoples of the State therefore be it resolved:

That the Joint State Government Commission is hereby instructed to continue its study into the matters pertaining to the City of Philadelphia namely the laws of the Commonwealth effecting the city and county government, the charges and counter charges of malfeasance and corruption in office of elected and appointed public officials, the charges of undue political interference and pressure upon the administrative bodies of the city and county of Philadelphia, and be it further resolved:

That the Joint State Government Commission hold hearings and make its recommendations at an early date to this session of the legislature.

REQUEST THAT RULE 39 BE SUSPENDED RESOLUTION REFERRED TO COMMITTEE

Mr. ROSENFELD. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDENT. Is there objection?

Mr. WALKER. Mr. President, I object.

The PRESIDENT. The resolution is referred to the Committee on State Government.

PERMISSION TO ADDRESS SENATE

Mr. BARR asked and obtained unanimous consent to address the Senate.

Mr. BARR. Mr. President, at the meeting this morning of the Joint State Government Commission, it was brought to our attention that the study, to this moment, that was to have been made by the Joint State Government Commission of the situation in Philadelphia had been done without a resolution being adopted by this Senate.

I have been here now for one month, hearing the gentlemen on the other side say that they want a short and business-like session. If the Joint State Government Commission is going to make any recommendation to the members of this Senate for legislation affecting the situation as it exists in Philadelphia, I see no reason why the Majority Leader should object to immediate consideration of the resolution which has been just sent to the Committee on State Government. I to this moment have purposely kept out of the Philadelphia argument, but this morning after attending a meeting of The Joint State Government Commission, it appeared to me definitely that the gentlemen on the other side want to white-wash this matter in its entirety.

I would, therefore, ask the gentlemen on the Committee of State Government to call a meeting of this committee if possible next week, to consider this resolution, so that The Joint State Government Commission can act on the problem that has been before it since last July, when we held our first hearing in Philadelphia. I for one am not going to sit idly by in the Senate and see nothing done about the situation in Philadelphia.

PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, the fault I find with the argument made by my colleague, the gentleman from Allegheny, Mr. Barr, lies in the fact that The Joint State Government Commission is a fact finding body created by the Legislature primarily to hold hearings or investigations or fact finding sittings during the interim session.

It is true that in July of 1948, the Executive Committee of The Joint State Government Commission went to Philadelphia to begin hearings or to hold hearings relating to a legislative solution of the over-lapping governmental problems that were confronting the city and county of Philadelphia. Now that the Legislature is in session, the Joint State Government Commission rightfully assumes that the committees that have already been appointed in the Legislature are the proper bodies to work out the solution in Philadelphia. The Legislature is in session and that problem should be solved by the Legislature. The solution should be approached by the committees in the House and in the Senate and the "buck" should not be passed by these legislative committees in a fact-finding body such as The Joint State Government Commission.

Mr. President, the Commission had no desire to avoid any responsibility, and that is why the motion that was made and passed by the Commission was, in my opinion, a proper one. They merely delivered to the General Assembly the facts they have found and the data that they have in their records in regard to the Philadelphia situation up to this point. The solution is in the proper hands when it is in the hands of the General Assembly: the General Assembly has committees and the Joint State Government Commission did not want to have General Assembly assume that it, the Commission, was attempting to force its way in and usurp the prerogatives of the General Assembly.

For that reason, Mr. President, that action was taken and I think it was proper.

PERMISSION TO ADDRESS SENATE

Mr. BARR asked and obtained unanimous consent to address the Senate.

Mr. BARR. Mr. President, I attended the meeting of The Joint State Government Commission this morning, and Senator Walker was there. His opinion this afternoon is just a little bit different than it was this morning. They used as an "out", a political "out" I would call it, the technicality of saying there had never been a resolution passed asking The Joint State Government Commission to study the Philadelphia situation, and it was suggested, not by members of my party but by members of his party, that this resolution be introduced in both Houses. The same resolution that has been introduced here this afternoon is being introduced over in the House.

Now, Senator Walker, I cannot see how you could have changed your line of thinking since this morning.

PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, I do not want this to become a partisan issue. Slowly but surely the gentleman from Allegheny is suggesting that those of us on this side of the aisle are going to white-wash the Philadelphia story. In due deference to the members of The Joint State Government Commission, may I say—and I am reluctant to do this, because this is the point that slightly irks the gentleman from Allegheny—the motion to take the action that The Joint State Government Commission took was made by the very distinguished gentleman from Cambria, the Minority Leader of the House, and up to this point, this matter of trying to settle the Philadelphia problem by The Joint State Government Commission has been strictly a non-partisan endeavor, and the suggestion of the gentleman from Allegheny that we over here are going to white-wash the Philadelphia story has no finding in fact and is based entirely on his imaginative fears.

PERMISSION TO ADDRESS SENATE

Mr. KEPHART asked and obtained unanimous consent to address the Senate.

Mr. KEPHART. Mr. President, I cannot understand all this talk about white-washing. Further, I cannot understand what the Senator Barr's tremendous interest is in Philadelphia. It would seem to me that he would have enough to do if he stayed in his own back yard. His own back yard has a little story to it, too.

Going into the history of the Pittsburgh story, I have discovered that there was a Police Lieutenant named Lawrence Maloney appointed out there, and he was in charge of a racket squad. This squad had authority to go all over the city of Pittsburgh, any place it wanted to, and it was not confined to any specific district like the police inspectors in Pittsburgh are. This particular squad made several arrests, hundreds of them, day after day, and the reason that they were able to do that was because the city was being run wide open, and neither the Mayor nor the Police Department were doing anything about it. Then the Democratic Mayor of Pittsburgh fired a police inspector named Florig,

and at that point Florig started to talk. He charged that there were numbers games and gambling going on all over the city, that every kind of vice flourished and every racket flourished, and that it did so right under the nose of the Mayor and the Police Department.

The Democratic Mayor of Pittsburgh ignored these charges for a while, he evaded them, but finally when it got too hot for him to save face, he asked the District Attorney for a Grand Jury investigation. The result of that Grand Jury investigation was sixty or seventy indictments, and to date I understand there has been six trials and five of the six who were indicted have been convicted. The Grand Jury report criticized the Police Department, together with the Superintendent and all of the inspectors except one, who has since died.

Mr. President, what did the Democratic Mayor of Pittsburgh do about this criticism that the Grand Jury leveled at him and his administration and at his Police Department? He fired one police inspector, and that one police inspector happened by chance to be friendly to a city councilman who was unfriendly to the Mayor. He did not fire or do anything with respect to the rest of the police inspectors, nor did he do anything with respect to the Superintendent, he has not done anything at all, it seems to me.

Another thing out there, the police are in politics, they are permitted to be in politics, they can be ward committeemen, they can hold ward chairmanships and ward leaderships, and that is not so in Philadelphia. Why does not the Senator from Allegheny, Senator Barr, clean up that situation in Pittsburgh first and get after some of the graft and corruption there before he comes down and wants to concentrate on Philadelphia and accuse us of trying to white-wash the situation down there, when we have no situation to white-wash at all.

Mr. President, I would suggest to the gentleman from Allegheny further that the constitution was amended in 1933 to provide for the consolidation of the city and county of Pittsburgh. Have they ever made any gesture towards carrying out the will of the people in that respect, and if they have, do they want the same program in Pittsburgh that we are being asked to take in Philadelphia? Let him look in his own back yard before he starts after Philadelphia.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, I might say that I believe the rest of the Senate and perhaps a few in the audience got the same inference I did from the remark of the gentleman from Philadelphia. When he first rose to his feet he said something about the gentleman from Pittsburgh, Mr. Barr, staying in his own back yard and not interfering in matters pertaining to Philadelphia. I am very much surprised to note that the gentleman from Philadelphia is so well prepared as to the history of the city of Pittsburgh on a moment's notice, and if I weren't such an honest person, I would be a little bit suspicious that he prepared that statement.

However, Mr. President and members of the Senate, the question of what the city of Pittsburgh does is not germane to the subject matter contained in the resolution before the Senate. The question that we wish to de-

termine here is whether or not the Senate of Pennsylvania is going to allow the work already performed by The Joint State Government Commission to go for nothing, whether or not we are going to take advantage of the study made by this Commission which is an agency, an arm, and an integral part of the General Assembly of Pennsylvania. The Joint State Government Commission was created to guide the membership of the Senate and the House in matters that they can not take the time or do not have the time to study fully. So far as the question of the conditions that prevail in Philadelphia is concerned, I do not think anybody in this Senate is naive enough to believe that the original investigation started by The Joint State Government Commission was other than an attempt to withdraw the fire then being aimed at the city-county administration of the city and county of Philadelphia. The only purpose for that investigation, and I stated so in public print at the time, was to try to take away from the charges then being made in Philadelphia the fire as to the wrongs of the administration in that city in performing their duties. There have been charges openly made that there has been malfeasance in office, that there is corruption in high places, that individuals have been charged with taking funds not belonging to them—there have been all sorts of charges and denials. The Senate of Pennsylvania is entitled to know whether or not any truth is contained in these charges. We are not here saying there is any truth in them but we do say we ought to know. The Joint State Government Commission is the proper agency, and if it isn't the proper agency now, then it should never have been allowed to proceed in the first place, it should never have been allowed to go to Philadelphia in the heat of the argument, when the entire population of the city of Philadelphia was trying to find out whether or not there was anything wrong in the city, whether there were any thieves, as the papers put it, and whether or not the Pennsylvania State Legislature allowed The Joint State Government Commission to go into the city of Philadelphia to deliberately undermine the investigation that is being held in this city. I say if we had a proper duty in Philadelphia in July, we have the same duty in February, the same duty in March, the same duty in April. We have a right to know what is happening in the city of Philadelphia, and I think the matters brought before this Senate by the gentleman from Philadelphia are still a part and parcel of the whole scheme. The minute the fire got hot politically in the city of Philadelphia, the politicians in Pennsylvania instigated and promoted a Grand Jury inquest in the city of Philadelphia to withdraw the political fire in the city of Philadelphia.

Those of you who have been in the political game for a good many years have come to learn and recognize the signs of the times and the same act is being put on here today in the Senate.

The fire is aimed at the corruption, as it is charged, in the city of Philadelphia, and not at the conditions surrounding dismissal of a police officer or a magistrate in the city of Pittsburgh, because he was not fit for his job.

PERMISSION TO ADDRESS SENATE

Mr. KEPHART asked and obtained unanimous consent to address the Senate.

Mr. KEPHART. Mr. President, I think the gentleman

from Westmoreland, Mr. Dent, appears to be somewhat confused. The resolution passed by the Joint State Government Commission does return to this body all the work that it did; the complete record is to be sent to the General Assembly for its perusal and for the aid that the Committees of the General Assembly can get from the studies so far to date made.

The only thing the Joint State Government Commission did not do was to make any recommendation as a result of that study.

Now, then, he is also confused about what is occurring in Philadelphia. There are two different situations confronting the public: One is the request for certain legislation which has to do with the fundamental structure of our government in Philadelphia, and the other, which Senator Dent was talking about, and which has very little reference to that problem, is the criminal charges made against certain public officials. Now, one of those public officials, who I personally do not believe was in any way personally dishonest, was removed from office. Proceedings are being brought at the present time against another one whom I personally believe was not personally dishonest, and who is being charged with being more or less the captain of the ship. These are other prosecutions being made in Philadelphia at the present time, and there has been no ducking of the issues down there. If there is anything to be done, it is being done, and the Joint State Government Commission investigation has nothing whatever to do with that situation.

INTERROGATION

Mr. STIEFEL. Mr. President, I always pick on Senator Walker, and I am going to do it again. I want to ask him a question.

The PRESIDENT. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. WALKER. I will, Mr. President.

Mr. STIEFEL. Mr. President, being one of the leading spirits and guides and helmsmen of the Joint State Government Commission, I want to ask the gentleman from Allegheny this question: Why is it that all of the studies of the Joint State Government Commission were accompanied by reports, but when it came to the question of the city-county consolidation, a grievous exception was made. The data was submitted, but no report was filed.

Mr. WALKER. Mr. President, I might say to the gentleman from Philadelphia that the matter was before the Commission and they were endeavoring to determine the facts, but up to this time, the time the Legislature convened, they did not have sufficient facts to make a complete report, and all they did on the motion made by Representative Andrews this morning was to deliver the information and the data that they had to the Legislature which is now in session.

As the gentleman from Philadelphia, Senator Kephart, has pointed out, this question of Philadelphia is now a legislative matter, and the Legislature has committees that can hold hearings and determine the best thing to do to attempt to solve his Philadelphia problem.

The Joint State Government Commission did not file a report simply because it had no recommendation to make based on the information they had received up to this point, and they did not feel they should go ahead

with the matter because of the fact that the Legislature is now in session, and this is properly a legislative matter.

INTERROGATION

Mr. STIEFEL. Mr. President, I desire to interrogate the gentleman from Philadelphia, Senator Kephart.

The PRESIDENT. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. KEPHART. I will, Mr. President.

Mr. STIEFEL. Mr. President, am I to understand that the premise of your remarks is that the Philadelphia police are not in politics?

Mr. KEPHART. Mr. President, I said they are not entitled to hold positions in a political organization, and they are in Pittsburgh. There they can be ward leaders, or chairmen of ward committees, or committeemen.

PERMISSION TO ADDRESS SENATE

Mr. BARR asked and obtained unanimous consent to address the Senate.

Mr. BARR. Mr. President, this morning when Mr. Andrews made his motion, he said he thought that the members of the Joint State Government Commission were intellectually and politically unfit to make recommendations. That is the reason I took exception. I thought I was both politically and mentally fit to study the matter, and help make recommendations to the Senate and to the members of the General Assembly.

Now, Mr. President, Mr. Andrews was not speaking for me, he was speaking his own mind, and speaking, I think, this morning probably for the majority on the other side.

Mr. President, I do not know who gave the gentleman from Philadelphia, Mr. Kephart, his information, whether it was Mr. Malone or Mr. Walker, but that information certainly was not complete.

First of all, in regard to the consolidation plan in 1933, that you spoke about, the people of Allegheny County did have the opportunity to vote on that, Mr. Kephart, and they rejected it. Our situation is just a little different than that in Philadelphia. There are over 156 political subdivisions, where your county line and city line are contiguous.

Secondly, the gentleman from Philadelphia, referred to the grand jury investigation that was carried on in our city last summer, and he referred to Lieutenant Maloney. May I again remind the gentleman from Philadelphia that Lieutenant Maloney was appointed by the Mayor of the City of Pittsburgh, and given a free hand to go through the city with a so-called racket squad to clean up any rackets that he might find, and as a consequence of the arrests that he made, the Mayor himself in the City of Pittsburgh asked for a grand jury investigation. It was not asked for by the newspapers or any civic body such as you have, but the Mayor of the City of Pittsburgh wrote to the District Attorney, who at that time was having a vacation at the shore, and he had to come home and present a petition to the court for a Grand Jury investigation.

The gentleman from Philadelphia spoke further of a councilman who was unfriendly politically with the Mayor. The Mayor did fire an inspector who was a friend of his, and from that time on, this councilman was unfriendly to the Mayor, but up to the time he fired

this inspector, this Councilman supposedly was a friend of the Mayor.

So, Mr. President, the next time in a poker game Mr. Malone give the gentleman from Philadelphia this information, tell him to give it more in detail and more correctly.

(The Senate was at east during the taking of the official photograph of the Members of the Senate.)

BILLS INTRODUCED AND REFERRED

Mr. WALKER. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER read in place and presented to the Chair Senate Bill No. 182, entitled:

An Act providing for the acquisition by the Department of Property and Supplies in the name of the Commonwealth of certain land in Dauphin County for use of the various State departments, boards and commissions, and making an appropriation.

Which was committed to the Committee on State Government.

Mr. DENT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. DENT read in place and presented to the Chair Senate Bill No. 183, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the Latrobe Hospital, Latrobe, Pennsylvania.

Which was committed to the Committee on Appropriations.

BILL SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

Senate Bill No. 100, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto a new section authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans.

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for five minutes.

Mr. WAGNER. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

REPORT FROM COMMITTEE

Mr. BERGER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BERGER from the Committee on State Government, reported as committed, Senate Bill No. 182, entitled:

An Act providing for the acquisition by the Department of Property and Supplies in the name of the Commonwealth of certain land in Dauphin County for use of the various State departments, boards and commissions, and making an appropriation.

CALENDAR

BILLS ON THIRD READING

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 32, on third reading, entitled:

An Act to further amend section two hundred twenty of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by providing for the issuing of lifelong free resident fishing licenses to persons sixty-five years of age or over.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 69, entitled:

An Act to amend Article IV, Sections four hundred eight, four hundred nine, four hundred ten, four hundred eleven, four hundred twelve, and four hundred nineteen, of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," to correct an error in the provisions concerning the size of mesh to be used by propagating permittees; changing the method of tagging propagated game or eggs; providing penalties for failure to maintain proper records of propagation transactions, and submission of annual reports of special permittees; and adding bobwhite quail to list of birds authorized to be killed on Regulated Shooting Grounds.

And said bill having been read at length the third time, On the question,

Will the Senate agree to the bill on third reading?

Mr. KEPHART. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend sec. 2 (Sec. 409), page 4, line 16, by inserting after the word "each" the following: "dead"; Amend sec. 2 (Sec. 409), page 4, line 16, by inserting after the word "bird" the following: "or"; Amend sec. 2 (Sec. 409), page 4, line 16, by striking out the words: "[or shipment of eggs removed]"; Amend sec. 2 (Sec. 409), page 4, following line 19, by inserting the following paragraphs:

To each container of live birds or animals consigned for restocking purposes, or for use on licensed regulated shooting grounds, or for use at a field or retriever trial, there shall be attached thereto a tag setting forth the name and address of the consignee, the quantity and contents of the container and the name, address and permit number of the shipper, and to each container of eggs removed from such propagation premises there shall be a similar tag attached thereto.

All other shipments of live birds or animals shall be individually tagged in accordance with the provisions of this section.

Amend sec. 2 (Sec. 409), page 5, line 1, by inserting after the word "tag" the following: "required to be"; Amend sec. 2 (Sec. 409), page 5, line 7, by inserting after the word "a" the following: "complete"; Amend sec. 2 (Sec. 409), page 5, line 8, by inserting after the words "years of" the following: "all"; Amend sec. 2 (Sec. 409), page 5, line 9, by inserting after the word "bird" the following: "or"; Amend sec. 2 (Sec. 409), page 5, line 10, by striking out the following words: "[or shipment of eggs]."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. KEPHART. Mr. President, I ask unanimous consent that Senate Bill No. 69, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 118, as follows:

An Act to amend section one thousand eight hundred one of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards and commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by authorizing the Department of Forests and Waters to enter into agreements for protection of natural deposits underlying property owned by the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand eight hundred one of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" is hereby amended to read as follows

Section 1801 Powers and Duties in General The Department of Forests and Waters shall subject to any inconsistent provisions in this act contained continue to exercise the powers and perform the duties by law vested in and imposed upon the said department the Secretary of Forests and Waters the Department of Forestry the various former bureaus and officers thereof including the Bureau of Forest Protection the Commissioner of Forestry and the State Forest Commission abolished by The Administrative Code of 1923

The Department of Forests and Waters shall with the approval of the Governor have the authority to enter into agreements with owners or lessees of property or property rights located in the same area as lands owned or leased by the Commonwealth for the protection preservation or recovery of metallic or nonmetallic ore fuel oil natural gas or any other mineral deposits underlying said lands provided the said deposits are owned by the Commonwealth

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Haluska,	Meade,	Tarr,
Barrett,	Hare,	Neff,	Taylor,
Blass,	Holland,	Pechan,	Toole,
Chapman,	Homsher,	Peclor,	Wade,
Crowe,	Kephart,	Robinson,	Wagner,
Dent,	Lane,	Rosenfeld,	Walker,
Diehm,	Leader,	Ruth,	Watkins,
DISilvestro,	Letzler,	Scarlett,	Watson,
Doehla,	Lord,	Snowden,	Wolfe,
Donlan,	Mahany,	Stevenson,	Wood, L. H.,
Farrell,	Mallery,	Stiefel,	Wood, T. N.,
Frazier,	McPherson, Jr.,	Tallman,	Yosko,
Geltz,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILLS ON SECOND READING

BILLS RECOMMITTED

Mr. WALKER. Mr. President, I move that Senate Bill No. 54, on second reading, entitled:

An Act to further amend sections four hundred twenty-two, four hundred twenty-three and four hundred twenty-four of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," further regulating contributions made by county commissioners toward funeral expenses of deceased service persons and their widows.

be recommitted to the Committee on Military Affairs and Aeronautics.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 56, on second reading entitled:

An Act to further amend sections two and three, and to amend section four of the act, approved the eleventh day of June, one thousand nine hundred thirty-five (P. L. 326), entitled "An act relating to counties of the first class; defining deceased service persons; providing for contributions by the county to the funeral expenses for such persons and their widows; providing for the erection and care of markers, headstones, and flags, and for the compilation of war records," further regulating contributions made by county commissioners towards funeral expenses of deceased service persons and their widows.

be recommitted to the Committee on Military Affairs and Aeronautics.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 67, on second reading, entitled:

An Act to amend the act approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1046), entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts; creating a State Tax Equalization Board; and prescribing its powers and duties; imposing duties on certain local officers, agents, boards, commissions and departments; and making an appropriation," by changing the time for the beginning of the use of market values for the determination and apportionment of Commonwealth subsidies.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 101, entitled:

An Act to amend the act, approved the twenty-first day of January, one thousand nine hundred forty-seven (P. L. 3) entitled "An act relating to officers and employees of the General Assembly; fixing the number, qualifications, compensation, mileage and duties of the officers and employees of the Senate and of the House of Representa-

tives; providing for their election or appointment, term of office, or of service, removal, and manner of filling vacancies; and making appropriations to the Senate, House of Representatives and Legislative Reference Bureau," by changing the compensation of the officers and employees of the Senate and the House of Representatives; and making appropriations.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. HARE offered the following amendments:

Amend Sec. 1, (Sec. 2) page 4, lines 5 and 6, by striking out the words "one thousand nine hundred eighty dollars (\$1980)" "each" and inserting in lieu thereof: "two thousand eight hundred dollars (\$2800)"; Amend Sec. 1 (Sec. 3), page 7, line 2, by inserting after the figure (\$15) the word "each".

The second section was read.

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. HARE offered the following amendment:

Amend Sec. 2, page 23, line 5, by striking out the following: "seven hundred fifty dollars".

It was agreed to.

The section was agreed to as amended.

The third section and title were read and agreed to.

And said bill having been read at length the second time, and agreed to, as amended,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 104, on second reading entitled:

An Act to add clause (k) to section one thousand three hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," incorporating certain functions of the State Council of Education now provided for by other legislation repealed hereby.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. SCARLETT. Mr. President, I second the motion. The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2, entitled:

An Act to further amend sections thirty-one and thirty-two of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 869) entitled "An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth" by eliminating certain provisions for per diem pay.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 3, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," by changing the rank which the Adjutant General may have in the Pennsylvania National Guard.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 101, entitled:

An Act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 182, entitled:

An Act providing for the acquisition by the Department of Property and Supplies in the name of the Commonwealth of certain land in Dauphin County for use of the various State departments, boards and commissions, and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Wednesday, February 2, 1949, at 11:00 a. m., Eastern Standard Time.

Mr. LLOYD H. WOOD. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 3:00 o'clock, p. m., Eastern Standard Time until Wednesday, February 2, 1949, at 11:00 o'clock a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, February 1, 1949

The House met at twelve o'clock noon.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Rev. Macklyn E. Lindstrom, Minister of Cascade Methodist Church, Erie, Pennsylvania, the Pastor and guest of the gentleman from Erie, Mr. Dalrymple, offered the following prayer:

Our Father—Father of all men—we thank Thee for the privilege of participating in the thrilling experiment which will yet determine whether a government of the people, by the people, and for the people can endure or must perish from the earth. Guide the deliberations of this assembly that all of its acts shall be in behalf of the common welfare. Grant that by the wise and sacred discharge of our responsibilities of citizenship, men everywhere will find faith in democracy and the blessing of freedom shall be known by us and our children and ultimately by all mankind.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Monday, January 31, 1949.

The Clerk proceeded to read the Journal of Monday, January 31, 1949, when, on motion of Mr. SCHMIDT, unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. WACHHAUS.

HOUSE BILL No. 242.

An Act to further amend the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," authorizing the formation of a State Association of Recorders of Deeds, providing for the payment by counties of certain expenses in connection therewith; and renumbering certain existing sections.

Referred to the Committee on Counties.

By Messrs. HEATHERINGTON and JENKINS

HOUSE BILL No. 243.

An Act to amend section seventeen of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled as amended "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are practically, and

commercially suitable for use in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by providing for reimbursement of taxes paid on liquid fuels consumed by vehicles exempted by law from vehicle registration and certificate of title fees.

Referred to the Committee on Ways and Means.

By Mr. JOHNSON

HOUSE BILL No. 244

An Act to further amend subsection (a) of section eight hundred twenty-four of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, streetcars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, alderman, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by prescribing danger and caution signals to be used as equipment for motor vehicles used for the transportation of passengers.

Referred to the Committee on Motor Vehicles.

By Messrs. HEATHERINGTON and JENKINS

HOUSE BILL No. 245.

An Act to further amend subsections (a) and (c) of section one thousand eight hundred two of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," increasing the maximum expenditure which may be made without advertising and competitive bidding.

Referred to the Committee on Townships.

By WILLIAM B. SMITH

HOUSE BILL No. 246.

An Act to further amend section one of the act approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 851), entitled "An act fixing the pay and mileage of jurors and witnesses," by increasing the compensation of jurors; providing for allowance for meals, and daily mileage rate.

Referred to the Committee on Judiciary.

By Messrs. HEATHERINGTON and JENKINS

HOUSE BILL No. 247.

An Act to amend subsections (a) and (d) of section one thousand three hundred sixteen of the act, approved the

fourth day of May one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by increasing the limit of contracts that may be made without advertisement and bidding.

Referred to the Committee on Boroughs.

By Messrs. HEATHERINGTON and JENKINS

HOUSE BILL No. 248.

An Act to further amend section one thousand nine hundred two of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," increasing the limit of contracts that may be made without advertisement and bidding.

Referred to the Committee on Cities—Third Class.

By Messrs. HEATHERINGTON and STUART

HOUSE BILL No. 249.

An Act to further amend sections two hundred eleven and eight hundred five of the act approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by providing for special elections of officers on the creation of new boroughs.

Referred to the Committee on Boroughs.

By Mr. WILLIAM B. SMITH.

HOUSE BILL No. 250.

An Act authorizing the purchase of any liquor, or malt or brewed beverage license, or both, by any club or veterans' organization incorporated in this Commonwealth; imposing duties on the Pennsylvania Liquor Control Board relating to the transfer of such licenses, and repealing certain inconsistent laws.

Referred to the Committee on Liquor Control.

By Messrs. HEATHERINGTON and JENKINS

HOUSE BILL No. 251.

An Act to further amend section eight hundred two of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," increasing the limit of contracts that may be made without advertising and bidding.

Referred to the Committee on Townships.

By Messrs. HEATHERINGTON and JENKINS.

HOUSE BILL No. 252.

An Act to further amend section three hundred forty-eight of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto" by increasing the limit of contracts that may be made without advertisement and bidding.

Referred to the Committee on Counties.

By Messrs. HEATHERINGTON and JENKINS.

HOUSE BILL No. 253.

An Act to further amend sections one and two of the act, approved the thirty-first day of May, one thousand eight hundred ninety-three (P. L. 188), entitled "An act designating the days and half days to be observed as legal holidays, and for the payment, acceptance and pro-

testing of bills, notes, drafts, checks and other negotiable paper on such days," by declaring Franklin D. Roosevelt's birthday, the thirtieth day of January, a legal holiday.

Referred to the Committee on Banking and Building and Loan Associations.

By Mr. BRETH.

HOUSE BILL No. 254.

An Act to further amend clause (a) of section one thousand eight hundred three and clause (e) of section one thousand eight hundred six of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by providing under what circumstances hunting camp and cabin site leases may be cancelled by the Commonwealth.

Referred to the Committee on State Government.

By Mr. BRICE.

HOUSE BILL No. 255.

An Act to consolidate and unify the appointment of and to define procedure, duties and powers of probation officers, assistant probation officers, and their employes of the various courts in counties of the fifth, sixth, seventh, and eighth classes.

Referred to the Committee on Judiciary.

By Mr. BRICE.

HOUSE BILL No. 256.

An Act providing for the formation of a State Parole and Probation Officers Association and authorizing the attendance at meetings thereof by parole and probation officers.

Referred to the Committee on State Government.

By Mr. BRICE.

HOUSE BILL No. 257.

An Act to further amend sections nine hundred six and one thousand two hundred one of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections." increasing the number of times publication of notice of officers to be elected and time of November elections shall be given in certain counties.

Referred to the Committee on Elections and Apportionment.

By Mr. ELDER.

HOUSE BILL No. 258.

An Act to amend Article twelve, Sections twelve hundred two, twelve hundred three, and twelve hundred ten, of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto", to clarify the provisions concerning legal procedure in the enforcement thereof.

Referred to the Committee on Game and Forstry.

By Mr. ELDER.

HOUSE BILL No. 259.

An Act to amend, or further amend, Article VII, Sections seven hundred one, seven hundred two, seven hundred four, seven hundred five, seven hundred seven, seven hundred sixteen, and seven hundred thirty-one of, and to add Section seven hundred thirty-two, to, the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by eliminating the free issuance of raccoon permits; changing the hours for hunting big game; extending the authority to restrict hunting hours; clarifying the law with reference to unlawful methods and devices; further restricting the carrying of firearms by persons who have killed a lawful big game animal; specifying the requirements for big game hunting party roosters and requiring operators of boarding houses and other places of abode where big game hunters are quartered as guests to maintain a register; prohibiting a person from aiding or cooperating in the unlawful purchase, sale or barter of game; clarifying the law concerning the retention of live raccoons; changing penalties; and authorizing the seizure and forfeiture of property used in connection with certain violations of the provisions of said act.

Referred to the Committee on Game and Forestry.

By Mr. ELDER.

HOUSE BILL No. 260.

An Act establishing a Pennsylvania Game Commission Retirement System; providing for payments upon retirement, death, disability, involuntary retirement, and of certain medical expenses from the State Employees' Retirement Fund, under the administration of the State Employees' Retirement Board; providing for contributions by employes of the Pennsylvania Game Commission and the Commonwealth; providing for the guarantee by the Commonwealth of certain of said funds; providing for the subrogation of the Commonwealth to the rights of the member or dependents against certain third parties; exempting annuities; allowances, returns, benefits, and rights from taxation and judicial processes; and providing penalties.

Referred to the Committee on State Government.

By Messrs. SCANLON and PENGLASE.

HOUSE BILL No. 261.

An Act prohibiting the use of certain buildings in cities of the first class, for the purpose of manufacturing, storing or packaging of inflammable solvents; and prescribing penalties.

Referred to the Committee on City and County—First Class.

By Messrs. DeLONG and HOFFMAN.

HOUSE BILL No. 262.

An Act fixing the salary of the Recorder of Deeds in counties of the third and fourth class.

Referred to the Committee on Counties.

By Messrs. GRANVILLE E. JONES and FLOYD.

HOUSE BILL No. 263.

An Act to amend the fifth paragraph of section six hundred two of the act approved the twenty-ninth day of November one thousand nine hundred thirty-three (1933-34 P. L. 15) entitled as reenacted and amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by prohibiting sales to women at bars.

Referred to the Committee on Liquor Control.

By Messrs. GRANVILLE E. JONES and PETTIGREW.

HOUSE BILL No. 264.

An Act prohibiting the admission of children under sixteen years of age to places of amusement after nine post meridan, when unaccompanied by adults.

Referred to the Committee on Law and Order.

By Mr. GOODLING.

HOUSE BILL No. 265.

An Act to further amend clause (j) of section two thousand four hundred six of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by further regulating the distribution to the public of documents published by the Department of Property and Supplies.

Referred to the Committee on State Government.

By Mr. AMARANDO and Mrs. VARALLO.

HOUSE BILL No. 266.

An Act to further amend section five hundred one of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances and legal claims; registration of certain vehicles and licensing the operators thereof, upon pay-

ment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for the issuance of special plates to medical doctors in certain cases.

Referred to the Committee on Motor Vehicles.

By Messrs. GAFFNEY and GOOD.

HOUSE BILL No. 267.

An Act to further amend subsection (b) of section one thousand seventeen and add section one thousand seventeen point one to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by regulating the meeting or overtaking of school buses while taking on or discharging passengers.

Referred to the Committee on Motor Vehicles.

By Messrs. DeLONG and HOFFMAN.

HOUSE BILL No. 268.

An Act to further amend section two hundred thirty-seven of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," providing for the appointment of a solicitor by the recorder of deeds in counties of the third to eighth class and fixing his salary.

Referred to the Committee on Counties.

By Messrs. JOHN M. JONES and READINGER.

HOUSE BILL No. 269.

An Act to amend the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "An act authorizing the creation of, and providing for, and regulating the maintenance and operation of a county employes' retirement system in counties of the fourth class, imposing certain charges on counties, and fixing penalties," by further providing for the retirement of county employes upon completion of thirty years of service.

Referred to the Committee on Counties.

By Mr. DUFFY.

HOUSE BILL No. 270.

An Act making it the duty of the Commonwealth to show malice or negligence on the part of law enforcement officers in criminal prosecutions against such officers for the killing or wounding of any person in pursuance of their official duty.

Referred to the Committee on Judiciary.

By Mr. COLE (by request).

HOUSE BILL No. 271.

An Act making an appropriation to the Department of Highways for the payment of certain moral claims and providing for the hearing, adjustment and payment of moral claims of persons injured through negligence of the Department of Highways or its employes in installing and maintaining open catch basins.

Referred to the Committee on Appropriations.

By Mr. MORAN.

HOUSE BILL No. 272.

An Act authorizing cities, boroughs, towns and townships to construct, acquire, own, operate, control, sell and lease facilities for the production, generation, transmission, distribution or furnishing of natural or artificial gas, electricity, steam or water, or the collection, disposition or treatment of sewage; and to furnish or render such services to the public within or beyond their corporate limits, or both; conferring the power of eminent domain; conferring certain powers and imposing certain duties on such municipalities and controller or auditors thereof; providing for and authorizing the incorporation and election of a board of directors to operate and manage such works and defining its powers and duties; conferring certain powers and imposing certain duties on the Pennsylvania Public Utility Commission and prescribing penalties.

Referred to the Committee on Municipal Corporations.

By Mr. MILLER.

HOUSE BILL No. 273.

An Act forbidding employers to charge individuals a fee for medical examinations as a condition of employment subject to certain restrictions.

Referred to the Committee on Labor Relations.

By Mr. MILLER.

HOUSE BILL No. 274.

An Act providing for the method of payment of wages by check or draft.

Referred to the Committee on Labor Relations.

By Messrs. BANE and WHEELER.

HOUSE BILL No. 275.

An Act to further amend section four hundred four of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2397) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," changing the schedule of weekly payments and making of uniform duration, the period in which such payments are made.

Referred to the Committee on Workmens Compensation.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 114.

An Act to amend sections six hundred fourteen and six hundred fifteen of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" relating to bribery in athletic contests and soliciting or accepting a bribe in athletic contests.

Referred to the Committee on Judiciary.

SENATE BILL No. 2.

An Act to amend article fourteen of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by adding thereto a new section placing additional powers upon the Department of Military Affairs and increasing the duties of other administrative departments in connection with the establishment of a recreational camp at Indiantown Gap Military Reservation.

Referred to the Committee on State Government.

RESOLUTION INTRODUCED AND REFERRED

By Mr. MORAN. (Concurrent) RESOLUTION No. 12.

In the House of Representatives, January 31, 1949.

Whereas, Billions of dollars annually are being spent by the United States Government to aid the peoples of Asia and Europe, and

Whereas, Amidst this vast program of foreign aid, the Federal Government is doing nothing to aid its own needy citizens, particularly the aged, who through no fault of their own, have been unable in their productive years to set aside enough funds to care for themselves in their declining years, and

Whereas, It is the first duty of the United States to aid and assist its own needy citizens, therefore be it

Resolved (if the Senate concur), That the General Assembly of the Commonwealth of Pennsylvania memorializes the Congress of the United States to enact legislation, granting pensions of not less than one hundred dollars (\$100) per month to all citizens of the United States, sixty years of age and upward, who have been employed in business or industry during ten of the last fifteen years before reaching the age of sixty, or to their widows, and to all persons sixty years of age and upward who, because of physical disability or advanced age, are unable to support themselves, and be it further,

Resolved, That copies of this resolution be transmitted

to the presiding officers of each House of the Congress of the United States, and to each Senator and Representative from Pennsylvania in the Congress of the United States.

Referred to the Committee on Rules.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. STUART asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. TOOMEY asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

COMMITTEE APPOINTED

The SPEAKER. The following members are requested to meet in the New House Caucus Room immediately following adjournment today: Messrs. Varner, DeLong, Shoemaker, Probert, Clendening, Kratz, Costa, Waterhouse and Wescott.

LEAVE OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. Breisch for Mr. KLINE for the remainder of the week.

REPORTS FROM COMMITTEES

Mr. WEISS from the Committee on Judiciary reported as committed, House Bill No. 65, entitled:

An Act to further amend section one of the act, approved the twenty-eighth day of May, one thousand nine hundred seven (P. L. 292), entitled "An act to provide for the protection of insane persons, feeble-minded persons, and epileptics, and the appointment of a guardian for the said insane persons, feeble-minded persons, and epileptics, unable to care for their own property; authorizing the guardian to support the wife and children of the said insane persons, feeble-minded persons, and epileptics; defining the powers of the guardian, and authorizing the sale of real estate of the ward," permitting petitions to be presented to the president judge of the court of common pleas when such courts are not in session.

Mr. READINGER from the Committee on Judiciary reported as committed, House Bill No. 122, entitled:

An Act to amend section four thousand one hundred eleven of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," authorizing appeals directly to the court of common pleas in certain cases from action of council relating to zoning

Mr. ALTSHULER from the Committee on Judiciary, reported as committed, House Bill No. 123, entitled:

An Act to amend section five hundred ten point eight of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An Act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," authorizing appeals directly to the court of common pleas in certain cases from action of the county commissioners relating to zoning.

Mr. ORBAN from the Committee on Judiciary, reported as committed, House Bill No. 124, entitled:

An Act to amend section three thousand three hundred five of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by authorizing appeals directly to the court of common pleas in certain cases from actions of council relating to zoning.

Mr. LEE from the Committee on Judiciary, reported as committed, House Bill No. 126, entitled:

An Act to amend section two thousand five of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto" by authorizing appeals directly to the court of common pleas in certain cases from actions of the supervisors relating to zoning.

Mr. GREER from the Committee on Judiciary, reported as committed, House Bill No. 176, entitled:

An Act validating certain sheriffs' sales of real estate for non-payment of taxes and other municipal liens, and validating the title to such real estate in the hands of purchasers, their heirs, grantees, and assigns.

Mr. HOCKER from the Committee on Fisheries, reported as committed, Senate Bill No. 55, entitled:

An Act to further amend clause (b) of section fifty and section two hundred sixty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," further providing for the number of openings in minnow traps.

MEMBER! CONGRATULATED

The SPEAKER. The Chair at this time extends best wishes on his birthday to the Honorable John M. Jones of Northampton County.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House a former Member, the gentleman from Beaver, Hon. Gerald G. Goff.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 5, entitled:

An Act to further amend paragraph (j) of section fourteen hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative employees in certain departments boards and commissions and of all deputies and other assistants missions and prescribing the manner in which the number and compensation of the deputies and all other as-

sistants and employes of certain departments boards and commissions shall be determined" by restricting the application of certain provisions

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 81 entitled:

An Act to amend section twenty-five of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 414) entitled "An act relating to vital statistics and to make uniform the law with reference thereto" by eliminating the requirement for Local Registrars of Vital Statistics to endorse permits for burial removal or other disposition of bodies of persons whose death or stillbirth occur outside of this State and requiring the filing of such permits with such Local Registrars

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 84 entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a certain tract of land in Erie County Pennsylvania for use as a veterans' administration hospital and ceding jurisdiction to the United States

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 105 entitled:

An Act to amend sections two three and four of the act approved the twenty-fourth day of March one thousand nine hundred thirty-seven (P. L. 109) entitled "An act relating to interstate cooperation creating the Pennsylvania Commission on Interstate Cooperation as well as committees on interstate cooperation of the Senate and of the House of Representatives defining the powers and duties of said commission and of said committees and imposing duties on the Governor and the Secretary of the Commonwealth" by changing the method of appointing members to the Senate and House committees and of the chairman of the commission

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 110, entitled:

An Act to amend subsection B of section twelve of the act approved the sixth day of April one thousand nine hundred thirty-seven (P. L. 200), entitled "An act licensing and regulating the business of pawnbrokers providing for the issuance of licenses by the Secretary of Banking authorizing the Secretary of Banking to make examinations and issue regulations limiting the interest and charges on loans and prescribing penalties for the violation of this act" to provide for receipt in duplicate.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 99, entitled:

An Act to add a new section to article two of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-three (P. L. 1001), entitled, as amended, "An act providing for the regulation of aeronautics within this Commonwealth; conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto; providing for the licensing and registration of airman and aircraft; establishing the legal status of air navigation; providing for sovereignty in, and ownership of, space; providing for lawfulness of flights; regulating civil causes of action arising out of operation of aircraft; fixing the status of contracts, crimes, and torts in, by, or by means of operation of aircraft; imposing duties upon officers, burgesses, magistrates, aldermen, justices of the peace, the courts and clerks thereof; providing for denial or revocation of licenses; providing for certain penalties and their disposition; and repealing certain existing laws," defining the Commonwealth airways system.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeable to order,

The House proceeded to the second reading and consideration of House Bill No. 7, entitled:

An Act to amend section two of the act approved the seventeenth day of March one thousand nine hundred twenty-five (P. L. 34), entitled "An act regulating the sale of oysters at retail" making first violations of said act summary offenses instead of misdemeanors and changing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 8, entitled:

An Act to further amend section five of the act, approved the eleventh day of March, one thousand nine hundred nine (P. L. 15), entitled "An act relating to non-alcoholic drinks; defining the same; and prohibiting the manufacture, sale, offering for sale, exposing for sale, or having in possession with intent to sell, of any adulterated or misbranded non-alcoholic drinks; and providing penalties for the violation thereof, and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors and changing penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 9, entitled:

An Act to further amend section three of the act, approved the eighth day of June, one thousand nine hundred eleven (P. L. 712), entitled "An act relating to milk; providing for the protection of the public health, and the prevention of fraud and deception, by regulating the sale of milk, skimmed milk and cream; providing penalties for the violation thereof; and providing for the enforcement thereof," making first violations of said act summary offenses instead of misdemeanors and changing penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 10, entitled:

An Act to amend section four of the act, approved the third day of March, one thousand nine hundred twenty-five (P. L. 10), entitled "An act relating to fruit syrups, and prohibiting the manufacture, sale, offering for sale, exposing for sale or having in possession with intent to sell, of any adulterated or misbranded fruit syrups, and providing penalties for the violation thereof; and providing for the enforcement thereof" making first violations of said act summary offenses instead of misdemeanors and changing penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 11, entitled:

An Act to amend section three of the act, approved the twenty-ninth day of June, one thousand nine hundred twenty-three (P. L. 929), entitled "A supplement to an act, approved the twenty-first day of March, one thousand nine hundred twenty-three, entitled 'An act for the prevention of fraud and the protection of the public health; relating to milk, cream, or skimmed milk, whether or not condensed, evaporated, concentrated, dried, powdered, or desiccated; prohibiting the introduction of foreign fats into them; regulating the sale of and defining condensed, concentrated, and evaporated milk; stipulating penalties for the infraction thereof; and providing for the enforcement thereof; defining condensed, concentrated, and evaporated skimmed milk, and compounds thereof; regulating the manufacture, sale, and exchange thereof; and providing penalties,' making first violations of said act summary offenses instead of misdemeanors and changing penalties

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeable to order,

The House proceeded to the second reading and consideration of House Bill No. 12, entitled:

An Act to amend section four of the act, approved the twenty-first day of March, one thousand nine hundred twenty-three (P. L. 28), entitled "An act for the prevention of fraud and the protection of the public health; relating to milk, cream, or skimmed milk, whether or not condensed, evaporated, concentrated, dried, powdered, or desiccated; prohibiting the introduction of foreign fats into them; regulating the sale of and defining condensed, concentrated and evaporated milk; stipulating penalties for the infraction thereof, and providing for the enforcement thereof." making first violations of said act summary offenses instead of misdemeanors and changing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeable to order,

The House proceeded to the second reading and consideration of House Bill No. 13, entitled:

An Act to amend section three of the act, approved the tenth day of July, one thousand nine hundred nineteen (P. L. 900), entitled "An act relating to eggs, prohibiting the sale, offering for sale, exposing for sale, or having in

possession with intent to sell, eggs, for and as fresh, that are not fresh eggs, or of branding or of labeling or marking eggs as being fresh eggs that are not fresh eggs; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," making first violations of said act summary offenses instead of misdemeanors and changing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeable to order,

The House proceeded to the second reading and consideration of House Bill No. 14, entitled:

An Act to amend section one of the act, approved the twenty-eighth day of March, one thousand nine hundred five (P. L. 64), entitled "An act to prohibit the selling, shipping, consigning, offering for sale, exposing for sale, or having in possession with intent to sell, as fresh, any meat, poultry, game, fish, or shell fish which contains any substance or article possessing a preservative or coloring character or action; making the same a misdemeanor; and to prescribe penalties and punishment for violations, and the means and the methods of procedure for the enforcement thereof," making the first violations of said act summary offenses instead of misdemeanors and changing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeable to order,

The House proceeded to the second reading and consideration of House Bill No. 15, entitled:

An Act to amend section twelve of the act, approved the twenty-sixth day of June, one thousand nine hundred nineteen (P. L. 670), entitled "An act defining cold storage, and regulating time of storage of certain articles of food, and providing penalties for the violation of the provisions of this act," making first violations of said act summary offenses instead of misdemeanors and changing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeable to order,

The House proceeded to the second reading and consideration of House Bill No. 16, entitled:

An Act to further amend section one of the act, approved the tenth day of June, one thousand eight hundred ninety-seven (P. L. 142), entitled "An act to prohibit the adulteration or coloring of milk or cream by the addition of so called preservatives or coloring matter, and to provide for the enforcement of the same," making first violations of said act summary offenses instead of misdemeanors and changing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeable to order,

The House proceeded to the second reading and consideration of House Bill No. 17, entitled:

An Act to amend section two of the act, approved the twenty-sixth day of March, one thousand nine hundred twenty-five (P. L. 83), entitled "An act for the protection of public health by regulating the serving of milk for

drinking purposes to patrons of hotels, restaurants, lunch rooms, fountains, and dining cars; and providing penalties," making first violations of said act summary offenses instead of misdemeanors and changing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

RESOLUTION No. 7

Mr. WEISS. Mr. Speaker, I call up at this time House Resolution No. 7.

The resolution was read, considered and adopted as follows:

In the House of Representatives, January 24, 1949.

In this year of international uncertainties and unrest, when the nations of the World look to the United States of America for guidance, protection and sustenance, and when our own economic structure still faces the problem of post war readjustment, Harry S. Truman was inaugurated as President, and has embarked on the tremendous task of chief executive of the World's most powerful and influential nation, and of coordinator of the destinies of all free peoples.

Upon the success of his administration rest continued prosperity at home, the avoidance of war with foreign nations, and the reestablishment, out of war wrought ruins abroad, of the standards of civilization, achieved through centuries of education and betterment; therefore be it

Resolved, (if the Senate concurs), That the General Assembly of Pennsylvania offer its congratulations to Mr. Truman on the occasion of his election and inauguration, and its fervent hope for success in handling the unprecedented problems which lay before him, so that our Nation and other nations espousing the principles of free government may ultimately enjoy the security of lasting peace and economic stability; and be it further

Resolved, That a certified copy of this resolution be transmitted to Harry S. Truman, President of the United States.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

Messrs. STUART and FLEMING offered a resolution which was filed with the Clerk.

COMMITTEE TO ESCORT SENATE

The SPEAKER. The Committee appointed to escort the Senate to the Hall of the House for the purpose of hearing a message from the Governor will proceed in the performance of its duty.

COMMITTEE TO ESCORT GOVERNOR

The SPEAKER. The Committee appointed to escort the Governor to the Hall of the House, in conjunction with a similar committee on the part of the Senate, will please proceed in the performance of its duty.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mrs. MONROE asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by her.

COMMITTEE REPORTS

Mr. CHARLES C. SMITH. Mr. Speaker, your committee appointed to wait upon the Senate and escort that body to the Hall of the House has performed that duty and the Senate is now present.

The SPEAKER. The committee is discharged with the thanks of the House.

The President of the Senate is invited to preside over the Joint Session of the General Assembly. The President pro tempore and the Secretary of the Senate are invited to be seated on the rostrum.

JOINT SESSION OF THE GENERAL ASSEMBLY

LIEUTENANT-GOVERNOR DANIEL B. STRICKLER
PRESIDING.

The SERGEANT-AT-ARMS OF THE SENATE. Mr. President, I present the committee appointed to escort the Governor to the Hall of the House.

Mr. WATSON. Mr. President, I have the honor to present His Excellency, the Governor of the Commonwealth, the Honorable James H. Duff.

The LIEUTENANT-GOVERNOR. Members of the General Assembly in Joint Session, it is my privilege and honor to present to you His Excellency, the Governor of the Commonwealth of Pennsylvania, The Honorable James H. Duff, who will now address you.

ADDRESS OF GOVERNOR JAMES H. DUFF

GOVERNOR DUFF. Mr. Lieutenant Governor, Mr. Speaker, Members of the General Assembly.

The Budget Message, with the amplifying statements accompanying it, will be in your hands at the end of this Joint Session.

I know you will agree that a visual examination of the Budget, with the accompanying data, is far ahead of any endeavor on my part at this time to take it up with you verbally.

Therefore, since I have the privilege of your attention, I would like to discuss briefly several subjects about which I think a more general understanding is necessary than that indicated either in my January fourth message or in the Budget data.

By dealing only with these specific subjects now, I do not want to be understood to minimize in any particular whatsoever any of the recommendations that I had the honor to present to you in my message of the fourth of January.

Housing

The first of these subjects which I desire now specially to emphasize is low rental housing. It seems clear to me that at the State level we have the inescapable responsibility of doing something about the housing situation, with particular emphasis on rental properties in the low income brackets. This responsibility is so great that we cannot depend entirely upon action by the Federal Government. Every level of government must accept responsibility for some essential contribution to such a program.

It has been demonstrated that private enterprise at rentals presently being received for low income houses has not been able or willing to build sufficient houses to meet the great demand. I am a firm believer in the proposition that Government should not do things for people that they can do for themselves. The low rental housing situation, however, is a case where people have not been able to produce houses: they must have a place to live. This clearly seems to be a situation where Government at all levels must be concerned with the problem.

After studying the situation, I feel that it would be unwise for the Commonwealth itself to go into the business of building houses. I am convinced that such a program can best be advanced by the Commonwealth subsidizing private enterprise builders up to the point where it will be possible for them to erect houses in the low income group.

The former is a subsidy where groups are encouraged to produce more than they normally produce. I, therefore, propose that the Commonwealth appropriate the sum of fifteen million dollars for subsidies, in the coming biennium, for public housing, especially in the low income brackets. From data presently available, it is fair assumption that a subsidy of between 25% and 35% of cost will make feasible a substantial public program in the Commonwealth in this type of rental houses.

On the basis of these figures, a subsidy of fifteen million dollars would provide for the erection of fifty million dollars in middle and low income bracket houses under this program.

If the Federal Government matches or doubles the State's subsidy in addition to its own separate program, as it has been suggested that it will, it would make possible a program of one hundred or one hundred fifty million dollars of low income bracket houses in the Commonwealth during the coming biennium at the State level.

Legislation will be presented for competitive bidding by those desirous of building these houses under State subsidy; the fixing of the rentals to be paid; the places and types of houses to be built; and the selection of the localities in which this need is most urgent; as well as other provisions to make this program workable on a competitive basis so as to best serve the needs of the people of the Commonwealth.

I feel that in this program there should be a preference for veterans, if such preference can legally be established.

This program is an entirely new departure in Pennsylvania. No such activity at the State level has ever been attempted before. It is a necessary beginning—and only a beginning, because the problem is great.

However, this program, plus the Federal program which is definitely assured, will start a real onslaught against the housing shortage in Pennsylvania, particularly in the low income bracket. It will probably afford as many houses during the coming two years as is practical with the materials and labor available, when taking into account the vast other building construction operations in the Commonwealth.

The low income housing shortage is a very important social problem. Therefore, it seems to me, our approach to it should be with a broad perspective and freed from any narrow or partisan bias. It is certainly something that we all have to do something about.

Highways

As I related to you in January, the Highway Department has informed me that they cannot longer continue to carry forward the highway program that they deem vitally necessary on the basis of the present gas tax. This situation confronts us by reason of our great highway mileage and the vast increase in cost both of building and of upkeep. This difficulty is further expanded as

the result of the vast amount of deferred maintenance and construction that accumulated in the Commonwealth during the war period—which backlog has not been caught up with.

The magnitude of the demand for this work is clearly indicated; and it still remains, and this despite the fact that in 1948 the Highway Department carried forward the greatest construction program in its history.

Every user of our highways realizes that in every part of the Commonwealth, in built up areas, in the rush hours, both morning and evening, there is a tremendous waste of time and great inconvenience to everyone caught in these daily traffic slow downs.

If these delays were expressed in terms of the earning power of the people who waste their time daily in these jams, it would amount to such a vast sum of money that no one considering them would hesitate for a moment to attempt their elimination.

In this connection it is most important for all of us to remember that, in considering the problems of the highway, our funds go only half as far as they did at the beginning of World War II. In other words, when we look at the sums that we now appropriate for this work, we must realize when we do look at them that they only buy one-half as much highway as they did at the beginning of the war. Therefore, when you compare the Budget submitted today with the pre-war Budget, cut it in half to determine how it compares with those pre-war years in the amount of work that it will do.

And so that there may be no misapprehension also as to the situation on the farm-to-market roads, I would like to make clear that there has been no disparity in the way of a balanced program during the current administration. In the last two years more money was spent from the Motor License Fund on improving farm-to-market roads than in any two-year period in the entire history of the Highway Department. It is our plan to continue this policy.

In order to clearly illustrate the completeness of the program in the Commonwealth for the past two years, the Highway Department has prepared two maps: one for the year 1947 and the other for the year 1948. These maps will visually express at a glance the completeness and balance of the highway program during the past two years. They will illustrate visually also, better than any words can tell, how balanced the program has been in carrying out the policies of the current Administration. The engineers of the Highway Department have asked me to advise you that they will be glad to appear in all caucuses, Republican or Democratic, to which they may be invited, to produce the detailed maps and all other supporting data to completely explain and define the needs and plans of the highway system in Pennsylvania.

Now, let us take a look at the funds estimated to be necessary by the Department; also their method of determining how they will become available; and why the Department insists that an increase of the tax on gasoline is necessary. The Highway Department estimates they will need a minimum of one hundred million dollars a year for each of the next two years of the coming biennium for construction. Parenthetically, this is less per year than the Highway Department is spending in the last year of the current biennium.

A certain group in the Commonwealth have insisted that the amount of federal aid that will be received by the Department will augment the funds to a degree that will render unnecessary a further increase on the tax of gasoline. Those advancing this argument contend that the Highway Department will receive in the coming biennium by way of federal aid approximately eighty-two million dollars. If this contention were correct it would be an easy solution to some of our problems. However, the Highway Department informs me, which is not correct, that such as estimate of funds for the Department from the Federal Government in the way of highway aid positively will not be received in the coming biennium, and that the contention that it will be received is based on an unfamiliarity with the operations of the highway system and the federal law governing this type of aid.

Instead of eighty-two million dollars, the Highway Department states unequivocally that they will not receive substantially in excess of forty million dollars in cash during the coming biennium in the federal aid program.

In this connection it is necessary that it be clearly understood that the Highway Department cannot concentrate the use of these federal funds in any type of highway construction that they may desire and that they would like to spend it on. They are governed definitely by the laws regulating the federal aid program. The federal aid law definitely specifies that 37% of these funds must be used on primary roads, 42% must be used on urban roads, and 21% must be used on farm-to-market roads. Consequently, to secure federal funds, the Highway Department must match out of our funds, dollar for dollar, on each of the above specified classifications; because unless we do match it both in amounts and in classifications we cannot qualify for and receive such federal aid.

Let us look also as to how these funds come into Pennsylvania. Thereby we can prove conclusively that the Highway Department will not receive approximately in excess of \$40,000,000 in the coming biennium.

In 1948-49 the Highway Department will spend for construction more than it will spend in either of the two years of the coming biennium. The Department will spend \$103,313,000 in 1948-49. On that \$103,313,000, actual federal aid payments to the Commonwealth were only \$20,017,000, or nineteen and four-tenths percent of the total.

Since we do not expect to spend more than \$100,000,000 a year in each of the two years of the coming biennium for construction, it is clear that we will not receive more than \$20,000,000 in federal aid in each of those two years, and that the final \$42,000,000 of the Pennsylvania allotment will not be received, on the basis of experience in the Department to date, until the 1951-53 biennium.

The above being so, it is evident that the \$82,000,000 federal aid that eventually will come to Pennsylvania more than one-half will not be received until after the end of the next biennium. On the basis of estimated funds for the next biennium, there will be only \$120,000,000 available for construction. That means that the Department will be shy approximately \$40,000,000 each year in order to carry forward a construction program of \$100,000,000 a year for the next two years of the coming biennium. That is less each year, as I have pointed out, than the last year of the current biennium.

Both the Secretary of Highways and the engineers in that Department have unqualifiedly recommended to me—which I pass along to you with my recommendation—that the gas tax be increased one cent per gallon for the next two years over existing taxes, and that any funds found necessary in this construction program in excess of one cent, but not to exceed \$40,000,000 more, be raised by the Highway Department for bridges, express highways, or controlled access highways in the Commonwealth, by an Authority.

In this connection I think it is informative to point out that this tax on gasoline will not be in excess of the existing tax on gasoline in our sister States of Maryland and West Virginia, and that the Governor of New York, this last week, proposed an increase in the tax of that State equivalent to the tax herein proposed. And further, as a matter of comparison, I think it ought to be stated that the existing tax on gasoline in Pennsylvania is less, by one-fourth of a cent per gallon, than the existing National average. And whereas twenty-two of the States do not spend the money from the highways exclusively for highway purposes, Pennsylvania spends all of its motor funds for highway purposes, and therefore, the motorists get all the benefit of it.

For the reasons stated, I urge the enactment of the legislation necessary to make effective the recommendations of the Highway Department.

Mental Health

I feel obliged to call your attention further to the urgent necessity for the large amount of funds requested for the mental health program as specified in the Budget.

I realize, as you do, that the funds asked for are great. But I also realize that the urgency of the demand for them is equally great. The chief reason that so great an expenditure of funds has been necessary for mental health in the current biennium, and will continue to be necessary in the next biennium, is that in the past we refused to meet adequately and promptly the challenges of the problems of mental health as they were presented.

Everyone reading the daily papers is obliged to be aware of the variety of problems presented by various phases of the problems of mental illness. The time has come when society must attempt to protect itself against the dangers that we have heretofore refused to provide against. We should no longer continue the practice of awaiting for catastrophies to happen before we are sufficiently stirred up to take some measures to prevent them.

There is a tremendous need in Pennsylvania, as elsewhere, for increased research into the cause of mental illness, and training in the care of those who are mentally ill, as well as provision for the restraint of persons afflicted with certain mental quirks and sexual abnormalities that make them continuous menaces to society. We have arrived at the place where there is need for institutions of the type where we are concerned more with the methods of cure and prevention than merely with the custodial care of the chronically mentally ill.

We need to understand not only the effect of mental pressures that produce bodily ailments, but also bodily ailments that tend to cause mental illnesses. Research has proven beyond question that emotional instability is caused in many people by certain types of physical illness.

Research has also made clear that many mentally ill

patients may be prevented from falling into the classification of chronically mentally ill patients if they are received in time and receive the proper treatment and care necessary to restore them to full mental health again.

The great problem of today, when such a high percentage of our population is suffering from mental illnesses, is to treat those illnesses of the mind in the early stages the same as medicine would endeavor to treat physical illnesses in the early stages before they become chronic. Because once mental illness becomes chronic the patient becomes, in all human probability, a permanent charge upon society; while if they are treated early before they do become chronically ill, they can be restored to useful lives in society.

For the above, and the other reasons that I stated in my former message to you, I earnestly hope that the requested funds will be made available for use in the coming biennium.

Parenthetically I would like to tell you this, a very prominent citizen of this state came to see me not long ago on this question. He said "Governor, I hope that you will continue to further the program in its full scope authorized by the General Assembly. I have a daughter who was married to a man in the armed service during the war, and about six months after her husband left she gave birth to a child. About two weeks after the birth her husband was reported missing in action and for a number of weeks there was no report as to anything about him. My daughter went completely out of her mind. We took her to a number of physicians and they said nothing could be done for her except to give her the best possible care, but," he said, "her mother and I were not satisfied until we did everything possible, and we spent twenty-thousand dollars, and today, as the result of the kind of care she got for that kind of money, she is completely well and whole again." He said "I think every family who has had that kind of experience is entitled to that kind of treatment, whether or not they have the kind of money that I had, in order to get it."

Authority

This brings me to an examination of the budget which discloses that a large sum of money is needed for permanent improvements. These improvements are imperatively needed now. To pay for them out of the current General Fund would necessitate large increases in taxes for the General Fund. It is not fair to ask the people of Pennsylvania to pay for permanent improvements wholly out of current revenues, because many of them are of a character that will last for generations.

Granted the necessity for the improvements and the unfairness of asking current taxes to pay the entire cost of permanent improvements, it becomes clear that the only alternative is to pay for them over a period of years.

As we are all aware, the Constitution of Pennsylvania does not permit the borrowing of more than one million dollars as a direct obligation of the Commonwealth without a vote of the people, except in the case of insurrection. This direct obligation method of borrowing money is so cumbersome and time-consuming that it prevents the raising of substantial funds to meet an emergency.

The situation confronting Pennsylvania today illustrates the absolute necessity for borrowing funds to meet a critical emergency for improvements that happen to be

permanent in character. The only method devised to free the Commonwealth from the shackles of an out-moded method of financing is by the Authority method, whereby an indirect obligation is created by the payment of rentals for the use of permanent improvements over a period of years until the cost is liquidated. The Authority method has been approved by the highest judicial authority of the State as a method whereby the critical obligations of Government may be met.

I feel there is no alternative at this time in Pennsylvania to an authority as a method for meeting the critical emergency of the Commonwealth today for permanent improvements.

It is clear that the Constitution should have been amended long ago in order to enable the Government of this day and generation to function in a way that the vast demands that modern Government require. Such a situation was not envisaged in the day in which the Constitution was adopted. Since these needed changes have not been affected in the Constitution, it becomes necessary to use the device that has been found practical to meet an emergency. Because after all the purpose of Government is not to defeat the proper and necessary demands and needs of the people, but to make it possible for them to be carried out, not at some future day, but when the emergency exists. They can be carried out in a legitimate way in Pennsylvania as approved by the Supreme Court of Pennsylvania. I, therefore, feel that this Authority should be created at this time for the purpose of accomplishing the necessary demands of the people of Pennsylvania for permanent improvements outlined in the Budget.

In order to lower the rate of interest and to bring the funds necessary for these permanent improvements within the classification as a direct obligation of the Commonwealth, I suggest that legislation be enacted at this Session to submit for approval by the people as an indebtedness of the Commonwealth the total of such funds as this session of the General Assembly may approve under an Authority.

In conclusion, I would like to reiterate today what I said to you on January 4th, that this is a program to the advantage and for the benefit of all the people of Pennsylvania. It is an endeavor to do what seems to me to be sensible, to be right, and to be necessary. And, after all, that is what government is for—to do the best for the most people.

Thank you very much for your attention.

JOINT SESSION ADJOURNED

The LIEUTENANT GOVERNOR. The purpose for which the Joint Session was convened having been accomplished I now declare this Joint Session adjourned. The Senators will kindly reconvene in the Senate Chamber.

THE SPEAKER (HERBERT P. SORG) IN THE CHAIR

FOURTEENTH ANNUAL BUDGET AND SUPPLEMENT

The SPEAKER. The Chair lays before the House the Fourteenth Annual Budget of the Commonwealth for the fiscal biennium June 1, 1949 to May 31, 1951, and the Supplement thereto.

(For budget and supplement, see Appendix.)

FORMER MEMBER WELCOMED

The SPEAKER. The chair welcomes to the House today a former member from Fayette County, Hon. John Rider.

ANNOUNCEMENT

The SPEAKER. The budget of His Excellency the Governor is being distributed. Will the Members please remain in their seats until this distribution has been made. Only those Members who are in their seats will receive the budget, and it is not possible to procure additional copies.

PROCEEDINGS OF JOINT SESSION PRINTED
IN JOURNAL

Mr. STIMMEL. Mr. Speaker, I move that the proceedings of the Joint Session of the Senate and House of Representatives, held Tuesday, February 1st, 1949, be printed in this day's Legislative Journal.

The motion was agreed to.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. GUARNIERI asked and obtained unanimous consent to add additional sponsors to two bills to be introduced by him.

Mr. GUARNIERI asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

Mr. REYNOLDS asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

REPORT FROM COMMITTEE

Mr. BLOOM from the Committee on Judiciary, reported as committed, House Bill No. 125, entitled:

An Act to amend section three thousand one hundred five of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," authorizing appeals directly to the court of common pleas in certain cases from action of the board relating to zoning.

COMMITTEE MEETINGS

Appropriations, Room Number 246, Wednesday, February 2, at 10:30 a. m.

Education, Room Number 324, Wednesday, February 2, at 10:45 a. m.

Judiciary, Room Number 149, Tuesday, February 1, at 3:00 p. m.

PUPILS OF SLOVAK GIRLS' ACADEMY
WELCOMED

The SPEAKER. The Chair is informed by the gentleman from Montour, Mr. Reilly, that there is present in the Hall of the House a delegation of teachers and pupils from the Slovak Girls' Academy of Danville. This school is located in the district of the gentleman from Montour, Mr. Reilly, and is the only school of its kind in the country. The Chair welcomes the pupils of the school at this time.

ADJOURNMENT

Mrs. MONROE. Mr. Speaker, I move that this House do now adjourn until Wednesday, February 2, 1949, at 11:00 a. m.

The motion was agreed to, and (at 1:46 p. m.) the House adjourned.

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., WEDNESDAY, FEBRUARY 2, 1949.

No. 9.

SENATE

WEDNESDAY, February 2, 1949.

The Senate met at 11:00 o'clock, a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

PRAYER

The Chaplain, Rev. Doctor PHILIP DAVID BOOK-STABER, Rabbi, offered the following prayer:

In a moment of silence, attuning ourselves to our Father in Heaven, let us pray together as He who taught us all how to pray in the Lord's Prayer.

Our Father, Who art in Heaven, hallowed be Thy name, Thy kingdom come, Thy will be done on earth as it is in Heaven. Give us this day our daily bread, and forgive us our trespasses as we forgive those who trespass against us, and lead us not into temptation, but deliver us from evil, for Thine is the kingdom, and the power, and the glory for ever and ever. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. T. NEWELL WOOD, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on February 2, 1949.

Mr. HARE. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 2, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation:

ALLEGHENY COUNTY

W. Wallace Bell, Pittsburgh, 6006 Centre Ave. (6).
Miss Frances Firth, Pittsburgh, 1701 Law & Finance Bldg.
Albert M. Kairys, McKees Rocks.
Carl L. Poznanski, Stowe Twp., 817 Woodward Ave., McKees Rocks.

BEAVER COUNTY

Mrs. Gladys D. McCullough, Beaver.

BUCKS COUNTY

E. Herman Faas, Quakertown.

CAMERON COUNTY

Patrick C. Rowan, Emporium.

DAUPHIN COUNTY

Giles A. Light, Lower Paxton Twp., R. D. 3, Harrisburg.

FAYETTE COUNTY

James F. DeOre, Connellsville Twp., Broad Ford
Mrs. Dorothy L. Martin, Masontown.

INDIANA COUNTY

Mrs. G. C. Dunmire, Blairsville.

LAWRENCE COUNTY

Bernard J. Hanlon, New Castle.

LUZERNE COUNTY

Mrs. Fay Weinstock, Forty Fort.

PHILADELPHIA COUNTY

Mrs. Ruth Carton, 406 City Centre Bldg. (7).
Mrs. Eleanor G. Dougherty, 615 S. 21st Street.
Mrs. Anne F. Guerin, 1916 S. 6th Street.
Joseph E. Knapp, 1551 Pratt Street (24).
John T. Shepherd, Milnor & Bleigh Streets.
Harry N. Thomson, 2521 Frankford Avenue (25).
Anthony T. Vincent, 747 S. Broad Street.

WESTMORELAND COUNTY

Mrs. Mary Calastrini, Arnold.

YORK COUNTY

Paul M. Diehl, York.

To compute from dates set opposite their names:

MONTGOMERY COUNTY

John M. Yerger, Norristown, February 4, 1949.

LUZERNE COUNTY

Mrs. Alice Carpenter, Wyoming, February 5, 1949.

MONTGOMERY COUNTY

J. G. M. Bunting, Lower Merion Twp., Merion Station, February 10, 1949.

ARMSTRONG COUNTY

Miss Maud I. Anderson, Leechburg, February 16, 1949.

LACKAWANNA COUNTY

Albert Margolies, Scranton, February 17, 1949.

ALLEGHENY COUNTY

Miss Marie H. Benson, Pittsburgh, 1814 Grant Bldg., February 19, 1949.

PHILADELPHIA COUNTY

Thomas F. Robinson, 116 Chestnut St. (6), February 25, 1949.

WASHINGTON COUNTY

Robert C. Cassidy, Burgettstown, February 25, 1949.

WESTMORELAND COUNTY

Mrs. Freida M. Murray, New Kensington, February 26, 1949.

ALLEGHENY COUNTY

Ferd H. Phillips, Pittsburgh, 1010 Berger Bldg., February 27, 1949.

Hector R. Mariani, Pittsburgh, 4613 Lorigan St., February 28, 1949.

JAMES H. DUFF.

A motion was made by Mr. WALKER and Mr. HARE, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which

were read as follows, and referred to the Committee on Executive Nominations.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 2, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Edward Dunn, 135 West Water Street, Mount Carmel, Northumberland County, for appointment as Justice of the Peace in and for the Borough of Mount Carmel, Northumberland County, until the first Monday of January, 1950, vice Edward Hook, deceased.

JAMES H. DUFF.

MEMBERS OF THE BOARD OF TRUSTEES OF WEST CHESTER STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 2, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Members of the Board of Trustees of West Chester State Teachers' College:

Thomas A. Riley, Esquire, Chester Road, Westtown, Chester County, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Mrs. Anna B. Cooper, Woodlawn Farm, Pineville, Bucks County, until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified.

Abram M. Kulp, 55 North Main Street, Hatfield, Montgomery County, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Mrs. Frances Price Donahoo, 2428 Edgemont Avenue, Chester, Delaware County, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

Raymond S. Shortlidge, South Valley Road, Paoli, Chester County, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Samuel P. Cloud, R. D., Sconnelltown, West Chester, Chester County, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JAMES H. DUFF.

HOUSE MESSAGE

SENATE CONCURS IN HOUSE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, presented an extract from the Journal of the House of Representatives, which was twice read, considered and agreed to:

CONGRATULATIONS TO HARRY S. TRUMAN, PRESIDENT OF THE UNITED STATES

In the House of Representatives, January 25, 1949.

In this year of international uncertainties and unrest, when the nations of the World look to the United States of America for guidance, protection and sustenance, and when our own economic structure still faces the problem of post war readjustment, Harry S. Truman was inaugurated as President, and has embarked on the tremendous task of chief executive of the World's most powerful and

influential nation, and of coordinator of the destinies of all free peoples.

Upon the success of his administration rest continued prosperity at home, the avoidance of war with foreign nations, and the re-establishment, out of war wrought ruins abroad, of the standards of civilization, achieved through centuries of education and betterment; therefore be it

Resolved, (if the Senate concurs), That the General Assembly of Pennsylvania offer its congratulations to Mr. Truman on the occasion of his election and inauguration, and its fervent hope for success in handling the unprecedented problems which lay before him, so that our Nation and other nations espousing the principles of free government may ultimately enjoy the security of lasting peace and economic stability; and be it further

Resolved, That a certified copy of this resolution be transmitted to Harry S. Truman, President of the United States.

Ordered, That the Clerk inform the House of Representatives accordingly.

PETITIONS AND REMONSTRANCES

Mr. WALKER. Mr. President, I have a petition, which I would rather present in the form of a bill, but in order to acknowledge receipt of it publicly, I want to introduce it at this point in order to notify the Chair that I have received from the City Council of the City of McKeesport, and from the Mayor, a bill, with the request to introduce the same on their behalf, asking the Commonwealth and the Highways Department to take over a certain street in the City of McKeesport. The City Fathers there have worked a long time trying to get this worked out. I appreciate their sincerity in attempting to alleviate a very bad condition in the City of McKeesport, and at the proper time in the Senate business I will introduce the bill which they have recommended to us.

BILLS INTRODUCED AND REFERRED

Mr. DiSILVESTRO read in his place and presented to the Chair Senate Bill No. 184, entitled:

An Act to amend Article IV of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, pro-

tection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by requiring the periodic fumigation of taxicabs.

Which was committed to the Committee on Public Health and Welfare.

Mr. WADE read in his place and presented to the Chair Senate Bill No. 185, entitled:

An Act to further amend section two hundred seven of the act, approved the eighteenth day of May, one thousand nine hundred eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by prohibiting police officers and policemen from being school directors.

Which was committed to the Committee on Education.

Mr. T. NEWELL WOOD read in his place and presented to the Chair Senate Bill No. 186, entitled

An Act to further amend section six hundred one and amend section six hundred eighteen of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registrations of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by making the unlicensed operation of a motor vehicle evidence of legal cause of injury; and imposing upon certain owners of motor vehicles, liability for negligence of minors.

Which was committed to the Committee on Highways.

Mr. WALKER read in his place and presented to the Chair Senate Bill No. 187, entitled

An Act to further amend section two of the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions, and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing, and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act," adding new routes in McKeesport Allegheny County.

Which was committed to the Committee on Local Government.

Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 188, entitled

An Act to amend sections two and three of the act, approved the twenty-fourth day of June, one thousand nine hundred nineteen (P. L. 579), entitled "An act to fix the salary and mileage of the members of the General Assembly, and to provide for the furnishing of such postage, stationery, and supplies as may be necessary for the conduct of their offices, and repealing all acts or parts of acts inconsistent therewith," by authorizing direct purchases in certain cases.

Which was committed to the Committee on Rules.

Mr. YOSKO read in his place and presented to the Chair Senate Bill No. 189, entitled

An Act designating certain clerks of courts agents of the Commonwealth in the collection and transmission of fines, forfeited recognizances, and other forfeitures imposed, lost or forfeited into any court for the use of the Commonwealth; prescribing their powers and duties; fixing their compensation and providing procedures for transmission and settlement of certain moneys.

Which was committed to the Committee on Judiciary General

Messrs. LANE and TARR read in place and presented to the Chair Senate Bill No. 190, entitled:

An Act to further amend section fourteen of the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing for retirement

at age of fifty-five at a reduced allowance after twenty years of service or retirement, after thirty-five years of service at increased state annuity with the Commonwealth, and school districts making up the difference to the reserve fund.

Which was committed to the Committee on Education.

POINT OF INFORMATION

Mr. HALUSKA. Mr. President, I rise on a point of information.

The PRESIDENT. The gentleman from Cambria will state his point of information.

Mr. HALUSKA. Up until the Session of 1939, it has been the practice in this Commonwealth to take over a certain amount of township roads. Since 1939, that practice has been stopped, and most of the Senators are receiving requests from back home, from township supervisors pertaining to these roads.

So, Mr. President, I would like to interrogate the majority floor leader, Mr. Walker.

The PRESIDENT. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. WALKER. Yes, Mr. President.

Mr. HALUSKA. Senator Walker, as a leader of your party in this Chamber, could you tell us whether or not this administration, during this Session, will have any roads taken over as we have had up until 1939?

Mr. WALKER. Mr. President, frankly, I do not know the answer to that. The gentleman from Lycoming, Mr. Snowden, who is Chairman of the Highways Committee, is not present, he is temporarily out of the Senate chamber, but he will be here after while. I will be very happy to take the matter up with the administration, or, in company with the Chairman of the Highways Committee, with the Highways Department, to see if I can get an answer to that question.

Very frankly, I hope the answer will be in the affirmative.

Mr. HALUSKA. Thank you, Mr. Walker.

The reason I brought this matter up this morning is that it would be foolish on our part, I think, to present bills—and each and every Senator will have, probably, ten or fifteen bills to present—and then find out it was useless, and if that information can be procured for us, it will be a great help to every Senator on this floor. I trust, Mr. Walker, you will be able to secure that information and let us have it next week.

Mr. WALKER. Mr. President, this is probably a collateral issue at this stage. I always thought the Legislature decided whether they were going to take over or add to the Highways System.

If the Highways Department has a program, I am for it, but my thought is this, and I would suggest to the gentleman from Cambria that he will never get a bill passed unless he introduces it.

CALENDAR

BILLS ON THIRD READING

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 32, on third reading, entitled:

An Act to further amend section two hundred twenty of the act, approved the second day of May, one thousand

nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by providing for the issuing of lifelong free resident fishing licenses to persons sixty-five years of age or over.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 69, as follows.

An Act to amend Article IV Sections four hundred eight four hundred nine four hundred ten four hundred eleven four hundred twelve and four hundred nineteen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" to correct an error in the provisions concerning the size of mesh to be used by propagating permittees changing the method of tagging propagated game or eggs providing penalties for failure to maintain proper records of propagation transactions and submission of annual reports of special permittees and adding bobwhite quail to list of birds authorized to be killed on Regulated Shooting Grounds

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four hundred eight of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is hereby amended to read as follows

Section 408 Premises Used by Propagating Permittees For raising small game the premises used by holders of propagating permits may be of such size as the operator thereof deems best suited to his purposes so long as the premises so used are surrounded by a tight woven wire fence with a [minimum] maximum mesh of two inches and not less than six feet high

For raising elk or deer the premises shall be surrounded by a wire fence of approved pattern with a height of not less than eight feet so constructed and maintained as to absolutely prevent wild elk or deer from entering in any manner into said premises Before the fence surrounding any such premises shall be closed all wild elk and deer that may be upon said territory shall as far as possible be driven therefrom by the owner under the direction of an officer of the commission

Section 2 Section four hundred nine of said act as amended by the act approved the twentieth day of June one thousand nine hundred forty-seven (P. L. 634) is hereby further amended to read as follows

Section 409 Disposing and Removing Game from Propagating Premises Where game of any kind is raised or eggs of game birds are produced on premises under authority of a propagating permit such game or eggs may be sold or given away and such game may be shipped alive from said enclosure for propagating purposes or may be killed in any manner within said enclosure for sale or gift without regard to sex or numbers at any time of the year under the following regulations but no small game may be killed by shooting within such enclosure except in accordance with the provisions of this act or regulations adopted by the commission governing the taking of such game in a wild state

Before any live game of any kind raised under authority of any propagating permit is shipped out of the Commonwealth it must be offered to the commission for propa-

gating purposes and the director shall within ten days advise the permittee whether it desires to purchase the same If not purchased by the commission it may be shipped to any other state or nation if properly tagged as hereinafter provided Game so raised when dead may be shipped anywhere if tagged properly

Before any game propagated or eggs produced under authority of any propagating permit are shipped or removed from any premises the permittee shall [apply to the commission for a tag printed in triplicate and numbered serially which shall be supplied at cost Said tag shall be prepared in triplicate and shall supply the information required thereon The original of the tag shall be attached to the container or the bird or animal

One copy of the tag shall be returned to the commission by the permittee within five (5) days following the transaction the other copy thereof shall be retained by the permittee for a period of two (2) years attach a tag to each dead bird or animal such tags to be numbered consecutively and supplied by the commission at reasonable cost and shall contain such information as the commission may require

To each container of live birds or animals consigned for restocking purposes or for use on licensed regulated shooting grounds or for use at a field or retriever trial there shall be attached thereto a tag setting forth the name and address of the consignee the quantity and contents of the container and the name address and permit number of the shipper and to each container of eggs removed from such propagation premises there shall be a similar tag attached thereto

All other shipments of live birds or animals shall be individually tagged in accordance with the provisions of this section

The tag required to be attached to a container or [a] each bird or animal shall so remain until the eggs are removed from the container or the living bird or animal is released from the container or the dead body of any bird or animal is cut up for retail purposes or final consumption. [, at which time the tag shall be removed by the person receiving the eggs or finally disposing of the bird or animal

Each permittee shall be required to maintain a complete record for a period of two years of all transactions setting forth the date name and address of the consignee and the tag or tag numbers identifying each bird or animal

It is unlawful for any permittee [or his agent or employe to neglect to return to the commission any tag with the information thereon required or to fail or neglect to retain the copy required of him or] to kill sell give away remove or ship any game bred or so raised or eggs of game birds produced under the authority of any propagating permit except in compliance with the provisions of this section

It is unlawful for any person wilfully or wantonly to remove or mutilate or destroy any tag attached to any container or bird or animal according to the provisions of this section except in the manner and at the time and place provided for in this section

It is unlawful for any person to wilfully use any tag of the kind provided for in this section for the carrying removal or shipment of game or the eggs of game birds taken or killed outside of premises used for propagating game under authority of a permit or for the purpose of a second shipment of game or eggs from any such premises

Section 3 Section four hundred ten of said act as last amended by the Act approved the twenty-third day of May one thousand nine hundred forty-seven (P. L. 298) is hereby further amended to read as follows

Section 410 Permits to Operate Regulated Shooting Grounds Any person association or corporation desiring to operate regulated shooting grounds upon which to propagate and release annually a minimum of one hundred of any of the following species of game birds namely [pheasants bobwhite quail of the species approved by the Commission chukar partridges or mallard or black ducks or upon which to release such numbers and species of birds when legally propagated or purchased for shooting and other purposes on lands owned or leased by

him or it shall first secure a regulated shooting grounds permit from the commission. The application in addition to other information required by the commission shall state the approximate number of each of the foregoing species of game birds to be reared or purchased and released for shooting purposes on said property during the ensuing year.

No regulated shooting grounds permit shall be issued for less than one hundred (100) acres in one tract of land or land and water combined nor shall such permit be issued until the commission has satisfied itself that said shooting ground will not be inimical to the public interest.

The boundary of the premises so licensed shall be marked by a single strand of wire or other fence and shall be posted with printed notices not more than one hundred yards apart and containing such wording as the commission may prescribe.

In lieu of maintaining a single strand of wire or other fence where a clearly visible boundary already exists such as a regularly used roadway or highway the licensee may post the required notices on each side of all roadways or other entrances leading into the area and elsewhere at intervals not exceeding fifty yards apart. Where such unfenced boundary line passes through forest or brush land or briar thickets or high weed growth the licensee shall maintain a cleared strip of five or more feet from which brush weed and other high growth is removed annually.

Section 4 Section four hundred eleven of said act as last amended by the Act approved the twenty-third day of May one thousand nine hundred forty-seven (P. L. 298) is hereby further amended to read as follows:

Section 411 Shooting Restrictions on Regulated Grounds. Such permits shall entitle the holder or holders thereof and their guests to kill or take by shooting only not to exceed seventy-five per centum of the pheasants bobwhite quail of the species approved by the commission and chukar partridges and ninety per centum of the mallard or black ducks propagated or purchased and released on the premises each year said propagation or release to be established to the satisfaction of the commission.

All game birds released on said regulated shooting grounds shall be full-winged and fully able to care for themselves in a wild state and wherever the commission deems it desirable all mature birds released shall bear a metal leg band of a type approved by it. Such propagated or released birds may be taken without regard to sex or age or daily or season bag limits so long as not more than the specified percentages herein enumerated are taken during the shooting period below authorized:

(a) The period for taking domestically produced pheasants bobwhite quail of the species approved by the commission and chukar partridges on regulated shooting grounds in areas where wild ringneck pheasants and bobwhite quail of the species approved by the commission thrive and normally produce a shootable supply of such birds shall begin on the date and hour of the general statewide open season for small game as fixed by the act or the commission and continue to the thirty-first day of December inclusive.

(b) The period for taking such ringneck pheasants bobwhite quail of the species approved by the commission and chukar partridges on regulated shooting grounds established in areas other than those stipulated in paragraph (a) above shall be fixed by the commission without regard to the general statewide open season for small game the period so fixed to be certified to the holders of such permits at least thirty days in advance of the season.

(c) The period for taking domestically produced mallard or black ducks on regulated shooting grounds unless otherwise fixed and so certified by the commission shall conform with the season established for waterfowl hunting by Federal regulations in effect for the Commonwealth of Pennsylvania.

All species of game other than those specified found on the premises covered by such regulated shooting grounds permits may be taken on said premises only under the general provisions of the law governing seasons bag limits etc.

Every person hunting on such regulated shooting grounds or participating in a shoot held under a regulated shooting grounds permit shall be possessed of a resident or nonresident hunter's license for the current year as required by law.

Section 5 Section four hundred twelve of said act is hereby amended to read as follows:

Section 412 Tagging Birds Killed Retriever Trials. Before any propagated or released game killed under the provisions of a regulated shooting grounds permit shall be consumed on the premises or removed therefrom the permittee shall attach a tag to each bird killed such tags to be numbered consecutively and supplied by the commission at reasonable cost and shall contain such information as the commission may require. Said tags shall remain attached to the individual birds until prepared for consumption and shall not be used more than once.

Dogs may be trained or field trials may be held at any time of the year upon the premises covered by a regulated shooting grounds permit and retriever trials may be conducted thereon but no game birds shall be killed while so training dogs or conducting retriever or field trials except during the open season for shooting as fixed by the preceding section. A special permit as required elsewhere in this act shall first be obtained to conduct a retriever trial thereon at any other period. All pheasants bobwhite quail of the species approved by the commission chukar partridges and mallard or black ducks killed while training dogs or conducting a retriever or field trial on premises licensed as a regulated shooting grounds shall be included as part of the allowable kill thereon for that year and shall be tagged accordingly.

It is unlawful for any person to take any of the game birds which may be killed under authority of a regulated shooting grounds permit contrary to the provisions of this act relating thereto or to remove from the premises covered by a regulated shooting grounds permit or to consume thereon any propagated or released pheasants bobwhite quail of the species approved by the commission chukar partridges or mallard or black ducks killed in accordance with the provisions of this section which have not been tagged as herein required.

Section 6 Section four hundred nineteen of said act as last amended by the Act approved the twentieth day of June one thousand nine hundred forty-seven (P. L. 634) is hereby further amended to read as follows:

Section 419 Penalties. Any person violating any of the provisions of this article shall upon conviction be sentenced to pay the following fines and costs of prosecution for each offense:

(a) For the sale or exchange or shipment or removal out of this Commonwealth of birds or nests or eggs or the taking of birds or eggs or nests contrary to the provisions of this article by agents of museums or persons of scientific attainment in ornithology or mammalogy acting under the authority of any permit twenty-five dollars.

(b) For the practice of taxidermy for profit without a permit as provided in this article twenty-five dollars and in addition thereto twenty-five dollars for each specimen of a bird or animal protected by this act mounted or in possession for mounting.

(c) For the mounting sale or shipment or removal from or permitting the removal from the Commonwealth by the holder of any taxidermy permit of each specimen of a bird or animal protected by this act contrary to the provisions of this act twenty-five dollars.

(d) For a resident of the Commonwealth purchasing or receiving or reselling raw furs for commercial purposes without a permit as provided in this article one hundred dollars.

(e) For a nonresident of the Commonwealth purchasing or receiving or reselling raw furs for commercial purposes without a permit as provided in this article two hundred dollars.

(f) For the breeding or propagating of game or furbearing animals in captivity without a propagating permit contrary to the provisions of this article twenty-five dollars for each bird or animal so bred or propagated.

(g) For the killing or selling or giving away or remov-

ing or shipping of game or furbearing animals or the pelts thereof bred or propagated or eggs produced by the holder of any propagating permit or his agent or employe contrary to the provisions of this article twenty-five dollars

(h) For neglecting or failing to return the duplicate copy of such tag to the commission or for neglecting or failing to retain the copy of the tag as provided in this article ten dollars for each such neglect or failure

(i) For wilfully or wantonly removing or mutilating or counterfeiting or altering or destroying a tag attached to a container or bird or animal contrary to the provisions of this article twenty-five dollars

(j) For wilfully using any tag for the carrying or removing or shipping of game or furbearing animals or the eggs of game birds taken or killed outside of premises for propagating game or furbearing animals under authority of permit or for the purpose of a second shipment of game or furbearing animals from any such premises or for failure to maintain the required record of transactions contrary to the provisions of this article twenty-five dollars

(k) For taking any game birds on premises covered by a regulated shooting grounds permit in excess of the numbers fixed by the provisions of this article or for taking or capturing such birds by any method other than by shooting or for consuming on the premises or removing therefrom any propagated or released pheasants bobwhite quail of the species approved by the commission chukar partridges or mallard or black ducks killed in accordance with the provisions of this article with reference to regulated shooting grounds which have not been tagged as herein required or for attempting to operate such regulated shooting grounds contrary to any other provisions of this article fifty dollars

(l) For the breeding or selling or offering for sale or having in possession or delivering any ferret or fitch contrary to the provisions of this article twenty-five dollars for each ferret or fitch

(m) For maintaining a roadside menagerie for the purpose of exhibition or attracting trade contrary to the provisions of this article or for failure to comply with the regulations of the commission relative to the housing and care of such animals twenty-five dollars

(n) For failure to submit any annual report as required by this article twenty-five dollars

Upon failure of any person convicted of a first offense to immediately pay the fine imposed and costs of prosecution he shall be imprisoned one day for each dollar of fine imposed and cost of prosecution

Any person convicted of a second or subsequent offense shall be liable to the fines above provided and costs of prosecution and in addition thereto shall in the discretion of the court suffer imprisonment one day for each dollar of fine imposed

Section 7 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 101, as follows:

An Act to amend the act approved the twenty-first day of January one thousand nine hundred forty-seven (Pamphlet Laws 3) entitled "An act relating to officers and employes of the General Assembly fixing the number qualifications compensation mileage and duties of the officers and employes of the Senate and of the House of Representatives providing for their election or appointment term of office or of service removal and manner of filling vacancies and making appropriations to the Senate House of Representatives and Legislative Reference Bureau" by changing the compensation of the officers and employes of the Senate and the House of Representatives and making appropriations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections one two three four five six seven eight twenty-one twenty-two twenty-three twenty-four twenty-five and twenty-six of the act approved the twenty-first day of January one thousand nine hundred forty-seven (Pamphlet Laws 3) entitled "An act relating to officers and employes of the General Assembly fixing the number qualifications compensation mileage and duties of the officers and employes of the Senate and of the House of Representatives providing for their election or appointment term of office or of service removal and manner of filling vacancies and making appropriations to the Senate House of Representatives and Legislative Reference Bureau" are hereby amended to read as follows

Section 1 The Senate shall immediately upon the final enactment of this act and in each odd-numbered year thereafter at the beginning of each regular biennial session of the General Assembly elect in addition to the President and President Pro Tempore as provided for by the Constitution the following officers who shall serve for two years or until their successors are elected and have qualified unless sooner removed by a majority vote of all of the members of the Senate during any regular biennial special or extraordinary session of the General Assembly and who shall receive the compensation and perform the duties herein specified

(1) One Secretary at an annual salary of [seven thousand five hundred dollars (\$7500)] nine thousand dollars (\$9000)

(2) One Chief Clerk at an annual salary of [six thousand dollars (\$6000)] seven thousand five hundred dollars (\$7500)

(3) One Senate Librarian at an annual salary of [four thousand five hundred dollars (\$4500)] six thousand dollars (\$6000)

Section 2 The following officers and employes of the Senate shall be appointed by the President of the Senate to serve at his pleasure and receive the compensation and perform the duties herein specified

(1) One clerk to the President at an annual salary of [two thousand four hundred dollars (\$2400)] two thousand six hundred forty dollars (\$2640)

(2) One stenographer to the President at an annual salary of [one thousand eight hundred dollars (\$1800)] two thousand eight hundred dollars (\$2800)

Section 3 The following officers and employes of the Senate shall be appointed by the President Pro Tempore of the Senate to serve at his pleasure and receive the compensation and perform the duties herein specified

(1) One secretary to the President Pro Tempore at an annual salary of [two thousand two hundred dollars (\$2200)] two thousand eight hundred dollars (\$2800)

(2) One messenger to the President Pro Tempore at a per diem compensation of [six dollars (\$6)] seven dollars (\$7)

(3) One chaplain at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8)

(4) One journal clerk at a compensation of [two thousand dollars (\$2000)] two thousand two hundred dollars (\$2200) for each regular session and [ten dollars (\$10)] eleven dollars (\$11) per diem for each special or extraordinary session

(5) One assistant journal clerk at a compensation of [one thousand eight hundred dollars (\$1800)] one thousand nine hundred eighty dollars (\$1980) for each regular session and [ten dollars (\$10)] eleven dollars (\$11) per diem for each special or extraordinary session

(6) One reading clerk at a compensation of [two thousand two hundred fifty dollars (\$2250)] two thousand four hundred seventy-five dollars (\$2475) for each regular session and [twelve dollars and fifty cents (\$12.50)] thirteen dollars and fifty cents (\$13.50) per diem for each special or extraordinary session

(7) One message clerk at a per diem compensation of [ten dollars (\$10)] eleven dollars (\$11)

(8) One postmaster at a per diem compensation of [eight dollars (\$8)] nine dollars (\$9)

(9) One assistant postmaster at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8)

(10) One chief sergeant at arms at a per diem compensation of [nine dollars (\$9)] ten dollars (\$10)

(11) Six sergeants at arms at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each

(12) One chief mailing clerk at a per diem compensation of [nine dollars (\$9)] ten dollars (\$10)

(13) Two assistant mailing clerks at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each

(14) Forty-six stenographers each of whom shall have successfully completed the prescribed course of a four year public high school or its equivalent and as a part thereof or in addition thereto shall have successfully completed a course of not less than eight months in shorthand and typewriting at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each

(15) One chief official reporter who shall be a competent court reporter at a per diem compensation of [twenty-three dollars (\$23)] twenty-four dollars (\$24)

(16) One official reporter who shall be a competent court reporter at a per diem compensation of [twenty dollars (\$20)] twenty-one dollars (\$21) and one official reporter at a per diem compensation of fifteen dollars (\$15)

(17) Three expert typists at a per diem compensation of [seven (\$7)] fifteen dollars (\$15) each

(18) Two copy holders at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each

(19) Two proof readers at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each

(20) Three transcribing clerks at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each

(21) One chief compiling clerk at [a per diem compensation of nine dollars (\$9)] an annual salary of three thousand six hundred dollars (\$3600)

(22) One executive clerk at a compensation of [one thousand eight hundred dollars (\$1800)] one thousand nine hundred eighty dollars (\$1980) for each regular session and [ten dollars (\$10)] eleven dollars (\$11) per diem for each special or extraordinary session

(23) One chief messenger at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8)

(24) Six messengers at a per diem compensation of [six dollars (\$6)] seven dollars (\$7) each

(25) One day watchman at an annual salary of [two thousand dollars (\$2000)] two thousand two hundred dollars (\$2200)

(26) One night watchman at an annual salary of [two thousand dollars (\$2000)] two thousand two hundred dollars (\$2200)

(27) One chief custodian of the Senate Chamber at an annual salary of [two thousand seven hundred dollars

(\$2700)] two thousand nine hundred seventy dollars (\$2970)

(28) One custodian of the Senate Chamber at an annual salary of [two thousand dollars (\$2000)] two thousand two hundred dollars (\$2200)

(29) Two assistant custodians of the Senate Chamber at an annual salary of [one thousand eight hundred dollars (\$1800)] one thousand nine hundred eighty dollars (\$1980) each

(30) One janitor at an annual salary of [one thousand five hundred dollars (\$1500)] one thousand eight hundred dollars (\$1800)

(31) One custodian of the Senate basement at an annual salary of [one thousand eight hundred dollars (\$1800)] one thousand nine hundred eighty dollars (\$1980)

(32) One superintendent of the store room at an annual salary of [three thousand dollars (\$3000)] three thousand three hundred dollars (\$3300)

(33) One Senate indexing clerk at an annual salary of two thousand four hundred dollars (\$2400)

Section 4 The following employes of the Senate shall be appointed by the Secretary of the Senate to serve at his pleasure and receive the compensation and perform the duties herein specified

(1) One assistant to the Secretary of the Senate at a compensation of [ten dollars (\$10)] eleven dollars (\$11) per diem during each regular, special or extraordinary session and [two hundred dollars (\$200)] two hundred (\$225) per month during the interims between legislative sessions

(2) One history clerk at a per diem compensation of [eight dollars (\$8)] nine dollars (\$9).

(3) One messenger to the Secretary of the Senate at an annual salary of one thousand eight hundred dollars (\$1800).

Section 5. The Following employes of the Senate shall be appointed by the Chief Clerk of the Senate to serve at his pleasure and receive the compensation and perform the duties herein specified:

(1) One stenographer at a per diem compensation of [ten dollars (\$10)] eleven dollars (\$11).

Section 6. The following employes of the Senate shall be appointed by the Senate Librarian to serve at his pleasure and receive the compensation and perform the duties herein specified

[(1) One assistant Senate Librarian at an annual salary of three thousand six hundred dollars (\$3600)]

[(2) One library clerk at an annual salary of two [two thousand five hundred dollars (\$2500)] three thousand dollars (\$3000)

(3) One secretary to the Senate Librarian at an annual salary of [two thousand two hundred dollars (\$2200)] two thousand five hundred dollars (\$2500)

(4) One messenger to the Senate Librarian at an annual salary of [one thousand five hundred dollars (\$1500)] one thousand eight hundred dollars (\$1800)

[(5) One legislative journal index clerk at a compensation of two thousand dollars (\$2000) for each regular session of the General Assembly]

Section 7 The following employes of the Senate shall be appointed by the Majority Leader of the Senate who for the purpose of this act shall be deemed an officer of the Senate to serve at his pleasure and receive the compensation and perform the duties herein specified

(1) One secretary to the Majority Leader at an annual salary of [two thousand two hundred dollars (\$2200)] two thousand eight hundred dollars (\$2800)

(2) One message clerk to the Majority Leader at a per diem compensation of nine dollars [(\$9)] ten dollars (\$10)

Section 8 The following employes of the Senate shall be appointed by the Minority Leader of the Senate who for the purposes of this act shall be deemed an officer of the Senate to serve at his pleasure and receive the compensation and perform the duties herein specified

(1) One secretary to the Minority Leader at an annual salary of [two thousand two hundred dollars (\$2200)] two thousand eight hundred dollars (\$2800)

(2) One message clerk to the Minority Leader at a per diem compensation of [nine dollars (\$9)] ten dollars (\$10)

Section 21 The House of Representatives shall immediately upon the final enactment of this act and in each odd-numbered year thereafter at the beginning of each regular biennial session of the General Assembly elect in addition to the Speaker as provided for by the Constitution the following officers and employees who shall serve for two years or until their successors are elected and have qualified unless sooner removed by a majority vote of all of the members of the House of Representatives during any regular biennial special or extraordinary session of the General Assembly and who shall receive the compensation and perform the duties herein specified

(1) One Chief Clerk at an annual salary of [six thousand dollars (\$6000)] seven thousand five hundred dollars (\$7500)

(2) One Secretary at an annual salary of [five thousand dollars (\$5000)] six thousand five hundred dollars (\$6500) who shall perform the duties formerly performed by the resident clerk and assistant resident clerk of the House of Representatives

(3) One chaplain at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8)

(4) One journal clerk at a compensation of [two thousand dollars (\$2000)] two thousand two hundred dollars (\$2200) for each regular session and [ten dollars (\$10)] eleven dollars (\$11) per diem for each special or extraordinary session

(5) One assistant journal clerk at a compensation of [one thousand eight hundred dollars (\$1800)] one thousand nine hundred eighty dollars (\$1980) for each regular session and [ten dollars (\$10)] eleven dollars (\$11) per diem for each special or extraordinary session

(6) Two reading clerks at a compensation of [two thousand two hundred fifty dollars (\$2250)] two thousand four hundred seventy-five dollars (\$2475) each for each regular session and [twelve dollars and fifty cents (\$12.50)] thirteen dollars and fifty cents (\$13.50) each per diem for each special or extraordinary session

(7) Two message clerks at a per diem compensation of ten dollars (\$10) one message clerk at a per diem compensation of twelve dollars (\$12)

(7.1) One assistant message clerk at a per diem compensation of eleven dollars (\$11)

(8) Three postmasters at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each one of whom shall be named by the Chief Clerk as chief postmaster and shall receive an additional per diem compensation of one dollar (\$1)

(9) Twelve sergeants at arms at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each one of whom shall be named by the Chief Clerk as chief sergeant at arms and shall receive an additional per diem compensation of two dollars (\$2)

(10) Twelve document clerks at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each one of whom shall be named by the Chief Clerk as supervisor and shall receive an additional per diem compensation of two dollars (\$2)

(11) One bill numbering clerk at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8)

(12) Seven mailing clerks at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each one of whom shall be named by the Chief Clerk as supervisor and shall receive an additional per diem compensation of two dollars (\$2)

(13) Twenty-three stenographers each of whom shall have successfully completed the prescribed course of a four year public high school or its equivalent and as a part thereof or in addition thereto shall have successfully completed a course of not less than eight months in shorthand and typewriting at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each

(14) Two telephone attendants at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each

(15) One chief page at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8)

(16) Nineteen pages at a per diem compensation of [four dollars (\$4)] five dollars (\$5) each

Section 22 The following officers and employees of the

House of Representatives shall be appointed by the Speaker to serve at his pleasure and receive the compensation and perform the duties herein specified

(1) One parliamentarian at an annual salary of [four thousand dollars (\$4000)] five thousand dollars (\$5000)

(2) One administrative assistant at an annual salary of [two thousand four hundred dollars (\$2400)] three thousand dollars (\$3000)

(3) One secretary at an annual salary of [two thousand two hundred dollars (\$2200)] two thousand eight hundred dollars (\$2800)

(4) One Speaker's Clerk at an annual salary of [two thousand one hundred dollars (\$2100)] two thousand four hundred dollars (\$2400)

Section 23 The following employees of the House of Representatives shall be appointed by the Chief Clerk to serve at his pleasure and receive the compensation and perform the duties herein specified

(1) One assistant to the Chief Clerk at an annual salary of [three thousand six hundred dollars (\$3600)] four thousand two hundred dollars (\$4200)

(2) One secretary to the Chief Clerk at an annual salary of [two thousand two hundred dollars (\$2200)] two thousand eight hundred dollars (\$2800)

(3) One stenographer to the Chief Clerk at an annual salary of [one thousand eight hundred dollars (\$1800)] two thousand four hundred dollars (\$2400)

(4) One messenger to the Chief Clerk at an annual salary of [one thousand five hundred dollars (\$1500)] one thousand eight hundred dollars (\$1800)

(5) One amendment clerk at an annual salary of [three thousand dollars (\$3000)] three thousand three hundred dollars (\$3300)

(6) One assistant amendment clerk at a per diem compensation of [ten dollars (\$10)] eleven dollars (\$11)

(7) One superintendent of the store room at an annual salary of [three thousand dollars (\$3000)] three thousand three hundred dollars (\$3300)

(8) One supply clerk at an annual salary of [one thousand eight hundred dollars (\$1800)] one thousand nine hundred eighty dollars (\$1980)

(9) One chief official reporter who shall be a competent court reporter at a per diem compensation of [twenty-three dollars (\$23)] twenty-four dollars (\$24)

(10) Four official reporters each of whom shall be a competent court reporter at a per diem compensation of [twenty dollars (\$20)] twenty-one dollars (\$21) each

(11) One compiling clerk at an annual salary of [three thousand six hundred dollars (\$3600)] four thousand dollars (\$4000)

(12) One finance clerk at an annual salary of [three thousand dollars (\$3000)] three thousand six hundred dollars (\$3600)

(13) One address system operator at a per diem compensation of [nine dollars (\$9)] ten dollars (\$10)

(14) Ten stenographers each of whom shall have successfully completed the prescribed course of a four year public high school or its equivalent and as a part thereof or in addition thereto shall have successfully completed a course of not less than eight months in shorthand and typewriting at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8) each

(15) One history clerk at a per diem compensation of [ten dollars (\$10)] eleven dollars (\$11)

(16) One history index clerk at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8)

(17) One day watchman at an annual salary of [two thousand dollars (\$2000)] two thousand two hundred dollars (\$2200)

(18) One night watchman at an annual salary of [two thousand dollars (\$2000)] two thousand two hundred dollars (\$2200)

(19) One chief custodian of the hall of the House at an annual salary of [two thousand dollars (\$2000)] two thousand two hundred dollars (\$2200)

(20) Four custodians at an annual salary of [one thousand eight hundred dollars (\$1800)] two thousand dollars (\$2000) each

(21) Two copy holders at a per diem compensation of eight dollars (\$8) each

(22) Two proof readers at a per diem compensation of eight dollars (\$8) each

Section 24 The following employes of the House of Representatives shall be appointed by the Secretary of the House of Representatives to serve at his pleasure and receive the compensation and perform the duties herein specified

(1) One secretary at an annual salary of [two thousand two hundred dollars (\$2200)] two thousand eight hundred dollars (\$2800)

(2) One stenographer at a per diem compensation of [seven dollars (\$7)] eight dollars (\$8)

(3) One messenger at an annual salary of [one thousand five hundred dollars (\$1500)] one thousand eight hundred dollars (\$1800)

Section 25 The following employes of the House of Representatives shall be appointed by the Majority Leader who for the purpose of this act shall be deemed an officer of the House of Representatives to serve at his pleasure and receive the compensation and perform the duties herein specified

(1) One secretary at an annual salary of [two thousand two hundred dollars (\$2200)] two thousand eight hundred dollars (\$2800)

(2) One majority leader's clerk at a per diem compensation of [nine dollars (\$9)] ten dollars (\$10)

(3) One page at a per diem compensation of [five dollars (\$5)] six dollars (\$6)

Section 26 The following employes of the House of Representatives shall be appointed by the Minority Leader who for the purposes of this act shall be deemed an officer of the House of Representatives to serve at his pleasure and receive the compensation and perform the duties herein specified

(1) One secretary at an annual salary of [two thousand two hundred dollars (\$2200)] two thousand eight hundred dollars (\$2800)

(2) One minority leader's clerk at a per diem compensation of [nine dollars (\$9)] ten dollars (\$10)

(3) One page at a per diem compensation of [five dollars (\$5)] six dollars (\$6)

Section 2 The following sums or as much thereof as may necessary are hereby specifically appropriated from the General Fund to the Senate and to the House of Representatives of the General Assembly for the purposes hereinafter set forth for the balance of the work of the legislative session of one thousand nine hundred forty-nine Said sums shall be in addition to any sums heretofore appropriated to the Senate or to the House of Representatives for any said purposes

To the Senate

For the payment of salaries provided for in this act and for the payment of increases in salaries and in per diem compensations provided for in this act the sum of fifteen thousand dollars (\$15,000)

For the payment of contingent expenses including extra services of employes of the Senate and clerical stenographic traveling and discretionary charges of the Chief Clerk of the Senate for the legislative session of one thousand nine hundred forty-nine the sum of one thousand dollars (\$1000)

For the payment of contingent expenses including extra services of employes of the Senate and clerical stenographic traveling and discretionary charges of the majority whip for the legislative session of one thousand nine hundred forty-nine the sum of one thousand dollars (\$1000)

For the payment of contingent expenses including extra services of employes of the Senate and clerical stenographic traveling and discretionary charges of the minority whip for the legislative session of one thousand nine hundred forty-nine the sum of one thousand dollars (\$1000)

To the House of Representatives

For the payment of salaries and per diem compensation provided for in this act and for the payment of increases in salaries and in per diem compensation pro-

vided for in this act the sum of forty-five thousand dollars (\$45,000)

For the payment of contingent expenses including extra services of employes of the House and clerical stenographic traveling and discretionary charges of the Secretary of the House of Representatives for the legislative session of one thousand nine hundred forty-nine the sum of one thousand dollars (\$1000)

For the payment of contingent expenses including extra services of employes of the House and clerical stenographic traveling and discretionary charges of the majority whip for the legislative session of one thousand nine hundred forty-nine the sum of one thousand dollars (\$1000)

For the payment of contingent expenses including extra services of employes of the House and clerical stenographic traveling and discretionary charges of the minority whip for the legislative session of one thousand nine hundred forty-nine the sum of seven hundred fifty dollars (\$750)

For the payment by the Chief Clerk of postage on Legislative Journals of the legislative session of one thousand nine hundred forty-nine the sum of one thousand dollars (\$1000)

For the payment of contingent expenses of the Chief Clerk of the legislative session of one thousand nine hundred forty-nine the sum of two thousand five hundred dollars (\$2500)

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Vade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2, entitled:

An Act to further amend sections thirty-one and thirty-two of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 869), entitled "Pennsylvania National Guard Act," by eliminating certain provisions for per diem pay.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 3, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by changing the rank which the Adjutant General may have in the Pennsylvania National Guard

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 67, entitled:

An Act to amend the act approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1046), entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts; creating a State Tax Equalization Board; and prescribing its powers and duties; imposing duties on certain local officers, agents, boards, commissions and departments; and making an appropriation," by changing the time for the beginning of the use of market values for the determination and apportionment of Commonwealth subsidies.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I understand this bill is not up from the printers, therefore, I ask unanimous consent that Senate Bill No. 101, entitled:

An Act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, the sponsors of Senate Bills No. 104 and No. 101 would like to keep the bills together on the Calendar, as they are companion bills, therefore, I ask unanimous consent that Senate Bill No. 104, on second reading, entitled:

An Act to add clause (k) to section one thousand three hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," incorporating certain functions of the State Council of Education now provided for by other legislation repealed hereby.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 182, entitled:

An Act providing for the acquisition by the Department of Property and Supplies in the name of the Commonwealth of certain land in Dauphin County for use of the various State departments boards and commissions and making an appropriation.

An said bill having men read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

HOUSE MESSAGE

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 101

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 101, entitled:

An Act to amend the act, approved the twenty-first day of January, one thousand nine hundred forty-seven (P. L. 3) entitled "An act relating to officers and employes of the General Assembly; fixing the number, qualifications, compensation, mileage and duties of the officers and employes of the Senate and of the House of Representatives; providing for their election or appointment, term of office, or of service, removal, and manner of filling vacancies; and making appropriations to the Senate, House of Representatives and Legislative Reference Bureau," by changing the compensation of the officers and employes of the Senate and the House of Representatives; and making appropriations.

BILL SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

House Bill No. 101, entitled:

An Act to amend the act, approved the twenty-first day of January, one thousand nine hundred forty-seven (P. L. 3) entitled "An act relating to officers and employes of the General Assembly; fixing the number, qualifications, compensation, mileage and duties of the officers and employes of the Senate and of the House of Representatives; providing for their election or appointment, term of office, or of service, removal, and manner of filling vacancies; and making appropriations to the Senate, House of Representatives and Legislative Reference Bureau," by changing the compensation of the officers and employes of the Senate and the House of Representatives; and making appropriations.

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

ANNOUNCEMENT BY THE CHAIR

The PRESIDENT. The Chair has been asked to announce that the French Merci, known as the Train of Gratitude, which has come over the seas from the Republic of France, will arrive officially in Harrisburg, next Monday, February 7th, and it will be received at an official ceremony, in which the government officials will take part at 2.30 o'clock on the Capitol steps.

The members of the Senate have been invited to attend as a group.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Monday, February 7, 1949, at 4:00 o'clock, p. m., Eastern Standard Time.

Mr. TAYLOR. Mr. President, I second the motion. The motion was agreed to.

The Senate adjourned at 12:48 o'clock, p. m., Eastern Standard Time until Monday, February 7, 1949, at 4 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, February 2, 1949.

The House met at 11:00 o'clock a. m.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Rev. William Hugh Fryer, offered the following prayer:

Almighty God, who hast created man in Thine own image; grant us, Thy servants, grace fearlessly to contend against evil, and to make no peace with oppression; and, that we may reverently use our freedom, help us to employ it in the maintenance of justice among men and nations, to the glory of Thy Holy Name. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Tuesday, February 1, 1949.

The Clerk proceeded to read the Journal of Tuesday, February 1, 1949, when, on motion of Mr. FLOYD unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Messrs. EVANS and COLE. HOUSE BILL No. 276.

An Act to further amend section four hundred two of the act approved the fifth day of December, one thousand nine hundred thirty-six (1937 Pamphlet Laws, 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by further defining employes' eligibility for compensation.

Referred to the Committee on Workmen's Compensation.

By Mr. O'DARE.

HOUSE BILL No. 277

An Act to further amend section eight of the act approved the twenty-fourth day of July, one thousand nine hundred thirteen, (P. L. 965), entitled "An act defining commodities; regulating the sale thereof; and providing penalties for violation hereof," by increasing the penalties and providing for joint responsibility between master and agent employe or representative in certain cases.

Referred to the Committee on Judiciary.

By Messrs. BRETH and STUART.

HOUSE BILL No. 278.

An Act to amend the title and the act, approved the twenty-fifth day of June, one thousand nine hundred thirty-seven (P. L. 2123) No. 433, entitled "An act to define and restrict the obligation of persons engaged on, connected with, or employed by, certain newspapers or press associations, in testifying as to the source of information procured or obtained by such persons," by extending the privilege of confidential communications to persons engaged in the publication of news in periodicals and newsreels, and in the broadcasting of news by wire, radio, television or facsimile.

Referred to the Committee on Judiciary.

By Messrs. STUART, LOVETT and PETROSKEY.
HOUSE BILL No. 279.

An Act to amend section two thousand two hundred one, two thousand two hundred four and two thousand two hundred six of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by authorizing the creation of bureaus of mine inspection and surface support by cities within bituminous regions, and regulating mining and the removal of natural surface support in cities.

Referred to Committee on Cities—Third Class.

By Mr. NEFF. HOUSE BILL No. 280.

An Act to amend sections five hundred forty-two and five hundred forty-three of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," increasing the limitation upon the levy of per capita tax.

Referred to the Committee on Education.

By Mr. NEFF. HOUSE BILL No. 281.

An Act to further amend section one thousand two hundred forty-four of the act approved the eighteenth day of May, one thousand nine hundred eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by eliminating vocational appropriations in determining the Commonwealth's reimbursement to school districts on account of tuition in certain cases.

Referred to the Committee on Education.

By Mr. TOMPKINS. HOUSE BILL No. 282.

An Act to amend sections eight hundred fifteen and eight hundred twenty-five of Article VIII of the Act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," by further restricting target shooting during the big game season, extending hunting privilege revocation periods for shooting at, wounding, or killing human beings in mistake for wild creatures, and increasing penalties.

Referred to the Committee on Game and Forestry.

By Mr. FILO and BOIES. HOUSE BILL No. 283.

An Act to add subsection (h) to section one thousand four hundred six of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by further pro-

viding for transportation reimbursement by the Commonwealth in certain cases.

Referred to the Committee on Education.

By Mr. TOMPKINS. HOUSE BILL No. 284.

An Act to amend Article Fourteen, Section fourteen hundred one, Clauses (e) and (i), and Section fourteen hundred two, of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by authorizing and establishing a fund for the purchase of physical evidence, and by authorizing the commission to purchase fire, group life, and pension insurance.

Referred to the Committee on Game and Forestry.

By Mr. SOLLENBERGER. HOUSE BILL No. 285.

An Act to further amend sections one and eight of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 803), entitled "An act providing for the creation, maintenance and operation of a county employees' retirement system in counties of the fifth class; imposing certain charges on counties, and prescribing penalties," further regulating such retirement systems.

Referred to the Committee on Counties.

By Mr. WAGNER. HOUSE BILL No. 286.

An Act to amend section thirteen of the act, approved the fifth day of May, one thousand nine hundred twenty-one (P. L. 389), entitled "An act to regulate and control the manufacture, sale, offering for sale, giving away, and use of weights and measures and of weighing and measuring devices in the Commonwealth of Pennsylvania; providing for the approval and disapproval of such weights, measures, and devices by the Bureau of Standards; and prescribing penalties," regulating the installation and repair of new or second-hand weighing or measuring devices.

Referred to the Committee on State Government.

By Mr. WAGNER. HOUSE BILL No. 287.

An Act to further amend section five of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1007), entitled "An act to prevent fraud and deception; regulating the weights and measures in the sale or offering for sale of fruits and vegetables in this Commonwealth; regulating sales of fruits and vegetables in original unbroken standard containers; imposing certain powers and duties on the Department of Internal Affairs and county and city inspectors of weights and measures; and prescribing penalties," prescribing minimum penalties.

Referred to the Committee on State Government.

By Mr. WAGNER. HOUSE BILL No. 288.

An Act to further amend subsections (3) and (4) of section three and section seven of the act, approved the nineteenth day of July, one thousand nine hundred thirty-five (P. L. 1356), entitled "An act to regulate the sale and delivery of solid fuel, as herein defined; providing for appointment of licensed weighmasters; prescribing their powers and duties; authorizing substitute licensed weighmasters; imposing certain duties on the Department of Internal Affairs; and providing penalties," further defining the powers of weighmasters and the inspectors of weights and measures.

Referred to the Committee on State Government.

By Mr. WAGNER.

HOUSE BILL No. 289.

An Act to further amend section three of the act, approved the eleventh day of May, one thousand nine hundred eleven (P. L. 275), entitled "An act to provide for the appointment of county and city inspectors of weights and measures; providing for their compensation and expenses; prescribing their duties; prohibiting vendors from giving false or insufficient weights; and fixing the penalties for the violation of the provisions hereof," extending the provision thereof to measuring devices.

Referred to the Committee on State Government.

By Mr. WAGNER.

HOUSE BILL No. 290.

An Act to amend section nine and to further amend section ten of the act, approved the twenty-fourth day of July, one thousand nine hundred thirteen (P. L. 965), entitled "An act defining commodities; regulating the sale thereof; and providing penalties for violation hereof," providing for arrests by inspectors of weights and measures, and extending the provisions of the act to marking of the net quantity of the contents on packages sold by wholesalers, jobbers or commission merchants.

Referred to the Committee on State Government.

By Mr. WAGNER.

HOUSE BILL No. 291.

An Act to regulate deliveries of light fuel oil to domestic consumers; conferring powers and imposing duties on the Department of Internal Affairs, and the inspectors of weights and measures of the several counties and cities; and prescribing penalties.

Referred to the Committee on State Government.

By Mr. WAGNER.

HOUSE BILL No. 292.

An Act to repeal section eight of the act, approved the eleventh day of April, one thousand eight hundred fifty (P. L. 450), entitled "An act authorizing the appointment of an auctioneer or auctioneers in the borough of Easton; and relative to the claim of Samuel Rice, of Chester county; to incorporate the Art Union of Philadelphia; relative to short measure and weight in the sale of dry goods and groceries; and to the fees of the sheriff of Philadelphia county," eliminating the provision for recovery of loss and penalty by a purchaser in the sale of short weight of dry goods or groceries.

Referred to the Committee on State Government.

By Messrs. TOOMEY and HOCKER.

HOUSE BILL No. 293.

An Act to further amend clause (b) of section two thousand four hundred two of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be

determined," by reducing the working week of Capitol Police to five days.

Referred to the Committee on State Government.

By Mr. HERMAN.

HOUSE BILL No. 294.

A Joint Resolution proposing an amendment to article one of the Constitution of the Commonwealth of Pennsylvania authorizing the Legislature to enact legislation providing for verdicts in civil cases to be found by vote of not less than five-sixths of number of jurors.

Referred to the Committee on Judiciary.

By Messrs. WELSH, DUFFY and HERSCH.

HOUSE BILL No. 295.

An Act to establish minimum wage and overtime compensation standards for women providing for the further determination and establishment of minimum wages and supporting standards by occupation safe guardian such minimum wages and standards by providing for their application to men imposing duties and conferring powers upon the Secretary of Labor and Industry creating a director of woman's division of the department and prescribing penalties.

Referred to the Committee on Labor Relations.

By Mr. TOOMEY.

HOUSE BILL No. 296.

An Act to further amend paragraph (a) of section one thousand two hundred one of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; improving for the disposition of fines, forfeitures, fees, posing penalties; imposing certain costs upon counties; and miscellaneous receipts; making an appropriation, and providing for refunds," by providing that informations charging violations of summary provisions of this act shall be brought before the nearest magistrate within the county.

Referred to the Committee on Motor Vehicles.

By Mr. TOOMEY.

HOUSE BILL No. 297.

An Act to add paragraph (e) to section two hundred three of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways,

peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by further changing the provisions of the act as to placing liens on motor vehicles.

Referred to the Committee on Motor Vehicles.

By Mr. ANDREWS. HOUSE BILL No. 298.

An Act to further amend section five hundred sixty-two of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for compensation to collectors of school tax; providing for installment payment of delinquent school taxes, and repealing inconsistent legislation.

Referred to the Committee on Education.

By Mrs. MONROE and Messrs. PETTIGREW and GRANVILLE E. JONES. HOUSE BILL No. 299.

An Act to amend article nineteen of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith" by providing for the establishment of free city colleges in school districts of the first class.

Referred to the Committee on Education.

By Messrs. WATERHOUSE and BOWER. HOUSE BILL No. 300.

An Act to add sections ninety-nine point one, ninety-nine point two and ninety-nine point three to the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," authorizing and regulating the formation of a State association by county treasurers and providing that certain expenses are to be paid by the counties.

Referred to the Committee on Counties.

By Mr. BRUNNER. HOUSE BILL No. 301.

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the use of the Water and Power Resources Board in continuing the work of correcting existing and preventing future silting of the Schuylkill River.

Referred to the Committee on Appropriations.

By Mr. MILLIKEN. HOUSE BILL No. 302.

An Act making an appropriation to the Elwyn Training School at Elwyn, Delaware County, to provide adequate school building facilities for wards of the Commonwealth.

Referred to the Committee on Appropriations.

By Mr. ELDER. HOUSE BILL No. 303.

An Act to amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by further reorganizing the Department of Welfare and its boards, officers and employes; creating the Department of Corrections; prescribing its functions, powers and duties; and fixing the salaries of certain officers.

Referred to the Committee on State Government.

By Messrs. SARRAF and COOPER. HOUSE BILL No. 304.

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section providing for absentee voting by bedridden or hospitalized war veterans.

Referred to the Committee on Judiciary.

By Messrs. DEPUY and READINGER. HOUSE BILL No. 305.

An Act to amend section two of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 806), entitled "An act limiting the number of licenses for the retail sale of liquor, malt or brewed beverages, or malt and brewed beverages, to be issued by the Pennsylvania Liquor Control Board; defining hotels, and prescribing the accommodations required of hotels in certain municipalities," by exempting clubs from such limitation.

Referred to the Committee on Liquor Control.

By Messrs. GUARNIERI, DOUGHERTY, AMARANDO and PETA. HOUSE BILL No. 306.

An Act prohibiting cities of the first class from dumping trash, rubbish or refuse on any open lands or areas within said cities.

Referred to the Committee on City and County—First Class.

By Messrs. GUARNIERI, DOUGHERTY, AMARANDO and PETA. HOUSE BILL No. 307.

An Act prohibiting the maintaining of dumping grounds within any city of the first class.

Referred to the Committee on City and County—First Class.

By Messrs. WEIDNER and READINGER.

HOUSE BILL No. 308.

An Act to quiet title to real estate and to facilitate the alienation hereof, creating a presumption of payment, satisfaction or release and making unenforceable, all mortgages, judgments, dowers, recognizances, annuities, unpaid legacies, ground rents, liens, charges or encumbrances, decree or other obligation or instrument, and correcting defects in title and making claims thereunder invalid, by creating a presumption of release and extinguishment, where such liens, charges or encumbrances or defects of record arise, occur, exist, or are dated more than thirty years prior to the time of the institution of any proceeding hereunder, to enforce payment, perfect, revive or continue the aforesaid lien, charge or encumbrance, or to correct or remedy a defect in title unless an action is instituted to enforce such lien, charge or encumbrance as aforesaid against the present owners or action is taken to perfect title to, or to correct or remedy defects therein, within one year after the effective date of this act.

Referred to the Committee on Judiciary.

By Messrs. DEPUY and READINGER.

HOUSE BILL No. 309.

An Act to further amend section four hundred three of the act approved the twenty-ninth day of November, one thousand nine hundred thirty-three (1933-34, P. L. 15), entitled as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transaction in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by providing that an application for a license under this act by the holder of a license already licensed shall not be deemed an application for a new license.

Referred to the Committee on Liquor Control.

By Messrs. REYNOLDS, McNALLY, FLEMING and BRICE.

HOUSE BILL No. 310.

An Act limiting the hours of employment of employees of State penal and correctional institutions.

Referred to the Committee on State Government.

By Messrs. KOHL and NAJAKA. HOUSE BILL No. 311.

An act to amend the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by providing procedure for the voting of electors in actual military service who are absent from their place of residence and certain expenses connected therewith.

Referred to the Committee on Elections and Apportionment.

By Mr. WATERHOUSE.

HOUSE BILL No. 312.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers, fixing the salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," creating the State Board of Chiropractic Examiners and defining its powers and duties.

Referred to the Committee on Professional Licensure.

Br. Mr. WATERHOUSE.

HOUSE BILL No. 313.

An Act relating to and defining chiropractic and the right to practice chiropractic, requiring licensure, conferring powers and imposing duties upon the State Board of Chiropractic Examiners, providing for the granting, suspension and revocation of licenses issued by the board, conferring jurisdiction upon the Court of Common Pleas of Dauphin County, and prescribing penalties.

Referred to the Committee on Professional Licensure.

By Mr. READINGER.

HOUSE BILL No. 314.

An Act proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania exempting income taxes from requirement of uniformity.

Referred to the Committee on Judiciary.

By Mr. DALRYMPLE.

HOUSE BILL No. 215.

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" further providing for the minimum compensation and increments of members of the teaching and supervisory staffs of school districts and vocational school districts county superintendents assistant county superintendents supervisors of special education and district superintendents and providing for reimbursement by the Commonwealth and repealing certain provisions of said act.

Referred to the Committee on Education.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. GUARNIERI, AMARANDO, DOUGHERTY, and PETA.

RESOLUTION No. 13.

In the House of Representatives, February 1, 1949.

Whereas, The City of Philadelphia and particularly the citizens of the First Ward thereof, recently experienced a series of underground gas explosions in the vicinity of Tenth and Reed Streets, Philadelphia, on Sunday, January 30th, 1949; and

Whereas, The said gas explosions have menaced the life and personal safety of the citizens and residents of the First Ward as well as the security of their homes, businesses and personal possessions; and

Whereas, The said gas explosions are part of a recurrent series of gas explosions that have occurred in the City of Philadelphia from time to time at frequent intervals; and

Whereas, It is fitting and proper that the citizens and residents of Philadelphia be made more secure from such menace to their life, health, safety and security; and

Whereas, It appears that the City of Philadelphia, as well as others who make use of underground conduits in said city, may have failed to use proper care in the inspection, maintenance and repair of such underground conduits; and

Whereas, It is deemed necessary that a thorough investigation be made in order that the causes of the explosions be determined and a recurrence thereof prevented; and

Whereas, Legislation may be necessary to prevent a recurrence thereof; therefore be it

Resolved, That the Speaker of this House appoint a committee of five members, whose duty it shall be to make a careful, thorough and impartial investigation of the causes and reasons for the explosions, and that the said committee shall make a report of its findings and recommendations, together with such drafts of remedial legislation, to this House as early as possible; and be it further

Resolved, That the said committee shall have power to issue subpoenas under the hand and seal of its chairman, requesting and commanding any person or persons to appear before them, and to answer such questions touching matters properly being inquired into by the committee, and to produce such books, papers, records and documents as the committee may deem necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued out of the courts of this Commonwealth. Each member of said committee shall have power to administer oaths and affirmations to witnesses appearing before the committee. Any person who shall wilfully neglect or refuse to testify before said committee, or to produce any books, papers, records or documents shall be subject to the penalties providing by the law of the Commonwealth in such cases.

Referred to the Committee on Rules.

By Messrs. STUART and FLEMING.

RESOLUTION No. 14.

In the House of Representatives, January 31, 1949.

Whereas, The noxious and stifling effect of the fumes resulting from industrial production has brought death, misery, fear and trepidation to many, and has caused a feeling of impotence on the part of large segments of the population in the wake of impending disaster stalking an entire community, and

Whereas, Not only local but national interest and sympathy has recently been centered on an industrial community within this Commonwealth due to its courageous struggle to have the lives of its citizenry and to preserve its community existence when brought to grips with this silent and unseen killer; therefore be it

Resolved, That the Joint State Government Commission is hereby directed, in conjunction with the Department of Health to study and investigate industrial fumes which afflict communities, to determine their source and cause, possible means of elimination, and their effect upon the human body, and upon plant life and material resources, and be it further

Resolved, That the Joint State Government Commission shall report its findings and conclusions to the next regular session of the General Assembly, together with such proposed legislation as it may devise to carry out its recommendations.

Referred to the Committee on Rules.

By Mr. WEISS.

RESOLUTION No. 15.

In the House of Representatives, February 1, 1949.

Whereas, at the recent inauguration of Harry S. Truman as President of the United States, many thousands of Pennsylvanians were present; and

Whereas, It is probable that a sizeable portion of the people attending such ceremonies were Pennsylvanians; and

Whereas, At the same time, the Commonwealth of Pennsylvania was not represented at the inaugural activities in an official manner; and

Whereas, Many other States and Commonwealths, which were present in small, if not minute numbers of their residents, were represented officially at functions and proceedings relating to such inauguration by various official delegations, bands, floats, and the like; and

Whereas, The great Commonwealth of Pennsylvania ought to be represented officially at every inauguration of the President of the United States, and the expenses incident thereto ought if necessary to be paid by the Commonwealth; now therefore be it,

Resolved, by the House of Representatives, That the Joint State Government Commission is hereby directed to make a study of the law and rules or regulations of other States and Commonwealths in these United States relating to their official representation at the inauguration of a President of the United States with particular emphasis on the means and methods used to achieve such official representation by other states and Commonwealths, the cost involved and the manner of paying the same, and to report to the next regular session of the General Assembly with its findings and recommendations, including proposed legislation if necessary, to enable Pennsylvania to be officially represented at future inaugurations of the President of the United States in a manner befitting its stature and grandeur.

Referred to the Committee on Rules.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence. Senate Bill No. 118.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

SENATE BILL No. 100.

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto a new section authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

LEAVE OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. McCullough for Mr. NAGEL for today's session.

REPORTS FROM COMMITTEE

Mr. WOOD from the Committee on Appropriations, reported as committed, House Bill No. 301, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the use of the Water and Power Resources Board in continuing the work of correcting existing and preventing future silting of the Schuylkill River.

Mr. O'DARE from the Committee on Appropriations, re-reported as committed, House Bill No. 4, entitled:

An Act authorizing the Armory Board of the State of Pennsylvania, with the approval of the Governor, to acquire a certain tract of land for use of the Armory Board of the State of Pennsylvania and making an appropriation therefor.

REPORT FROM COMMITTEE

Mr. McKINNEY. Mr. Speaker, I have the honor to present the report of the Judiciary Committee of the House of Representatives, concerning House Resolution No. 1, and ask that it be read for the information of the House.

The report was read as follows:

To the Honorable Herbert P. Sorg, Speaker, and Members of the House of Representatives.

We have the honor to transmit herein a Report of the Judiciary Committee of the House of Representatives concerning House Resolution Number One, a copy of the said Resolution is attached hereto, made a part hereof and marked Exhibit A.

On January 19, 1949, House Resolution Number One was presented by the Honorable Hiram G. Andrews, Minority Leader, of Cambria County, Pennsylvania, and on the same day the Resolution was referred to the Committee on Judiciary.

The Committee held a public Hearing at 9:30 A. M., Tuesday, January 25, 1949, in the New House Caucus Room, Capitol Building, Harrisburg, in connection with the said Resolution.

There appeared at the Hearing Isidor Ostroff, Esquire, of the Philadelphia Bar, on behalf of the complainant, who orally made the charges as contained in the said Resolution and also submitted to the Committee two affidavits in support of the Resolution.

Marshall H. Morgan, Esquire, of the Philadelphia Bar appeared for the Honorable Benjamin S. Altshuler and orally stated that the Honorable Benjamin S. Altshuler was a resident of the District from which he was elected and had been properly certified therefrom by the proper election officials of the City of Philadelphia and also presented to the Committee a certified copy of the transcript of a Hearing held in the City of Philadelphia before the Registration Commission on Thursday, October 14, 1948, substantiating the fact that Mr. Altshuler did reside in the District from which he was elected.

At the Hearing the Chairman specifically asked whether or not any other parties in interest wished to appear for or against the Resolution and no one appeared.

The Chairman received a letter from Isidor Ostroff, Attorney for the Complainants, stating that he did not intend to submit further evidence, but that he thought the Committee could secure additional evidence by holding hearings in Philadelphia and by subpoenaing witnesses.

Your Committee unanimously agrees that it does not now have the power of subpoena. Your Committee has no funds with which to hold hearings in Philadelphia. Your Committee unanimously believes that a request for an appropriation to hold hearings on this matter in Philadelphia would be without merit.

Upon the record before your Committee it finds that

there is no evidence upon which a recommendation can be made to disqualify the Honorable Benjamin S. Altshuler under Article Two, Section Nine, of the Constitution of the Commonwealth of Pennsylvania, and requests that your Committee be discharged from any further consideration of this matter.

JUDICIARY COMMITTEE OF THE HOUSE OF REPRESENTATIVES.

JOHN H. McKINNEY,
Chairman.

February 2, 1949.

Secretary,
ROBERT L. KENT

EXHIBIT A

In the House of Representatives, January 17, 1949.

Whereas, Benjamin S. Altshuler was, at the general election on November second, 1948, duly elected by the electors of the Third Legislative District of the County of Philadelphia to represent them as a Member of the House of Representatives of the General Assembly of the Commonwealth, and now serves as such Member; and

Whereas, After said election, and before the term of office of the Members of the House of Representatives elected thereat began, certain duly qualified electors of said Third Legislative District filed a petition in the Court of Common Pleas No. 7 of the County of Philadelphia, in the form of an election contest, alleging that said Benjamin S. Altshuler had not been an inhabitant of the district for one year next before the election on November second, 1948, as required by the Constitution, Article II, Section 5; and

Whereas, Said Court of Common Pleas No. 7, by an order entered November 29th, 1948, quashed said petition and the proceedings thereon, without considering the merits thereof, for the reason that the court had no jurisdiction thereof, and that the question of the qualification of a candidate elected a member of the State Legislature is within the jurisdiction of the legislative body itself, under the provisions of Article II, Section 9 of the Constitution; therefore be it

Resolved, That the question of the qualification of Benjamin S. Altshuler to hold the office of Member of the House of Representatives be referred to an appropriate committee of this House for investigation, and to inquire and determine whether or not said Benjamin S. Altshuler, in fact, is and had been, for a period of one year next before his election, an inhabitant of the Third Legislative District of the County of Philadelphia, from which he was elected, and to report their findings with appropriate recommendations to the House of Representatives.

REPORT ADOPTED

Mr. McKINNEY. Mr. Speaker, I move that the House adopt the report of the Judiciary Committee.

On the question,

Will the House adopt the report?

Mr. ANDREWS. Mr. Speaker, in view of the unanimous decision of the Committee, I have no disposition to rise in opposition to this motion. I desire, however, to submit the following letter from Mr. Ostroff, to be read into the record, not orally read but simply made a part of the record. It is not necessary to read the letter.

The CHAIR thanks the gentleman. The letter will be made a part of the record.

January 27, 1949.

Hon. John H. McKinney, Chairman
Judiciary General Committee
House of Representatives
Harrisburg, Penna.

Re: Benjamin S. Altshuler

Dear Mr. Chairman:

We have your letter addressed to Mrs. Isidor Ostroff in

response to a letter written by the undersigned as attorney for the contestants in the contested election of Benjamin S. Alshuler. This letter was dictated on Friday and written on Saturday, January 22, 1949, making inquiry as to when a hearing would be held, so that testimony could be presented on the petition. Obviously, the letter would not have been written had we had notice that a hearing was to be held in Harrisburg on Tuesday morning. Just as obviously, having received notice of the hearing on Sunday it was impossible to obtain a legislative subpoena and make service thereof on the persons whose testimony is necessary to prove the case against Altshuler so that they could be and appear before your honorable Committee by Tuesday the 25th of January.

We wish to thank you for your courtesy to me at the time of the hearing. However, we wish to make emphatic protest against the refusal to set another date for testimony and the insistence that the best evidence to be supplied shall be by affidavit. We wish to point out to you that so far as the law is concerned testimony by affidavit is absolutely incompetent because it denies Mr. Altshuler his fundamental right to cross-examine the witnesses who appear against him. During these whole proceedings we have steadfastly adhered to the principles of fair play and have not sought to take any tactical advantage of the respondent.

We feel that an unfair burden has been put on us, and if this is the burden in every election contest of this nature then your Committee should make recommendations to the Legislature for modification of the law. We feel that it is the duty of the House of Representatives to purge itself of any improprieties that are involved in seating any member. For that reason we decline to take any further steps so far as amassing evidence or being responsible for the production thereof. We are willing, however, to give you the benefit of our investigation and leave it entirely to you to seek the manner of getting the testimony for the benefit of the House of Representatives.

This decision is made pursuant to consultation with The Democratic leadership in the House of Representatives. Immediately after the hearings on Tuesday, January 25, 1949, we consulted with the Minority Leader and told him that in our opinion nothing would come of the contest as the result of refusal to permit the taking of testimony and depositions in Philadelphia and the refusal to fix another time for taking of testimony in Harrisburg. We asked him whether he would consent to permitting the withdrawal of the contest in view of the fact that nothing would come of it anyway. It was his decision that our contest was started in good faith, that we were sincere in our belief that the Constitution of Pennsylvania is being violated, that the House of Representatives has a duty to try the issue on the facts involved, and that the responsibility for the determination of the proceedings should be that of the House of Representatives and not our responsibility.

Consequently, we are not withdrawing the contest but are giving you the benefit of the reasons for beginning the contest, so that you and your Committee can make disposition thereof as you see fit.

(1) You already have the affidavits of Miss Louise MacMahon, who can testify to conversations held with Mrs. Altshuler at the Altshuler home in the Ogontz Manor Apartments.

(2) You can subpoena the Principal of the Campbell School in South Philadelphia, who can tell of conversations with Mrs. Altshuler at the time of the transfer of her daughter to the new school. The conversations substantially indicated that the Altshuler's were moving from 730 Fitzwater Street to the Ogontz Manor Apartments.

(3) You can subpoena the heads of the Neighborhood Center and the South Philadelphia Coordinating Council, so that they can testify concerning the termination of activity on the part of Mrs. Altshuler in these organizations to improve the conditions in the old neighborhood around 730 Fitzwater Street.

(4) You can subpoena the records of the garage at the Ogontz Manor Apartments in order to show that Mr. Altshuler used to keep his car in the Ogontz Manor Garage every night and take it out every morning until the time of the filing of the Strike-Off Petition with the Registration Commission when he changed garages.

(5) You can subpoena the records of the Ogontz Manor Apartment in order to show that the Altshuler's tried to get an apartment therefor several years, that they turned down a one-bedroom apartment, and that Mr. Altshuler subsequently signed a lease in October, 1947, for the two bedroom apartment in C-44, Ogontz Manor Apartments.

(6) You can subpoena the records of the Abbotts Dairies to show when the Altshuler's stopped taking milk at 730 Fitzwater Street and when they started taking milk at C-44 Ogontz Manor Apartments.

(7) You can subpoena Mr. Frith of Abbotts Dairies, the milk man who makes deliveries on alternate days to the Altshuler Apartment, who has seen both Mr. and Mrs. Altshuler in the apartment and who has had arguments with them since Election Day as to the propriety of the bills.

(8) You can subpoena the records of the Board of Education to show the transfer of Aleida Altshuler from Campbell School to Pennell School and Aleida's present teachers to show that the child attends regularly and comes from the Ogontz Manor Apartments, her registered address.

(9) You can subpoena the employees and tradesmen who do business in Ogontz Manor Apartments to show that the child and her mother and father are there every day.

(10) You can subpoena Mr. Altshuler's insurance policies to show that the furniture and furnishings at C-44 Ogontz Manor Apartments are insured in his name, and in his name and his wife's name, and in his wife's name.

You could put Mr. Altshuler on the stand and examine him. His immunity from process which we might issue against him while the Legislature is in session does not protect him against any inquiry by the Legislature itself.

We want to state emphatically that we will not take any further steps in this contest. The rest is up to you to decide whether or not your Committee will countenance stultification before the House in glossing over this infraction of the Constitution of Pennsylvania. We refuse to be put in the position of being a persecutor or prosecutor. We have done our duty as a patriotic citizen in bringing these facts to your attention.

Very respectfully yours,

ISIDOR OSTROFF.

On the question recurring.

Will the House adopt the report of the Judiciary Committee?

It was adopted.

REPORT FROM COMMITTEE

Mr. McKINNEY. Mr. Speaker, I have the honor to present the report of the Judiciary Committee of the House concerning the contested election of the Hon. Andrew Kondrath, Representative of the First Legislative District of Berks County, Pennsylvania.

To the Honorable Herbert P. Sorg, Speaker, and Members of the House of Representatives:

We have the honor to transmit herein a Report of the Judiciary Committee of the House of Representatives concerning a Petition contesting the seating of the Honorable Andrew Kondrath, Representative of the First Legislative District of Berks County, Pennsylvania, a copy of the said Petition is attached hereto, made a part hereof and marked Exhibit A.

Your Committee, appointed in the above captioned matter, reports as follows:

At a Hearing held Tuesday, January 25, 1949, at 9:30

A. M., in the New House Caucus Room of the Capitol Building, Harrisburg, after due notice had been given to all parties concerned, the Honorable Charles H. Brunner, Jr., upon leave granted by the Chairman, orally stated to the Committee that those interested in the Petition had failed to appear to prosecute the same. Your Committee Chairman then called for any persons to appear who wished to prosecute said Petition. No one appeared. Therefore, your Committee returns the matter as failing of proof because of the lack of prosecution thereof.

JUDICIARY COMMITTEE OF THE HOUSE OF REPRESENTATIVES.

JOHN H. McKINNEY

Chairman.

February 2, 1949.

Secretary.

ROBERT L. KENT.

REPORT ADOPTED

Mr. McKINNEY. Mr. Speaker, I move that the report of the Judiciary Committee be adopted.

It was adopted.

REPORT OF JOINT STATE GOVERNMENT COMMISSION

Mr. DePUY presented a report of the findings and recommendations of the Tax Study Committee on the Pennsylvania Tax System from the Joint State Government Commission, in accordance with the provisions of Act No. 516, Session of 1947, Section 4.

(For report see Appendix)

BILLS ON FIRST READING

Agreeably to order.

The House proceeded to the first reading and consideration of House Bill No. 65 entitled:

An Act to further amend section one of the act approved the twenty-eighth day of May one thousand nine hundred seven (P. L. 292) entitled "An act to provide for the protection of insane persons feeble-minded persons and epileptics and the appointment of a guardian for the said insane persons feeble-minded persons and epileptics unable to care for their own property authorizing the guardian to support the wife and children of the said insane persons feeble-minded persons and epileptics defining the powers of the guardian and authorizing the sale of real estate of the ward" permitting petitions to be presented to the president judge of the court of common pleas when such courts are not in session

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order.

The House proceeded to the first reading and consideration of House Bill No. 122 entitled:

An Act to amend section four thousand one hundred eleven of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" authorizing appeals directly to the court of common pleas in certain cases from action of council relating to zoning

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order.

The House proceeded to the first reading and consideration of House Bill No. 123 entitled:

An Act to amend section five hundred ten point eight of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" authorizing appeals directly to the court of common pleas in certain cases from action of the county commissioners relating to zoning

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order.

The House proceeded to the first reading and consideration of House Bill No. 124 entitled:

An Act to amend section three thousand three hundred five of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by authorizing appeals directly to the court of common pleas in certain cases from actions of council relating to zoning

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order.

The House proceeded to the first reading and consideration of House Bill No. 125 entitled:

An Act to amend section three thousand one hundred five of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" authorizing appeals directly to the court of common pleas in certain cases from action of the board relating to zoning

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order.

The House proceeded to the first reading and consideration of House Bill No. 126 entitled:

An Act to amend section two thousand five of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by authorizing appeals directly to the court of common pleas in certain cases from action of the supervisors relating to zoning

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order.

The House proceeded to the first reading and consideration of House Bill No. 176 entitled:

An Act validating certain sheriffs' sales of real estate for non-payment of taxes and other municipal liens and validating the title to such real estate in the hands of purchasers their heirs grantees and assigns

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order.

The House proceeded to the first reading and consideration of Senate Bill No. 55 entitled:

An Act to further amend clause (b) of section fifty and section two hundred sixty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," further providing for the number of openings in minnow traps.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 5, entitled:

An Act to further amend paragraph (j) of section fourteen hundred two of the act, approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Collogese abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by restricting the application of certain provisions

And said bill having been read at length the second and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 81, entitled:

An Act to amend section twenty-five of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 414) entitled "An act relating to vital statistics and to make uniform the law with reference thereto" by eliminating the requirement for Local Registrars of Vital Statistics to endorse permits for burial removal or other disposition of bodies of persons whose death or still birth occur outside of this State and requiring the filing of such permits with such Local Registrars

And said bill having been read at length the second and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 84, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a certain tract of land in Erie County Pennsylvania for use as a veterans' administration hospital and ceding jurisdiction to the United States

And said bill having been read at length the second and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 105, entitled:

An Act to amend sections two three and four of the act approved the twenty-fourth day of March one thousand nine hundred thirty-seven (P. L. 109) entitled "An act relating to interstate cooperation creating the Pennsylvania Commission on Interstate Cooperation as well as committees on interstate cooperation of the Senate and of the House of Representatives defining the powers and duties of said commission and of said committees and imposing duties on the Governor and the Secretary of the Commonwealth" by changing the method of appointing members of the Senate and House committees and of the chairman of the commission

And said bill having been read at length the second and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 99, entitled:

An Act to add a new section to article two of the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1001) entitled as amended "An act providing for the regulation of aeronautics within this Commonwealth conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto providing for the licensing and registration of airman and aircraft establishing the legal status of air navigation providing for sovereignty in and ownership of space providing for lawfulness of flights regulating civil causes of action arising out of operation of aircraft fixing the status of contracts crimes and torts in by or by means of operation of aircraft imposing duties upon officers burgesses magistrates aldermen justices of the peace the courts and clerks thereof providing for denial or revocation of licenses providing for certain penalties and their disposition and repealing certain existing laws" defining the Commonwealth airways system

And said bill having been read at length the second and agreed to.

Ordered, To be transcribed for third reading.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 7, as follows:

An Act to amend section two of the act approved the seventh day of March one thousand nine hundred twenty-five (P. L. 34) entitled "An act regulating the sale of oysters at retail" making first violations of said act summary offenses instead of misdemeanors and changing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the seventeenth day of March one thousand nine hundred twenty-five (P. L. 34) entitled "An act regulating the sale of oysters at retail" is hereby amended to read as follows

Section 2 [Any person copartnership association or corporation violating any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than twenty-five (\$25) dollars nor more than one hundred (\$100) dollars or in the case of individuals to undergo an imprisonment of not less than thirty (30) days nor more than sixty (60) days or both] any person copartnership association or corporation violating any of the provisions of this act or any rule regulation or order made pursuant

to this act shall for the first offense upon summary conviction thereof be sentenced to pay a fine not exceeding two hundred dollars (\$200) and in default thereof such person or the responsible officers and agents of the corporation or association shall be sentenced to undergo imprisonment for not more than sixty (60) days and for a second or subsequent offense be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars (\$500) or in the case of individuals and the responsible officers and agents of corporations and associations to undergo imprisonment not exceeding six months or both

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. BRETH. Mr. Speaker, I desire to interrogate the Majority Leader, the gentleman from Montgomery, Mr. Brunner.

The SPEAKER. May I inquire of the gentleman for what purpose he wishes to interrogate the Majority Leader.

Mr. BRETH. For purposes regarding this bill and for others.

Mr. SPEAKER. The gentleman desires to interrogate the Majority Leader for information concerning the bill before us.

Mr. BRUNNER. Mr. Speaker, may I yield to the gentleman from Cameron, Mr. Thompkins.

The SPEAKER. Will the gentleman from Cameron permit himself to be interrogated.

Mr. THOMPKINS. I shall, Mr. Speaker.

Mr. BRETH. Mr. Speaker, is it true that House Bill No. 7 and the next ten bills appearing on the calendar are concerned with food and drink and the safeguards surrounding the people in regard to their health.

Mr. TOMPKINS. It is, Mr. Speaker.

Mr. BRETH. Mr. Speaker, is this Bill No. 7 and the other bills following it, up to and including No. 17, administration bills?

Mr. TOMPKINS. Mr. Speaker, they are not; they are Departmental bills.

Mr. BRETH. Mr. Speaker, is it true under the present bills as they now are without these amendments, that the violators must be held for court.

Mr. TOMPKINS. Mr. Speaker, will the gentleman please repeat his question.

Mr. BRETH. Mr. Speaker, as the law now provides is it not true that any violators must be held for court action?

Mr. TOMPKINS. Technically so, yes sir.

Mr. BRETH. Mr. Speaker, may I ask the gentleman what he means by "technically."

Mr. TOMPKINS. Mr. Speaker, where they are defined as a misdemeanor they should be held for court.

Mr. BRETH. Mr. Speaker, are they not already defined as misdemeanors?

Mr. TOMPKINS. Mr. Speaker, in the present bill, yes.

Mr. BRETH. Mr. Speaker, does the gentleman understand that any violator would be held for court?

Mr. TOMPKINS. They would be, yes, Mr. Speaker.

Mr. BRETH. Mr. Speaker, what happens in the event that these bills pass?

Mr. TOMPKINS. Mr. Speaker, in the event that these bills pass, for the first offense they would not be held for court. They are what are known as a summary proceedings over which a justice of the peace has final jurisdiction. If he can pass final judgment, appeals, are allowed by petition to the court and by special allowance of the court. The appeals would not be a matter of right.

Mr. BRETH. Mr. Speaker, if the gentleman were a magistrate and I were a violator and convicted, what becomes of his record in the case?

Mr. TOMPKINS. The record remains in the justice of the peace's docket.

Mr. BRETH. Mr. Speaker, these bills provide, do they not, that the second offense is a misdemeanor?

Mr. TOMPKINS. Yes, they do, Mr. Speaker.

Mr. BRETH. Mr. Speaker, is it true that they must be held for court and cannot be fined?

Mr. TOMPKINS. Yes, Mr. Speaker.

Mr. BRETH. Mr. Speaker, suppose I came before the gentleman a second time, what would he do?

Mr. TOMPKINS. Mr. Speaker, I would hold the gentleman for court if it were shown to me that the gentleman had been properly convicted in a summary proceeding heretofore for the same offense.

Mr. BRETH. Mr. Speaker, how could it be shown to the gentleman?

Mr. TOMPKINS. Mr. Speaker, by the Department of Agriculture, who are the sole enforcing agent under the Bill.

Mr. BRETH. Mr. Speaker, how would they show it to the gentleman?

Mr. TOMPKINS. Mr. Speaker, they keep a central record in Harrisburg of all violations.

Mr. BRETH. Mr. Speaker, suppose I were caught in Erie County at one time and in Philadelphia County another time, what would happen.

Mr. TOMPKINS. Mr. Speaker, they would know from their central records and they could identify the gentleman as being the same party which would constitute a second offense in the State of Pennsylvania.

Mr. BRETH. Mr. Speaker, how long does it take those records to go to the central office and become available throughout the State of Pennsylvania?

Mr. TOMPKINS. Mr. Speaker, that is a question I could not answer. I imagine it is quite expeditious.

Mr. BRETH. Mr. Speaker, suppose I were operating pretty fast, what length of time would you say that I could be caught under the provisions for this Act, and on the second offense, properly returned to court?

Mr. TOMPKINS. Mr. Speaker, I wouldn't care to give the gentleman the days and hours on that. The field force is under orders to make a daily report, in connections with those violations.

Mr. BRETH. Mr. Speaker, is it true that already magistrates and squires have been fining violators, under the present act instead of holding them for court actions?

Mr. TOMPKINS. Mr. Speaker, to my knowledge, I have no personal knowledge of that but from information received I would say that that has happened in some instances.

Mr. BRETH. Mr. Speaker, would it be true that these bills are being rushed thru for that reason?

Mr. TOMPKINS. No, Mr. Speaker.

Mr. BRETH. That is all.

Mr. Speaker, these bills concern food and drink and the safeguards concerning the public regarding what they eat and what they put on their table. I have looked them over. They have been passed in 1897 on thru 1905, 1911, 1921, and 1925, and so on. No legislature, not even the legislature the last time, in 1947 or 1945, has seen fit to change the provisions of the original legislation for passing these bills, which have made them a misdemeanor, and, therefore allowed by the court.

The idea in mind in the original legislation in passing these bills was to protect the public in their food and drink and also to make the violators stop and put them out of business and penalize them, if they so deserve. Under these bills a violator can be taken before a summary court, pay fine and very little publicity results. For instance, if he were an operator, a big operator, and in this state today it is common knowledge that meat, in particular, horsemeat, is being adulterated with regular meat, or the regular meat is being adulterated with horsemeat, if I were an operator and had agents, and one of my agents could be caught and fined, it would not affect me at all as an operator; another could be caught in Philadelphia and it would not affect me as an operator there, and so on throughout the State. Under the present bill, if one of my agents were caught, he would be taken to court and in all likelihood he would squeal on me as an operator, and the resultant publicity would serve the people where they desire to be served in putting full protection in regard to food and drink in the hands of the law, in the right manner. These bills to my mind leave loopholes in the matter of food and drink which concerns all the people. It has been said variously that the courts in some cases in the state are jammed, because when these violators come before a squire they are returned to court and thereafter the Grand Jury, sees fit not to take action. May I say that that might happen in certain areas, such as Allegheny County, Philadelphia County and perhaps in other areas.

But in my rural county of Clearfield, I am sure that any violations of the food and drink law brought before a magistrate and sent to court, he would be tried in court, and we the people of Clearfield County would be getting justice under the law as it is now proposed, and I doubt if the people of my county and other counties, the majority of the counties, the vast majority of the counties, would get the proper protection.

Mr. Speaker, I want at this time to read from an article which has appeared in the paper this morning, which is pertinent to this matter. It is a column by Joseph Miller in the Philadelphia Inquirer and I quote:

"While there is much agreement that legislation generally is a healthy thing, nevertheless, there should be no steamroller sessions with bills jammed through without the proper consideration and study."

Along that line I say surely there is some remedy that can be solved to bring about a smoother action, you might say, in regard to these unjammed courts, rather than penalizing fifty or sixty counties who are willing to operate under the present legislation for the full protection of their citizens.

Therefore, Mr. Speaker, I frankly oppose these bills full. I think that if I were a racketeer I would welcome a change in the bills. I, therefore, ask each of the

Members of the House to give them the consideration that is their due, and not open up these loopholes to racketeers in the important matter of food and drink.

Mr. TOMPKINS. Mr. Speaker, my desire to interrogate the gentleman from Clearfield, Mr. Breth.

The SPEAKER. Will the gentleman from Clearfield permit himself to be interrogated?

Mr. BRETH. I shall, Mr. Speaker.

Mr. TOMPKINS. Mr. Speaker, has the gentleman from Clearfield made a comparison of the penalties and provisions of the acts which are new in force and those which are proposed in the present bill?

Mr. BRETH. I have.

Mr. TOMPKINS. Mr. Speaker, has the gentleman noted the comparison of the severity of the penalties, between the two bills?

Mr. BRETH. I have.

Mr. TOMPKINS. Mr. Speaker, how many arrests have been made in Clearfield County for violations of any of these acts last year?

Mr. BRETH. Mr. Speaker, I don't know.

Mr. TOMPKINS. Mr. Speaker, have there been any, to the gentleman's present knowledge?

Mr. BRETH. I don't know, Mr. Speaker. Nevertheless may I interpolate, it doesn't matter if there aren't any. There may be.

Mr. TOMPKINS. Mr. Speaker has the gentleman made a comparison of the penalties in regard to his local merchants, as between the present bill and the proposed bill?

Mr. BRETH. Mr. Speaker, on this matter of penalties, it does not mean a thing to my mind, because, regardless of the penalty before a summary court, it does not receive court action, and the public does not get the information that it does get out of a misdemeanor and a court action.

Mr. TOMPKINS. Mr. Speaker, I wish to state that the present bills are the outcome of recommendations by the Department of Agriculture as a result of their experience over the years in the enforcement of the laws that are now on the statute books—the bills that affect the public health, the small merchant and the regular merchant, in this respect.

I might say that a major portion of the violations arise from packing goods, that is goods which are packed by a large distributor, which will be found on the shelves in many of the stores throughout the Commonwealth. When these violations occur the merchant is brought in, and in many instances, and in most instances, the distributor responsible for those goods on the shelves comes in and pays the fine and makes a correction of the violations for which they have been fined. If the large distributor does not come in and make a correction after it has been called to his attention, and there has been a merchant prosecuted and convicted in a summary proceeding, which carries a fine, of not exceeding \$200 in the present bill and a jail penalty not exceeding 60 days, as compared with the old bill, with a fine of not less than \$25 or more than \$100, with a jail penalty of 30 days, either or both, then if that distributor does not see fit to correct the defects in his products, we then have an instrument for bringing that party in for a second time, charging him with a misdemeanor. Then we have penalties

not exceeding \$500 or six months in jail, either or both. If the violator is a persistent violator, you would have a much heavier penalty to bring in a persistent violator than you would have under the present acts which still carry a minimum fine of \$25 and a maximum fine of \$100.

The same thing would apply in connection with those who are selling goods in the open market, oysters, soft drinks, milk and so forth, if the goods happened to show up as being adulterated, and violation is called to their attention, and the violation is corrected, they can be disposed of by a summary proceedings. However, if they are persistent violators, they can be brought in and the additional penalties provided and these bills can be made use of. In other words, five hundred dollars, where under the present bills, they are limited to one hundred dollars or six months. Under the present bill you are limited to 30 days, 60 days or 90 days.

These bills have been drafted in conformity with a yard stick used by the Joint State Government Commission to make uniform penalties in matters of this kind throughout the state of Pennsylvania. We feel in the first instance that we are giving the small merchants an opportunity to get the matter corrected. It is true, perhaps, that you have an occasional deliberate violator. If that is the case and he persists going about his work selling adulterated food, and he is brought in for the second time, I do not believe you will find mercy shown to that violator. We feel that it works two ways, in the case of a deliberate violator, he might get off alright for the first time, and we have a club to use for the second violation.

However, in the case of ninety-five per cent of those that are brought in, who are your local merchants, who have goods on their shelves for which they are not responsible, we are trying to give that merchant a break in the passage of these proposed bills, which are now before you.

Mr. BANE. Mr. Speaker, I have listened with considerable interest to the debate on these measures, and in the consideration of them there are certain things which I think we ought to first understand.

The debate, I believe, is wandering afar afield. We have had on our statute books for a considerable number of years measures designed for the purpose of protecting the health and the general welfare of the public in this matter of pure food. These bills have nothing to do with the prescription or manner of deciding what shall or shall not constitute pure food. Those are already set up in the law. The only thing that these particular bills do is to prescribe the manner of the punishment for any violator who violates the provisions of the acts themselves.

I come from a county where I have practiced law for approximately eighteen years. I must agree with my colleague from Clearfield, that I do not recall that our court calendar is overburdened with cases arising out of the violations of the pure food laws. Therefore, as far as my own county of Fayette is concerned, I can argue intelligently to this august body, taking these cases out of the hands of the court and placing them in the first violation in the hands of the Justices of the Peace, alderman or magistrate, is going to materially help our court calendar. However, I should like to point out to the

gentleman that in this entire period of time I have had but one case in eighteen years for violation of the pure food laws. It was very simple and a minor infraction and the gentleman involved in this particular case was adding artificial coloring to ice cream. He was engaged in the manufacture of ice cream. I know nothing about the chemical contents of that particular ice cream, and neither do you unless you are a chemist, however, I was advised by the chemist in the Department of Agriculture that this coloring matter contained a certain amount of acid which was injurious to the personal health of the individual eating the ice cream. That sort of a case brought into our courts was a subject of such a minor nature that in the end the defendant would have to pay if he was found guilty, at least three to four times for the penalty which he will have to pay by the alderman's fine had the case been brought there. I would like the gentleman to keep in mind that we are not here trying to decide how these laws should be enforced or what these pure food laws should be; we are talking about the violations of these particular pure food laws. If you want to take the floor and argue that these violators ought to go, then we ought not to try to arrest anyone, but if you would like to imply that anyone who violates a law ought to go free then there isn't much we can say in regard to debating these particular bills.

I take a position opposite to that of my colleague the gentleman from Clearfield. I believe that in minor cases, that they ought to be tried before a magistrate, alderman or justice of the peace. I have sufficient faith in that body that no enforcement officer is going arbitrarily to arrest any individual for the violation of the pure food laws unless he is violating it. If the case is proved in court he is going to find the gentleman guilty and impose a fine. The answer to that is this, this body has invested in the motor vehicle code jurisdiction in the justice of the peace to try all minor violations of the motor vehicle code. I have no statistics but I dare say for every violation of the pure food laws, there are five-hundred violations of the motor vehicle code.

If a citizen should be charged with violation of one of these acts and were brought before an alderman and arbitrarily found guilty, you have as much right to come in and file an appeal before the court from the summary conviction as you would have for the motor vehicle code. I submit to you, gentlemen, this is a far more expeditious and better method of getting it to the ear of the court and go before a grand jury, because if you are appealing from a summary conviction the court will grant an appeal and set a date for a hearing and take testimony on the matter. In a misdemeanor the alderman has no jurisdiction except to make a return to the court. That return then goes to the grand jury, and if it gets by the grand jury, it goes on your criminal calendar and comes up for action in criminal court. If that defendant is found guilty he has those additional costs to pay.

In answer to Mr. Breth's charge if he were a fast operator and he could beat this rap, I think you will agree with me that he has answered his own argument. If we have someone who is a fast operator, as far as violating the pure food laws, he ought to be stopped and stopped rapidly. It is true that our administrative affairs function rather slowly, but eventually they catch up with a persistent violator, so that if he gets by with a

first offense in one or two different districts, they will catch up with him and when they do, the gentleman is in serious trouble.

Therefore, I submit to you, perhaps we are making a mountain out of a molehill so far as these measures are concerned. They only prescribe a form of punishment for those who violate the pure food laws, and I submit that this House should pass these measures.

Mr. HEATHERINGTON. Mr. Speaker, I desire to interrogate the gentleman from Cameron, Mr. Tompkins.

Mr. SPEAKER. Will the gentleman from Cameron permit himself to be interrogated?

Mr. TOMPKINS. I shall, Mr. Speaker.

Mr. HEATHERINGTON. Mr. Speaker, does the gentleman find anything in the present act where the department picks up a violator, suppose in the city of McKeesport, whereby they have to take the violator to the nearest justice of the peace or alderman or do they haul him into Pittsburgh?

Mr. TOMPKINS. Mr. Speaker, there is nothing in the act to my knowledge requiring the taking of that person to the nearest available magistrate.

Mr. HEATHERINGTON. Would it be possible, under the act, if a man is arrested at Pittsburgh, Allegheny County you could then take him to Westmoreland County and give him a hearing before a squire there?

Mr. TOMPKINS. No. Mr. Speaker, the prosecution must be made in the county in which the violation occurs.

Mr. HEATHERINGTON. Mr. Speaker, as I understand, under the present law the fine is \$25.

Mr. TOMPKINS. Not less than \$25., Mr. Speaker, nor more than \$100. They vary with all the bills, but that is substantially the amount.

Mr. SPEAKER. Who gets the fine?

Mr. TOMPKINS. That fine goes to the Department of Agriculture, Mr. Speaker.

Mr. HEATHERINGTON. Does the gentleman think that the Department would have any objection to holding these several bills up and amending them, providing that the \$200 fine shall go to the local municipality where the offense is committed?

Mr. TOMPKINS. I cannot answer that question.

Mr. HEATHERINGTON. Mr. Speaker, does the gentleman think that would be a good amendment?

Mr. TOMPKINS. Mr. Speaker, in my opinion, no.

Mr. HEATHERINGTON. Why, Mr. Speaker, it is home rule, isn't it?

Mr. TOMPKINS. Mr. Speaker, the fine in this case, under your theory, the fine which is levied under the motor vehicle code should go to the local municipality, where the provision was made to go to the commission.

Mr. HEATHERINGTON. Mr. Speaker, under the motor vehicle code, I would say that probably half of the fine would go to the local municipality and half to the revenue department.

Mr. TOMPKINS. Mr. Speaker, that is only in case that a local municipality passes an ordinance, which they are authorized to do by the legislature.

Mr. HEATHERINGTON. Mr. Speaker, I think under the existing law the fine, which is five dollars under the motor vehicle code goes to the local municipality.

Mr. TOMPKINS. Mr. Speaker, I believe that you must have a local ordinance in order to do so.

Mr. HEATHERINGTON. Mr. Speaker, I think that argument is beside the point. I am interested in getting \$200 for my local borough.

Mr. TOMPKINS. Mr. Speaker, I think that the gentleman's wishes are most worthy, but after all these fines are used as a part of the cost of administration of the bureaus which we have set up to enforce our laws and to protect the people from violations of the pure food laws.

Mr. HEATHERINGTON. Mr. Speaker, am I to understand that the \$200 will go to the Department of Agriculture?

Mr. TOMPKINS. Mr. Speaker, whatever the amount of that fine is or whatever amount might be levied. The bill reads "Not exceeding \$200." It might be a lesser fine.

Mr. GUARNIERI. Mr. Speaker, the interchange of debate and discussion of the bills has been most interesting. May I assure you that I speak for the masses of the people of Philadelphia, the great mass of the people, my constituents, and particularly the great mass of people in South Philadelphia. I am sure, Mr. Speaker, that what I am about to say represents the sentiments of the majority of my colleagues, our constituents from Philadelphia, especially on the Democratic side of the House.

I have noticed in the interchange here the use of the words "minor violation". A minor violation should be disposed of by a summary proceeding before a Justice of the peace or alderman. I want to say this, there is no minor violation when you deal with food, because food affects every child, the masses of the people, and there is no minor violation. If anything, I say that the penalty should be made stronger than ever. Furthermore, why should we worry about the persistent violators? There should be no persistent violators when we deal with the adulteration of food. Why should we have a change in the law to minimize the penalty and allow it to be dealt with by a Magistrate or a Justice of the peace. In the first instance the violation should be at least a misdemeanor and with a higher penalty. I am not concerned with the question as to whom the fine shall be paid. Why should we worry in Philadelphia or any other county as to by whom shall the fine be paid? I am interested in protecting the public health and the public safety. It is not my desire to penalize the small merchant. There has been some opinion expressed here that the small merchant is penalized under the present law, prior to the proposed change in the law. Perhaps the answer to that would be this, as my colleague has noted, that we might protect or we can protect that merchant who is innocent and without knowledge of what goods he has on his shelves, which may be adulterated by changing the law in another manner so as to include the matter of knowledge. We do have penal statutes which provide for such things. If that is the purpose of the legislation, let us do it in that manner by changing the mental element required for the fine instead of making it easier for the violators to go on with greater impunity. I say that no violation is a minor violator; it should not be so considered and thereby endanger the lives of the public.

In the matter of the summary offenses, various arguments have been made to you on the point as to how the administration acts in the counties, as to how the Justice

of the Peace in County X has a knowledge of what is going on in County Y, Z, or what have you. There is no such thing as safeguarding the people. I say this, that the best evidence would not be productive merely because I come before a justice of the peace and he says "Guarnieri has violated this law before; this is his second offense." I say to you that we should have greater care and greater precaution in the handling of these matters, that they should be given publicity and notoriety in the handling of them, and that the local merchant, knowing that the penalties are higher and that he will have to face a grand jury and a court of trial, he will move with greater caution.

So, Mr. Speaker, I say let us do away with this proposed legislation; let us for the time being adhere to the laws on the books and let us look into the matter with greater caution and greater concern, and we can change the law to protect the innocent violator but I say, gentlemen, for God's sake, not in this manner.

Mr. BROWN. Mr. Speaker, I yield to the gentleman from Lycoming County, Mr. Ray L. Riley.

Mr. RILEY. Mr. Speaker, I would like to say that if a mere oyster can cause all this discussion, I shall eat no more of them.

Mr. BROWN. Mr. Speaker, I wish to concur with the remarks of the gentleman from Lycoming Mr. Riley and also to concur in the remarks of the gentleman from Fayette, Mr. Bane. I had intended to make some extended remarks on this subject, but in view of the statement of the gentleman from Lycoming, Mr. Riley, I simply want to concur in the remarks of the gentleman from Fayette, Mr. Bane, and I ask the House to give favorable consideration to this measure.

Mr. LOVETT. Mr. Speaker, I desire to interrogate the majority leader, the gentleman from Montgomery County, Mr. Brunner.

The SPEAKER. Will the gentleman from Montgomery permit himself to be interrogated?

Mr. BRUNNER. I shall, Mr. Speaker.

Mr. LOVETT. Mr. Speaker, in the discussion of these bills, there was a question raised as to whether or not they were administration measures. Would the gentleman from Montgomery please explain to this House what an administration measure is?

Mr. BRUNNER. Mr. Speaker, I would say that an administration measure is a measure which has been requested of the legislature by the administration, in the hope that the legislature will see fit to enact through the House and the Senate, and if enacted the administration will see fit to adopt it by signing it.

Mr. LOVETT. Mr. Speaker, in other words, the gentleman says that this is an administration measure, is that correct?

Mr. BRUNNER. Mr. Speaker, the gentleman has heard a reply made on this floor, to which I can subscribe. This is a departmental bill and is not an administration measure.

Mr. LOVETT. Mr. Speaker, a departmental bill—is that not a part of the administration?

Mr. BRUNNER. Mr. Speaker, the Departments of this administration from time to time see fit to improve the legislation under which they operate. They make these suggested changes to this body while it is in session,

in the hope that they can more efficiently operate thereafter. These bills are in that category.

Mr. LOVETT. Mr. Speaker, would the gentleman from Montgomery say that the Department of Agriculture is not a part of the administration?

Mr. BRUNNER. Mr. Speaker, it is definitely a part of the administration.

Mr. LOVETT. Mr. Speaker, will the gentleman say that a bill recommended by the Department of Agriculture was not an administration measure?

Mr. BRUNNER. Mr. Speaker, this bill is recommended by the Department of Agriculture. It is being recommended by the Department of Agriculture, but it is not necessarily recommended by the Governor of this Commonwealth. I do believe that they are in this category, should they be passed by the legislature in proper form, they will be signed and enacted into law.

Mr. LOVETT. Mr. Speaker, may I ask the gentleman whether the Department of Agriculture has not taken this matter up with the Governor.

Mr. BRUNNER. I believe that it has, Mr. Speaker.

Mr. LOVETT. Mr. Speaker, would the gentleman say that it has the blessing of the Governor?

Mr. BRUNNER. Mr. Speaker, I have not been told by the Governor that he would sign this bill or the kindred bills on the calendar if they are passed, but I believe that they would be signed.

Mr. LOVETT. Mr. Speaker, in other words, the gentleman will admit that these are administration measures?

Mr. BRUNNER. Mr. Speaker, I specifically deny to the gentleman that they are administration bills.

Mr. LOVETT. Mr. Speaker, I always like it to be fair in these matters. I notice that in the beginning that our Majority Floor Leader passed the buck to a man whom we registered as a Democrat in the beginning of this legislative session. We do not like to argue with ourselves. We like to talk to the opposition once in awhile. We like to be fair about it. In these particular bills I do not believe we are adding strength to the present law. I think we are taking away from the strength of the present law. The gentleman from Philadelphia says "What is a minor violation." When you poison people, is that a minor violation? Under this law, when food goes into the stomach that is what happens. They say "You can eat it"; it might take a long time to kill you, it might take one hundred years and you would be dead at the end of one hundred years.

My friends, I want to say to you that I agree with my colleague in opposition to this legislation. I do not believe we are strengthening the law; we are weakening it.

I ask my colleagues to vote against this bill.

Mr. WEISS. Mr. Speaker, I desire to interrogate the gentleman from Cameron, Mr. Tompkins.

The SPEAKER. Will the gentleman from Cameron permit himself to be interrogated?

Mr. TOMPKINS. I shall, Mr. Speaker.

Mr. WEISS. Will the gentleman from Cameron tell the Members of the House just what changes this bill and the succeeding bills will make in the present law?

Mr. TOMPKINS. Mr. Speaker, in House Bill No. 7, and this would go substantially for all of the other bills in this series, the offense is made a misdemeanor in the first instance. It carries a fine of not less than twenty-

five dollars, nor more than two hundred dollars, or thirty days in jail. That is a fixed fine and a fixed number of days in jail. Under the proposed legislation for the first offense, it would be a fine not exceeding two hundred dollars or not exceeding sixty days in jail, either or both. In the case of a second offense, it is a fine not exceeding five hundred dollars or an imprisonment not exceeding six months, either or both.

I would call to your attention the fact that you have a flexible rule to use in connection with the imposition of penalties under the proposed act. There is no minimum fine or imprisonment.

Mr. WEISS. Mr. Speaker, I direct the gentleman to page 3 of House Bill No. 7, Printer's No. 35, line 8, which states among other things, for violations of the provisions of this act or any rule, regulation or order made pursuant to this act,—does the gentleman have that page, Mr. Speaker?

Mr. TOMPKINS. Yes, I do, Mr. Speaker.

Mr. WEISS. Mr. Speaker, under the old act was it possible to fine an individual for a violation of any rule, regulation or order by the department?

Mr. TOMPKINS. Yes, Mr. Speaker, it would, if you will refer to page 2, lines 6 and 7.

Mr. WEISS. Mr. Speaker, does the gentleman have a copy of the 1925 pamphlet laws?

Mr. TOMPKINS. I do not, Mr. Speaker.

Mr. WEISS. Mr. Speaker, if I told the gentleman that I checked the 1925 pamphlet laws and the 1934 pamphlet laws, and if I told him there isn't anything in the act which states about any rule, regulation or order, would the gentleman then state that there is a penalty change in the act?

Mr. TOMPKINS. Mr. Speaker, I would say that.

Mr. HEATHERINGTON. Will the gentleman please get a copy of the 1925 Pamphlet laws?

Mr. TOMPKINS. Mr. Speaker, I am willing to take the gentleman's word for that.

Mr. WEISS. That is all.

Mr. Speaker, I want to point out to the Members of the House that the changes in this bill and the succeeding bills in this matter were called to my attention by the gentleman from Washington, Mr. Polen, and I want to give him credit. He asked me to be his legal advisor in this instance. He called to my attention that none of these acts or proposed changes contained any reference about rules, regulations or orders in the department, whether the orders would be discriminatory, arbitrary or otherwise. In other words, under the provision of this act, any order regulation or rule made by the department would make it possible for any individual to violate the rule, regulation or order of the department, without any of these individuals having notice of the rule, regulation or order, and say "you are guilty of that particular offense". If that is the case, I am just wondering, and I believe that Mr. Brown, who is the constitutional authority of the House, would have to answer that, if that change is contemplated in the act, that that change should be put in the title of the act, because the title of the act only refers to a change in the penalties, and it has nothing to do with the rules, regulations or orders of the department.

I feel under the circumstances that if the department

wants these items in, they should put them in the title, and the Members should note that in addition to a change in the criminal provisions of the act, they are also changing the law so that any violation of a Departmental rule, regulation or order makes them subject to a fine.

Mr. BRUNNER. Mr. Speaker, I think this is the first occasion when a bill has been presented to this House and has been discussed at length. I think that the membership now has had enough opportunity to make up its mind. I subscribe to the fact that this bill is acceptable and I trust that the membership will vote "aye".

On the question recurring,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken.

A verification of the roll was requested by Messrs. Lovett, Weiss and Breth.

The roll was verified and was as follows:

YEAS—120

Altshuler,	Felton,	Kohl,	Royer,
Andrews,	Ferster,	Kondrath,	Sax,
Bane,	Firmstone,	Kratz,	Schmidt,
Baumunk,	Flack,	Lelsey,	Scott,
Beaver,	Fox,	Loftus,	Seyler,
Bednarek,	Frank,	Madigan,	Shoemaker,
Blair,	Frost,	McCullough,	Smith, C. C.,
Bloom,	Gallagher,	McKinney,	Snider,
Bomberger,	George,	McMillen,	Sollenberger,
Boorse,	Gibson,	Mihm,	Spencer,
Bower,	Glembocki,	Mikula,	Stank,
Breisch,	Goodling,	Miller,	Stimmel,
Brice,	Graybill,	Milliken,	Tompkins,
Brown, H. S.,	Green,	Mintess,	Toomey,
Brown, W. E.,	Greenwood,	Moore, C. E.,	Varner,
Brunner,	Guthrie,	Murray,	Wachhaus,
Cadwalader,	Hall,	Najaka,	Wagner,
Clapper,	Harney,	Neff,	Waterhouse,
Clendenling,	Helm,	O'Dare,	Weldner,
Cole,	Herman,	O'Donnell,	Wescott,
Cooper,	Hewitt,	Orban,	Westrick,
Costa,	Hocker,	Price, H. W., Jr.,	Wheeler,
Dalrymple,	Hoffman,	Propert,	Wood,
DeLong,	Jennings,	Readinger,	Worley,
Dennison,	Johnson,	Reagan,	Yaffe,
Depuy,	Jump,	Reilly, J. M.,	Yeakel,
Driscoll,	Kamyk,	Riley, R. L.,	Yester,
Elder,	Keller,	Robbins,	Young,
Evans,	Kemp,	Robertson,	Ziegler,
Ewing,	Kent,	Rovansek,	Sorg,

Speaker

NAYS—44

Amarando,	Harris,	Lovett,	Posta,
Breth,	Heatherington,	McGee,	Price, R. A.,
Bucchin,	Hersch,	McNally,	Reidenbach,
Conway,	Hunter,	Mills,	Reynolds,
Dougherty,	Jenkins,	Moran,	Scanlon,
Duffy,	Jim,	Musto,	Smith, W. B.,
Filo,	Jones, G. E.,	Nixon,	Sternberg,
Floyd,	Jones, J. M.,	Olsen,	Taylor,
Gaffney,	Kirley,	Penglase,	Varallo,
Good,	Lederer,	Peta,	Weiss,
Guarnieri,	Leonard,	Pfaff,	Welsh,
Hagerty,	Limper,	Polen,	Williams,

NOT VOTING—44

Barkdoll,	Haudenshield,	Munley,	Sarraf,
Boles,	Hoggard,	Nagel,	Schuster,
Brandon,	Kline,	Needham,	Stuart,
Cochran,	Kolankiewicz,	Pentrack,	Swope,
Coleman,	Krise,	Petrosky,	Tahl,
Dye,	Kurtz,	Pettigrew,	Thompson,
Erb,	Lee,	Powers,	Verona,
Fleming,	McCormack,	Reese,	Wargo,
Greer,	Monroe,	Rose,	Watkins,
Hamilton,	Moore, H. A.,	Rosen,	Yetzer,

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 101

An Act to amend the act approved the twenty-first day of January one thousand nine hundred forty-seven (P. L. 3) entitled "An act relating to officers and employes of the General Assembly fixing the number qualifications compensation mileage and duties of the officers and employes of the Senate and of the House of Representatives providing for their election or appointment term of office or of service removal and manner of filling vacancies and making appropriations to the Senate House of Representatives and Legislative Reference Bureau" by changing the compensation of the officers and employes of the Senate and the House of Representatives and making appropriations

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend Section 1, page 3, line 9 by striking out the words and figures "eight thousand dollars (\$8000)" and inserting in lieu thereof the words and figures "nine thousand dollars (\$9000)"; page 3, line 12, by striking out the words and figures "six thousand five hundred dollars (\$6500)" and inserting in lieu thereof "seven thousand five hundred dollars (\$7500)"; page 3, line 15, by striking out the words and figures "five thousand five hundred dollars (\$5500)" and inserting in lieu thereof the words and figures "six thousand dollars (\$6000)".

Amend Section 2, page 4, lines 5 and 6 by striking out the words and figures "one thousand nine hundred eighty dollars (\$1980)" and inserting in lieu thereof the words and figures "two thousand eight hundred dollars (\$2800)".

Amend Section 3, page 7, line 2 by striking out the words and figures "eight dollars (\$8) each" and inserting in lieu thereof the words and figures "fifteen dollars (\$15) each"; page 8, line 15 by striking out the words and figures "one thousand six hundred fifty dollars (\$1650)" and inserting in lieu thereof the words and figures "one thousand eight hundred dollars (\$1800)".

Amend Section 4, page 9, lines 11 and 12 by striking out the words and figures "two hundred ten dollars (\$210)" and inserting in lieu thereof the words and figures "two hundred twenty-five dollars (\$225)".

Amend Section 6, page 10, lines 11 and 12 by striking out the words and figures "two thousand four hundred twenty dollars (\$2420)" and inserting in lieu thereof the words and figures "two thousand five hundred dollars (\$2500)".

Amend Section 8, page 13, line 11 by striking out the words and figures "eleven dollars (\$11) each" and inserting in lieu thereof the words and figures "one message clerk at a per diem compensation of twelve dollars (\$12) one assistant message clerk at a per diem compensation of eleven dollars (\$11)".

Amend Section 2, page 23, line 1 by striking out the words and figures "one thousand dollars (\$1000)", and inserting in lieu thereof the words and figures "seven hundred fifty dollars (\$750)"; page 23, line 5 by striking out the words and figures "seven hundred fifty dollars

(\$750)" and inserting in lieu thereof the words and figures "one thousand dollars (\$1000)".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. BRUNNER. Mr. Speaker, inasmuch as the gentleman from Cambria and I are co-sponsoring this measure, so far as my sponsorship is concerned, I move that we do concur in the amendments inserted in the bill by the Senate. I yield now to the gentleman from Cambria, Mr. Andrews.

Mr. ANDREWS. Mr. Speaker, I concur in the amendments from the Senate only as a result of Senatorial duress. If we do not concur in the amendments of the Senate the increases in the compensation to the House employees will be delayed. My objection to the bill is that the grand exalted Whip in the Senate on the minority side, who now only has fifteen stragglers to care for, has a contingency fund of \$1000, while the militant and courageous mininority Whip of the House who has ninety-one Members to care for, half of them stragglers, only gets \$750. I hope that justice will prevail in the end and that our courageous Whip will ultimately be placed upon a financial parity with the grand exalted Whip in the Senate.

On the question recurring,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205.

Altschuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarra,
Baumunk,	Glembocki,	McGee,	Sax,
Beaver,	Good,	McKinney,	Scanlon,
Bednarek,	Goodling,	McMillen,	Schmidt,
Blair,	Graybill,	McNally,	Schuster,
Bloom,	Green,	Mihm,	Scott,
Boles,	Greenwood,	Mikula,	Seyler,
Bomberger,	Greer,	Miller,	Shoemaker,
Boorse,	Guarnieri,	Milliken,	Smith, C. C.,
Bower,	Guthrie,	Mills,	Smith, W. B.,
Brandon,	Hagerty,	Mintess,	Snider,
Breisch,	Hall,	Monroe,	Sollenberger,
Breth,	Hamilton,	Moore, C. E.,	Spencer,
Brice,	Harney,	Moore, H. A.,	Stank,
Brown, H. S.,	Harris,	Moran,	Sternberg,
Brown, W. E.,	Haudenshield,	Munley,	Stimmel,
Brunner,	Heatherington,	Murray,	Stuart,
Bucchin,	Helm,	Musto,	Swope,
Cadwalader,	Herman,	Najaka,	Tahl,
Clapper,	Hersch,	Needham,	Taylor,
Clendening,	Hewitt,	Neff,	Thompson,
Cochran,	Hocker,	Nixon,	Tompkins,
Cole,	Hoffman,	O'Dare,	Toomey,
Coleman,	Hoggard,	O'Donnell,	Varallo,
Conway,	Hunter,	Olsen,	Varner,
Cooper,	Jenkins,	Orban,	Verona,
Costa,	Jennings,	Penglase,	Wachhaus,
Dalrymple,	Jim,	Pentrack,	Wagner,
DeLong,	Johnson,	Peta,	Wargo,
Dennison,	Jones, G. E.,	Petrosky,	Waterhouse,
Depuy,	Jones, J. M.,	Pettigrew,	Watkins,
Dougherty,	Jump,	Pfaff,	Weidner,
Driscoll,	Kamyk,	Polen,	Weiss,
Duffy,	Keller,	Posta,	Welsh,
Dye,	Kemp,	Powers,	Wescott,
Elder,	Kent,	Price, H. W., Jr.,	Westrick,
Erb,	Kirley,	Price, R. A.,	Wheeler,
Evans,	Kohl,	Probert,	Williams,
Ewing,	Kolankiewicz,	Readinger,	Wood,
Felton,	Kondrath,	Reagan,	Worley,
Ferster,	Krise,	Reese,	Yaffe,

Filo,	Kurtz,	Reidenbach,	Yeakel,
Firmstone,	Lederer,	Reilly, J. M.,	Yester,
Flack,	Lee,	Reynolds,	Yetzer,
Fleming,	Lelsey,	Riley, R. L.,	Young,
Floyd,	Leonard,	Robbins,	Ziegler,
Fox,	Limper,	Robertson,	Sorg,
Frank,			Speaker

NAYS—0.

NOT VOTING—3.

Kline,	Kratz,	Nagel,
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, he title was publicly read as follows:

HOUSE BILL No. 101.

An Act to amend the act approved the twenty-first day of January one thousand nine hundred forty-seven (P. L. 3) entitled "An act relating to officers and employes of the General Assembly fixing the number qualifications compensation mileage and duties of the officers and employes of the Senate and of the House of Representatives providing for their election or appointment term of office or of service removal and manner of filling vacancies and making appropriations to the Senate House of Representatives and Legislative Reference Bureau" by changing the compensation of the officers and employes of the Senate and the House of Representatives and making appropriations

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 8 as follows:

An Act to further amend section five of the act approved the eleventh day of March one thousand nine hundred nine (P. L. 15) entitled "An act relating to non-alcoholic drinks defining the same and prohibiting the manufacture sale offering for sale exposing for sale or having in possession with intent to sell of any adulterated or misbranded non-alcoholic drinks and providing penalties for the violation thereof and providing for the enforcement thereof" making first and second violations of said act summary offenses instead of misdemeanors and changing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section five of the act approved the eleventh day of March one thousand nine hundred nine (P. L. 15) entitled "An act relating to non-alcoholic drinks defining the same and prohibiting the manufacture sale offering for sale exposing for sale or having in possession with intent to sell of any adulterated or misbranded non-alcoholic drinks and providing penalties for the violation thereof and providing for the enforcement thereof" as amended by the act approved the twenty-fifth day of May one thousand nine hundred twenty-one (P. L. 1116) is hereby further amended to read as follows

Section 5 (a) [Any person who shall violate any of the provisions of the act to which this act is an amendment or any amendment of said act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than fifty dollars (\$50) nor more than one hundred dollars (\$100) Upon con-

viction for any subsequent violation of this act such person shall be punished by a fine of not less than one hundred dollars (\$100) nor more than two hundred dollars (\$200) and by imprisonment in the county jail of not less than ninety days nor more than six months] Any person copartnership association or corporation violating any of the provisions of this act or any rule regulation or order made pursuant to this act shall for the first offense upon summary conviction thereof be sentenced to pay a fine not exceeding two hundred dollars (\$200) and in default thereof such person or the responsible officers and agents of the corporation or association shall be sentenced to undergo imprisonment for not more than sixty (60) days and for a second or subsequent offense be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars (\$500) or in the case of individuals and the responsible officers and agents of corporations and associations to undergo imprisonment not exceeding six months or both

(b) For the purpose of this act any person against whom a charge is made under this act who admits his guilt by the payment of a fine before the committing magistrate or in court without indictment shall be deemed to have been convicted and such conviction and any other prior convictions in any court under an indictment may be shown by testimony in the case or before court when sentence is to be imposed without a second or other subsequent conviction having been pleaded in the information or the indictment

(c) The provisions of this act are severable and in the event of any provision hereof being declared unconstitutional it is hereby declared as the legislative intent that such unconstitutional provision shall not affect the other provisions of this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—120

Altshuler,	Felton,	Kohl,	Royer,
Andrews,	Ferster,	Kondrath,	Sax,
Bane,	Firmstone,	Kratz,	Schmidt,
Baumunk,	Flack,	Lelsey,	Scott,
Beaver,	Fox,	Loftus,	Seyler,
Bednarek,	Frank,	Madigan,	Shoemaker,
Blair,	Frost,	McCullough,	Smith, C. C.,
Bloom,	Gallagher,	McKinney,	Snider,
Bomberger,	George,	McMillen,	Sollenberger,
Boorse,	Gibson,	Mihm,	Spencer,
Bower,	Glembocki,	Mikula,	Stank,
Breisch,	Goodling,	Miller,	Stimmel,
Brice,	Graybill,	Milliken,	Tompkins,
Brown, H. S.,	Green,	Mintess,	Toomey,
Brown, W. E.,	Greenwood,	Moore, C. E.,	Varner,
Brunner,	Guthrie,	Murray,	Wachhaus,
Cadwalader,	Hall,	Najaka,	Wagner,
Clapper,	Harney,	Neff,	Waterhouse,
Clendenning,	Helm,	O'Dare,	Weidner,
Cole,	Herman,	O'Donnell,	Wescott,
Cooper,	Hewitt,	Orban,	Westrick,
Costa,	Hocker,	Price, H. W., Jr.,	Wheeler,
Dalrymple,	Hoffman,	Probert,	Wood,
DeLong,	Jennings,	Readinger,	Worley,
Dennison,	Johnson,	Reagan,	Yaffe,
Depuy,	Jump,	Reilly, J. M.,	Yeakel,
Driscoll,	Kamyk,	Riley, R. L.,	Yester,
Elder,	Keller,	Robbins,	Young,
Evans,	Kemp,	Robertson,	Ziegler,
Ewing,	Kent,	Rovansek,	Sorg,

Speaker.

NAYS—44

Amarando,	Harris,	Lovett,	Posta,
Breth,	Heatherington,	McGee,	Price, R. A.,
Bucchin,	Hersch,	McNally,	Reidenbach,
Conway,	Hunter,	Mills,	Reynolds,

Dougherty,	Jenkins,	Moran,	Scanlon,
Duffy,	Jim,	Musto,	Smith, W. B.
Filo,	Jones, G. E.,	Nixon,	Sternberg,
Floyd,	Jones, J. M.,	Olsen,	Taylor,
Gaffney,	Kirley,	Penglase,	Varallo,
Good,	Lederer,	Peta,	Weiss,
Guarnieri,	Leonard,	Pfaff,	Welsh,
Hagerty,	Limper,	Polen,	Williams,

NOT VOTING—44

Barkdoll,	Haudenshield,	Munley,	Sarraf,
Boles,	Hoggard,	Nagel,	Schuster,
Brandon,	Kline,	Needham,	Stuart,
Cochran,	Kolankiewicz,	Pentrack,	Swope,
Coleman,	Krise,	Petrosky,	Tahl,
Dye,	Kurtz,	Pettigrew,	Thompson,
Erb,	Lee,	Powers,	Verona,
Fleming,	McCormack,	Reese,	Wargo,
Greer,	Monroe,	Rose,	Watkins,
Hamilton,	Moore, H. A.,	Rosen,	Yetzer,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Mr. ANDREWS. Mr. Speaker, with the consent of the gentleman from Clearfield, Mr. Breth, I would suggest that on the succession of bills to which we are now devoting attention the initial roll call will be the roll call of all of them.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 9, as follows:

An Act to further amend section three of the act approved the eighth day of June one thousand nine hundred eleven (P. L. 712) entitled "An act relating to milk providing for the protection of the public health and the prevention of fraud and deception by regulating the sale of milk skimmed milk and cream providing penalties for the violation thereof and providing for the enforcement thereof" making first violations of said act summary offenses instead of misdemeanors and changing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section three of the act approved the eighth day of June one thousand nine hundred eleven (P. L. 712) entitled "An act relating to milk providing for the protection of the public health and the prevention of fraud and deception by regulating the sale of milk skimmed milk and cream providing penalties for the violation thereof and providing for the enforcement thereof" as amended by the act approved the second day of June one thousand nine hundred fifteen (P. L. 735) is hereby further amended to read as follows

[That any person who shall violate any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than twenty-five (25) dollars nor more than fifty (50) dollars or imprisonment for not less than thirty (30) days nor more than ninety (90) days or either or both at the discretion of the court] Any person copartnership association or corporation violating any of the provisions of this act or any rule regulation or order made pursuant to this act shall for the first offense upon summary conviction thereof be sentenced to pay a fine not exceeding two hundred dollars (\$200) and in default thereof such person or the responsible officer and agents of the corporation or association shall be sentenced to undergo imprisonment for not more than sixty (60) days and for a second or subsequent offense be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars (\$500) or in the case of individuals and the responsible officers and

agents of corporations and associations to undergo imprisonment not exceeding six months or both

If a person accused of violating section one of this act shall furnish satisfactory affidavit that nothing has been added to or taken from the milk in question which is otherwise pure and wholesome and is not below three (3) per centum of butter fat the Dairy and Food Commissioner shall file said affidavit with the record and no prosecution shall be instituted against said person This provision shall not apply to or in any way affect samples of milk purchased or obtained prior to the approval of this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—120

Altshuler,	Felton,	Kohl,	Royer,
Andrews,	Ferster,	Kondrath,	Sax,
Bane,	Firmstone,	Kratz,	Schmidt,
Baumunk,	Flack,	Leisey,	Scott,
Beaver,	Fox,	Loftus,	Seyler,
Bednarek,	Frank,	Madigan,	Shoemaker,
Blair,	Frost,	McCullough,	Smith, C. C.,
Bloom,	Gallagher,	McKinney,	Snider,
Bomberger,	George,	McMillen,	Sollenberger,
Boorse,	Gibson,	Mihm,	Spencer,
Bower,	Glembocki,	Mikula,	Stank,
Breisch,	Goodling,	Miller,	Stimmel,
Brice,	Graybill,	Milliken,	Tompkins,
Brown, H. S.,	Green,	Mintess,	Toomey,
Brown, W. E.,	Greenwood,	Moore, C. E.,	Varner,
Brunner,	Guthrie,	Munley,	Wachhaus,
Cadwalader,	Hall,	Najaka,	Wagner,
Clapper,	Harney,	Neff,	Waterhouse,
Clendenning,	Helm,	O'Dare,	Weidner,
Cole,	Herman,	O'Donnell,	Wescott,
Cooper,	Hewitt,	Orban,	Westrick,
Costa,	Hocker,	Price, H. W., Jr.,	Wheeler,
Dalrymple,	Hoffman,	Propert,	Wood,
DeLong,	Jennings,	Readinger,	Worley,
Dennison,	Johnson,	Reagan,	Yaffe,
Depuy,	Jump,	Reilly, J. M.,	Yeakel,
Driscoll,	Kamyk,	Riley, R. L.,	Yester,
Elder,	Keller,	Robbins,	Young,
Evans,	Kemp,	Robertson,	Ziegler,
Ewing,	Kent,	Rovansek,	Sorg,

Speaker.

NAYS—44

Amarando,	Harris,	Lovett,	Posta,
Breth,	Heatherington,	McGee,	Price, R. A.,
Bucchin,	Hersch,	McNally,	Reidenbach,
Conway,	Hunter,	Mills,	Reynolds,
Dougherty,	Jenkins,	Moran,	Scanlon,
Duffy,	Jim,	Musto,	Smith, W. B.,
Filo,	Jones, G. E.,	Nixon,	Sternberg,
Floyd,	Jones, J. M.,	Olsen,	Taylor,
Gaffney,	Kirley,	Penglase,	Varallo,
Good,	Lederer,	Peta,	Weiss,
Guarnieri,	Leonard,	Pfaff,	Welsh,
Hagerty,	Limper,	Polen,	Williams,

NOT VOTING—44

Barkdoll,	Haudenshield,	Murray,	Sarraf,
Boles,	Hoggard,	Nagel,	Schuster,
Brandon,	Kline,	Needham,	Stuart,
Cochran,	Kolankiewicz,	Pentrack,	Swope,
Coleman,	Krise,	Petrosky,	Tahl,
Dye,	Kurtz,	Pettigrew,	Thompson,
Erb,	Lee,	Powers,	Verona,
Fleming,	McCormack,	Reese,	Wargo,
Greer,	Monroe,	Rose,	Watkins,
Hamilton,	Moore, H. A.,	Rosen,	Yetzer,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 10, as follows:

An Act to amend section four of the act approved the third day of March one thousand nine hundred twenty-five (P. L. 10) entitled "An act relating to fruit syrups and prohibiting the manufacture sale offering for sale exposing for sale or having in possession with intent to sell of any adulterated or misbranded fruit syrups and providing penalties for the violation thereof and providing for the enforcement thereof" making first violations of said act summary offenses instead of misdemeanors and changing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four of the act approved the third day of March one thousand nine hundred twenty-five (P. L. 10) entitled "An act relating to fruit syrups and prohibiting the manufacture sale offering for sale exposing for sale or having in possession with intent to sell of any adulterated or misbranded fruit syrups and providing penalties for the violation thereof and providing for the enforcement thereof" is hereby amended to read as follows

Section 4 (Any person who shall violate any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than fifty (\$50) dollars nor more than one hundred (\$100) dollars or to undergo an imprisonment of not less than thirty (30) days nor more than sixty (60) days or both or either at the discretion of the court) any person copartnership association or corporation violating any of the provisions of this act or any rule regulation or order made pursuant to this act shall for the first offense upon summary conviction thereof be sentenced to pay a fine not exceeding two hundred dollars (\$200) and in default thereof such person or the responsible officers and agents of the corporation or association shall be sentenced to undergo imprisonment for not more than sixty (60) days and for a second or subsequent offense be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars (\$500) or in the case of individuals and the responsible officers and agents of corporations and associations to undergo imprisonment not exceeding six months or both

And said bill having been read at length the third time. considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—120

Altshuler,	Felton,	Kohl,	Royer,
Andrews,	Ferster,	Kondrath,	Sax,
Bane,	Firmstone,	Kratz,	Schmidt,
Baumunk,	Flack,	Lelsey,	Scott,
Beaver,	Fox,	Loftus,	Seyler,
Bednarek,	Frank,	Madigan,	Shoemaker,
Blair,	Frost,	McCullough,	Smith, C. C.,
Bloom,	Gallagher,	McKinney,	Snider,
Bomberger,	George,	McMillen,	Sollenberger,
Boorse,	Gibson,	Mihm,	Spencer,
Bower,	Glembocki,	Mikula,	Stank,
Brelach,	Goodling,	Miller,	Stimmel,
Brice,	Graybill,	Milliken,	Tompkins,
Brown, H. S.,	Green,	Mintess,	Toomey,
Brown, W. E.,	Greenwood,	Moore, C. E.,	Varnier,
Brunner,	Guthrie,	Murray,	Wachhaus,
Cadwalader,	Hall,	Najaka,	Wagner,
Clapper,	Harney,	Neff,	Waterhouse,
Clendenen,	Helm,	O'Dare,	Weidner,

Cole,	Herman,	O'Donnell,	Wescott,
Cooper,	Hewitt,	Orban,	Westrick,
Costa,	Hocker,	Price, H. W., Jr.,	Wheeler,
Dalrymple,	Hoffman,	Propert,	Wood,
DeLong,	Jennings,	Readinger,	Worley,
Dennison,	Johnson,	Reagan,	Yaffe,
Depuy,	Jump,	Reilly, J. M.,	Yeakel,
Driscoll,	Kamyk,	Riley, R. L.,	Yester,
Elder,	Keller,	Robbins,	Young,
Evans,	Kemp,	Robertson,	Ziegler,
Ewing,	Kent,	Rovansek,	Sorg,

Speaker

NAYS—45

Amarando,	Harris,	Lovett,	Polen,
Breth,	Heatherington,	McGee,	Posta,
Bucchin,	Hersch,	McNally,	Price, R. A.,
Conway,	Hunter,	Mills,	Reidenbach,
Dougherty,	Jenkins,	Moran,	Reynolds,
Duffy,	Jlm,	Musto,	Scanlon,
Filo,	Jones, G. E.,	Nixon,	Smith, W. B.,
Floyd,	Jones, J. M.,	Olsen,	Sternberg,
Gaffney,	Kirley,	Pengilase,	Taylor,
Good,	Lederer,	Pentrack,	Varallo,
Guarnieri,	Leonard,	Peta,	Weiss,
Hagerty,	Limper,	Petrosky,	Welsh,
		Praff,	Williams,

NOT VOTING—43

Barkdoll,	Haudenshield,	Munley,	Schuster,
Boles,	Hoggard,	Nagel,	Stuart,
Brandon,	Kline,	Needham,	Swope,
Cochran,	Kolankiewicz,	Pettigrew,	Tahl,
Coleman,	Krise,	Powers,	Thompson,
Dye,	Kurtz,	Reese,	Verona,
Erb,	Lee,	Rose,	Wargo,
Fleming,	McCormack,	Rosen,	Watkins,
Greer,	Monroe,	Sarraf,	Yetzer,
Hamilton,	Moore, H. A.,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 11, as follows:

An Act to amend section three of the act approved the twenty-ninth day of June one thousand nine hundred twenty-three (P. L. 929) entitled "A supplement to an act approved the twenty-first day of March one thousand nine hundred twenty-three entitled "An act for the prevention of fraud and the protection of the public health relating to milk cream or skimmed milk whether or not condensed evaporated concentrated dried powdered or dessicated prohibiting the introduction of foreign fats into them regulating the sale of and defining condensed concentrated and evaporated milk stipulating penalties for the infraction thereof and providing for the enforcement thereof" defining condensed concentrated and evaporated skimmed milk and compounds thereof regulating the manufacture sale and exchange thereof and providing penalties" making first violations of said act summary offenses instead of misdemeanors and changing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section three of the act approved the twenty-ninth day of June one thousand nine hundred twenty-three (P. L. 929) entitled "A supplement to an act approved the twenty-first day of March one thousand nine hundred twenty-three entitled "An act for the prevention of fraud and the protection of the public health relating to milk cream or skimmed milk whether or not condensed evaporated concentrated dried powdered or dessicated prohibiting the introduction of foreign fats into them regulating the sale of and defining condensed concentrated and evaporated milk stipulating penalties

for the infraction thereof and providing for the enforcement thereof defining condensed concentrated and evaporated skimmed milk and compounds thereof regulating the manufacture sale and exchange thereof and providing penalties" is hereby amended to read as follows

Section 3 [Any] [any violation of the provisions of this act is hereby declared to be a misdemeanor and any firm or corporation or person whether individually or as a member of a firm or a responsible agent or officer of a corporation which or who shall be convicted of such violation shall for every such offense be subject to the penalties provided for in the act to which his is a supplement] Any person copartnership association or corporation violating the provisions of this act shall for the first offense upon summary conviction thereof be sentenced to pay a fine not exceeding two hundred dollars (\$200) an default thereof such person or the responsible officers and agents of the corporation or association shall be sentenced to undergo imprisonment for not more than sixty (60) days and for a second or subsequent offense be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars (\$500) or in the case of individuals and the responsible officers and agents or corporations and associations to undergo imprisonment not exceeding six months or both

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—120.

Altshuler,	Felton,	Kohl,	Royer,
Andrews,	Ferster,	Kondrath,	Sax,
Bane,	Firmstone,	Kratz,	Schmidt,
Baumunk,	Flack,	Lelsey,	Scott,
Beaver,	Fox,	Loftus,	Seyler,
Bednarek,	Frank,	Madigan,	Shoemaker,
Blair,	Frost,	McCullough,	Smith, C. C.,
Bloom,	Gallagher,	McKinney,	Snider,
Bomberger,	George,	McMillen,	Sollenberger,
Boorse,	Gibson,	Mihm,	Spencer,
Bower,	Glembocki,	Mikula,	Stank,
Brelschi,	Goodling,	Miller,	Stimmel,
Brice,	Graybill,	Milliken,	Tompkins,
Brown, H. S.,	Green,	Mintess,	Toomey,
Brown, W. E.,	Greenwood,	Moore, C. E.,	Varnier,
Brunner,	Guthrie,	Murray,	Wachhaus,
Cadwalader,	Hall,	Najaka,	Wagner,
Clapper,	Harney,	Neff,	Waterhouse,
Clendening,	Helm,	O'Dare,	Weidner,
Cole,	Herman,	O'Donnell,	Wescott,
Cooper,	Hewitt,	Orban,	Westrick,
Costa,	Hocker,	Price, H. W., Jr.,	Wheeler,
Dalrymple,	Hoffman,	Propert,	Wood,
DeLong,	Jennings,	Readinger,	Worley,
Dennison,	Johnson,	Reagan,	Yaffe,
Depuy,	Jump,	Relly, J. M.,	Yeakel,
Driscoll,	Kamyk,	Riley, R. L.,	Yester,
Elder,	Keller,	Robbins,	Young,
Evans,	Kemp,	Robertson,	Ziegler,
Ewing,	Kent,	Rovansek,	Sorg,

Speaker

NAYS—45.

Amarando,	Harris,	Lovett,	Polen,
Breth,	Heatherington,	McGee,	Posta,
Bucchin,	Hersch,	McNally,	Price, R. A.,
Conway,	Hunter,	Mills,	Reidenbach,
Dougherty,	Jenkins,	Moran,	Reynolds,
Duffy,	Jim,	Musto,	Scanlon,
Filo,	Jones, G. E.,	Nixon,	Smith, W. B.,
Floyd,	Jones, J. M.,	Olsen,	Sternberg,
Gaffney,	Kirley,	Penglase,	Taylor,
Good,	Lederer,	Peta,	Varallo,
Guarnieri,	Leonard,	Petrosky,	Weiss,
Hagerty,	Limper,	Pfaff,	Welsh,
			Williams,

NOT VOTING—43.

Barkdoll,	Haudenshield,	Munley,	Schuster,
Boles,	Hoggard,	Nagel,	Stuart,
Brandon,	Kline,	Needham,	Swope,
Cochran,	Kolankiewicz,	Pentrack,	Tahl,
Coleman,	Krise,	Pettigrew,	Thompson,
Dye,	Kurtz,	Powers,	Verona,
Erb,	Lee,	Reese,	Wargo,
Fleming,	McCormack,	Rose,	Watkins,
Greer,	Monroe,	Rosen,	Yetzer,
Hamilton,	Moore, H. A.,	Sarrafi,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 12, as follows:

An Act to amend section four of the act approved the twenty-first day of March one thousand nine hundred twenty-three (P. L. 28) entitled "An act for the prevention of fraud and the protection of the public health relating to milk cream or skimmed milk whether or not condensed evaporated concentrated dried powdered or desiccated prohibiting the introduction of foreign fats into them regulating the sale of and defining condensed concentrated and evaporated milk stipulating penalties for the infraction thereof and providing for the enforcement thereof" making first violations of said act summary offenses instead of misdemeanors and changing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four of the act approved the twenty-first day of March one thousand nine hundred twenty-three (P. L. 28) entitled "An act for the prevention of fraud and the protection of the public health relating to milk cream or skimmed milk whether or not condensed evaporated concentrated dried powdered or desiccated prohibiting the introduction of foreign fats into them regulating the sale of and defining condensed concentrated and evaporated milk stipulating penalties for the infraction thereof and providing for the enforcement thereof" is hereby amended to read as follows

Section 4 [Any violation of the provisions of this act is hereby declared to be a misdemeanor and any person whether individually or as a member of a partnership or as a responsible agent or officer of an incorporate body who shall be convicted of such violation either on his own behalf or in the interest of a corporate body shall be sentenced to undergo an imprisonment of not less than thirty (30) days nor more than sixty (60) days or to pay a fine of not less than fifty (\$50) dollars nor more than one hundred dollars (\$100) or both] Any person copartnership association or corporation violating any of the provisions of this act or any rule regulation or order made pursuant to this act shall for the first offense upon summary conviction thereof be sentenced to pay a fine not exceeding two hundred dollars (\$200) and in default thereof such person or the responsible officers and agents of the corporation or association shall be sentenced to undergo imprisonment for not more than sixty (60) days and for a second or subsequent offense be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars (\$500) or in the case of individuals and the responsible officers and agents of corporations and associations to undergo imprisonment not exceeding six months or both

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—120

Altschuler,	Felton,	Kohl,	Royer,
Andrews,	Ferster,	Kondrath,	Sax,
Bane,	Firmstone,	Kratz,	Schmidt,
Baumunk,	Flack,	Lelsey,	Scott,
Beaver,	Fox,	Loftus,	Seyler,
Bednarek,	Frank,	Madigan,	Shoemaker,
Blair,	Frost,	McCullough,	Smith, C. C.,
Bloom,	Gallagher,	McKinney,	Snider,
Bomberger,	George,	McMillen,	Sollenberger,
Boorse,	Gibson,	Mihm,	Spencer,
Bower,	Glembocki,	Mikula,	Stank,
Breisch,	Goodling,	Miller,	Stimmel,
Brice,	Graybill,	Milliken,	Tompkins,
Brown, H. S.,	Green,	Mintess,	Toomey,
Brown, W. E.,	Greenwood,	Moore, C. E.,	Varner,
Brunner,	Guthrie,	Murray,	Wachhaus,
Cadwalader,	Hall,	Najaka,	Wagner,
Clapper,	Harney,	Neff,	Waterhouse,
Clendenning,	Helm,	O'Dare,	Weldner,
Cole,	Herman,	O'Donnell,	Wescott,
Cooper,	Hewitt,	Orban,	Westrick,
Costa,	Hocker,	Price, H. W., Jr.,	Wheeler,
Dalrymple,	Hoffman,	Probert,	Wood,
DeLong,	Jennings,	Readinger,	Worley,
Dennison,	Johnson,	Reagan,	Yaffe,
Depuy,	Jump,	Reilly, J. M.,	Yeakel,
Driscoll,	Kamyk,	Riley, R. L.,	Yester,
Elder,	Keller,	Robbins,	Young,
Evans,	Kemp,	Robertson,	Ziegler,
Ewing,	Kent,	Rovansek,	Sorg,

Speaker

NAYS—45

Amarando,	Harris,	Lovett,	Polen,
Breth,	Heatherington,	McGee,	Posta,
Bucchin,	Hersch,	McNally,	Price, R. A.,
Conway,	Hunter,	Mills,	Reidenbach,
Dougherty,	Jenkins,	Moran,	Reynolds,
Duffy,	Jim,	Musto,	Scanlon,
Filo,	Jones, G. E.,	Nixon,	Smith, W. B.,
Floyd,	Jones, J. M.,	Olsen,	Sternberg,
Gaffney,	Kirley,	Pengilase,	Taylor,
Good,	Lederer,	Peta,	Varallo,
Guarnieri,	Leonard,	Petrosky,	Weiss,
Hagerty,	Limper,	Pfaff,	Welsh,
			Williams,

NOT VOTING—43

Barkdoll,	Haudenschild,	Munley,	Schuster,
Boles,	Hoggard,	Nagel,	Stuart,
Brandon,	Kline,	Needham,	Swope,
Cochran,	Kolankiewicz,	Pentrack,	Tahl,
Coleman,	Krise,	Pettigrew,	Thompson,
Dye,	Kurtz,	Powers,	Verona,
Erb,	Lee,	Reese,	Wargo,
Fleming,	McCormack,	Rose,	Watkins,
Greer,	Monroe,	Rosen,	Yetzer,
Hamilton,	Moore, H. A.,	Sarraf,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 13, as follows:

An Act to amend section three of the act approved the tenth day of July one thousand nine hundred nineteen (P. L. 900) entitled "An act relating to eggs prohibiting the sale offering for sale exposing for sale or having in possession with intent to sell eggs for and as fresh that are not fresh eggs or of branding or of labeling or marking eggs as being fresh eggs that are not fresh eggs prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof" making first violations of said act summary offenses instead of misdemeanors and changing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section three of the act approved the tenth day of July one thousand nine hundred nineteen (P. L. 900) entitled "An act relating to eggs prohibiting the sale offering for sale exposing for sale or having in possession with intent to sell eggs for and as fresh that are not fresh eggs or of branding or of labeling or marking eggs as being fresh eggs that are not fresh eggs prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof" is hereby amended to read as follows

Section 3 [Any person violating any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than ten (\$10) dollars nor more than fifty (\$50) dollars or upon default of payment or such fine to be imprisoned in the county jail for not more than ten days] any person copartnership association or corporation violating any of the provisions of this act or any rule regulation or order made pursuant to this act shall for the first offense upon summary conviction thereof be sentenced to pay a fine not exceeding two hundred dollars (\$200) and in default thereof such person or the responsible officers and agents of the corporation or association shall be sentenced to undergo imprisonment for not more than sixty (60) days and for a second or subsequent offense be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars (\$500) or in the case of individuals and the responsible officers and agents of corporations and associations to undergo imprisonment not exceeding six months or both

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—120

Altschuler,	Felton,	Kohl,	Royer,
Andrews,	Ferster,	Kondrath,	Sax,
Bane,	Firmstone,	Kratz,	Schmidt,
Baumunk,	Flack,	Lelsey,	Scott,
Beaver,	Fox,	Loftus,	Seyler,
Bednarek,	Frank,	Madigan,	Shoemaker,
Blair,	Frost,	McCullough,	Smith, C. C.,
Bloom,	Gallagher,	McKinney,	Snider,
Bomberger,	George,	McMillen,	Sollenberger,
Boorse,	Gibson,	Mihm,	Spencer,
Bower,	Glembocki,	Mikula,	Stank,
Breisch,	Goodling,	Miller,	Stimmel,
Brice,	Graybill,	Milliken,	Tompkins,
Brown, H. S.,	Green,	Mintess,	Toomey,
Brown, W. E.,	Greenwood,	Moore, C. E.,	Varner,
Brunner,	Guthrie,	Murray,	Wachhaus,
Cadwalader,	Hall,	Najaka,	Wagner,
Clapper,	Harney,	Neff,	Waterhouse,
Clendenning,	Helm,	O'Dare,	Weldner,
Cole,	Herman,	O'Donnell,	Wescott,
Cooper,	Hewitt,	Orban,	Westrick,
Costa,	Hocker,	Price, H. W., Jr.,	Wheeler,
Dalrymple,	Hoffman,	Probert,	Wood,
DeLong,	Jennings,	Readinger,	Worley,
Dennison,	Johnson,	Reagan,	Yaffe,
Depuy,	Jump,	Reilly, J. M.,	Yeakel,
Driscoll,	Kamyk,	Riley, R. L.,	Yester,
Elder,	Keller,	Robbins,	Young,
Evans,	Kemp,	Robertson,	Ziegler,
Ewing,	Kent,	Rovansek,	Sorg,

Speaker

NAYS—45

Amarando,	Harris,	Lovett,	Polen,
Breth,	Heatherington,	McGee,	Posta,
Bucchin,	Hersch,	McNally,	Price, R. A.,
Conway,	Hunter,	Mills,	Reidenbach,
Dougherty,	Jenkins,	Moran,	Reynolds,
Duffy,	Jim,	Musto,	Scanlon,
Filo,	Jones, G. E.,	Nixon,	Smith, W. B.,

Floyd, Gaffney, Good, Guarnieri, Hagerty,	Jones, J. M., Kirley, Lederer, Leonard, Limper,	Olsen, Penglase, Peta, Petrosky, Pfaff,	Sternberg, Taylor, Varallo, Weiss, Welsh, Williams,
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NOT VOTING—43

Barkdoll, Boles, Brandon, Cochran, Coleman, Dye, Erb, Fleming, Greer, Hamilton,	Haudenshield, Hoggard, Kline, Kolankiewicz, Krise, Kurtz, Lee, McCormack, Mohrroe, Moore, H. A.,	Munley, Nagel, Needham, Pentrack, Pettigrew, Powers, Reese, Rose, Rosen, Sarraf,	Schuster, Stuart, Swope, Tahl, Thompson, Verona, Wargo, Watkins, Yetzer,
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 14 as follows:

An Act to amend section one of the act approved the twenty-eighth day of March one thousand nine hundred five (P. L. 64) entitled "An act to prohibit the selling shipping consigning offering for sale exposing for sale or having in possession with intent to sell as fresh any meat poultry game fish or shell fish which contains any substance or article possessing a preservative or coloring character or action making the same a misdemeanor and to prescribe penalties and punishment for violations and the means and the methods of procedure for the enforcement thereof" making the first violations of said act summary offenses instead of misdemeanors and changing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twenty-eighth day of March one thousand nine hundred five (P. L. 64) entitled "An act to prohibit the selling shipping consigning offering for sale exposing for sale or having in possession with intent to sell as fresh any meat poultry game fish or shell fish which contains any substance or article possessing a preservative or coloring character or action making the same a misdemeanor and to prescribe penalties and punishment for violations and the means and methods of procedure for the enforcement thereof" is hereby amended to read as follows

Section 1 Be it enacted &c That if any person firm or corporate body shall by himself herself or themselves or by his her or their or its agents or servants sell ship consign offer for sale expose for sale or have in possession with intent to sell as fresh any meat poultry game or shell fish which contains any substance article or ingredient possessing a preservative character or action or which contains any coal-tar dye or any other substance or ingredient possessing a coloring character or action [shall be deemed guilty of a misdemeanor and upon conviction thereof in the court of quarter sessions of the peace of the proper county shall be sentenced to pay a fine of not less than one hundred dollars nor more than two hundred dollars and all costs or to undergo an imprisonment in the county jail not less than sixty days nor more than ninety days or both at the discretion of the court and upon conviction of any subsequent offense shall be punished by a fine of not less than two hundred dollars nor more than five hundred dollars or be imprisoned not less than sixty days nor more than four months or both or either at the discretion of the court] shall for the first offense upon summary conviction thereof be sentenced to pay a fine not exceeding two hundred dollars (\$200) and in default thereof such person or the

responsible officers and agents of the corporation or association shall be sentenced to undergo imprisonment for not more than sixty (60) days and for a second or subsequent offense be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars (\$500) or in the case of individuals and the responsible officers and agents of corporations and associations to undergo imprisonment not exceeding six months or both Provided That nothing in this section shall prohibit the use of ice as a preservative or proper refrigeration

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—120

Altshuler, Andrews, Bane, Baumunk, Beaver, Bednarek, Blair, Bloom, Bomberger, Boorse, Bower, Brelsch, Brice, Brown, H. S., Brown, W. E., Brunner, Cadwalader, Clapper, Clendenen, Cole, Cooper, Costa, Dalrymple, DeLong, Dennison, Depuy, Driscoll, Elder, Evans, Ewing,	Felton, Ferster, Firmstone, Flack, Fox, Frank, Frost, Gallagher, George, Gibson, Glembocki, Goodling, Graybill, Green, Greenwood, Guthrie, Hall, Harney, Helm, Herman, Hewitt, Hocker, Hoffman, Jennings, Jump, Kamyk, Keller, Kemp, Kent, Kohl,	Kondrath, Kratz, Lelsey, Loftus, Madigan, McCullough, McKinney, McMillen, Mihm, Mikula, Miller, Milliken, Mintess, Moore, C. E., Murray, Najaka, Neff, O'Dare, O'Donnell, Orban, Price, H. W., Jr., Propert, Readinger, Reagan, Reilly, J. M., Riley, R. L., Robbins, Robertson, Rovanssek, Royer,	Sax, Schmidt, Scott, Seyler, Shoemaker, Smith, C. C., Snider, Sollenberger, Spencer, Stank, Stimmel, Tompkins, Toomey, Varner, Wachhaus, Wagner, Waterhouse, Weidner, Wescott, Westrick, Wheeler, Wood, Worley, Yaffe, Yeakel, Yester, Young, Ziegler, Sorg, Speaker
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NAYS—45

Amarando, Breth, Bucchin, Conway, Dougherty, Duffy, Filo, Floyd, Gaffney, Good, Guarnieri, Hagerty,	Harris, Heatherington, Hersch, Hunter, Jenkins, Jim, Jones, G. E., Jones, J. M., Kirley, Lederer, Leonard, Limper,	Lovett, McGee, McNally, Mills, Moran, Musto, Nixon, Olsen, Penglase, Peta, Petrosky, Pfaff,	Polen, Posta, Price, R. A., Reidenbach, Reynolds, Scanlon, Smith, W. B., Sternberg, Taylor, Varallo, Weiss, Welsh, Williams,
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NOT VOTING—43

Barkdoll, Boles, Brandon, Cochran, Coleman, Dye, Erb, Fleming, Greer, Hamilton,	Haudenshield, Hoggard, Johnson, Kline, Kolankiewicz, Krise, Kurtz, Lee, McCormack, Mohrroe,	Moore, H. A., Munley, Nagel, Needham, Pentrack, Pettigrew, Powers, Reese, Rose, Rosen,	Sarraf, Schuster, Stuart, Swope, Tahl, Thompson, Verona, Wargo, Watkins, Yetzer,
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 15, as follows:

An Act to amend section twelve of the act approved the twenty-sixth day of June one thousand nine hundred nineteen (P. L. 670) entitled "An act defining cold storage and regulating time of storage of certain articles of food and providing penalties for the violation of the provisions of this act" making first violations of said act summary offenses instead of misdemeanors and changing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section twelve of the act approved the twenty-sixth day of June one thousand nine hundred nineteen (P. L. 670) entitled "An act defining cold storage and regulating time of storage of certain articles of food and providing penalties for the violation of the provisions of this act" is hereby amended to read as follows

Section 12 [And person firm or corporation violating any provision of this act shall be guilty of a misdemeanor and shall upon conviction be punished for the first offense by a fine not exceeding two hundred dollars (\$200) and for the second or any subsequent offense by a fine not exceeding three hundred dollars (\$300) or by an imprisonment of not more than one year or by both such fine and imprisonment in the discretion of the court] Any person copartnership association or corporation violating any of the provisions of this act or any rule regulation or order made pursuant to this act shall for the first offense upon summary conviction thereof be sentenced to pay a fine not exceeding two hundred dollars (\$200) and in default thereof such person or the responsible officers and agents of the corporation or association shall be sentenced to undergo imprisonment for not more than sixty (60) days and for a second or subsequent offense be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars (\$500) or in the case of individuals and the responsible officers and agents of corporations and associations to undergo imprisonment not exceeding six months or both.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—120

Altshuler,	Felton,	Kohl,	Royer,
Andrews,	Ferster,	Kondrath,	Sax,
Bane,	Firmstone,	Kratz,	Schmidt,
Baumunk,	Flack,	Lelsey,	Scott,
Beaver,	Fox,	Loftus,	Seyler,
Bednarek,	Frank,	Madigan,	Shoemaker,
Blair,	Frost,	McCullough,	Smith, C. C.,
Bloom,	Gallagher,	McKinney,	Snider,
Bomberger,	George,	McMillen,	Sollenberger,
Boorse,	Gibson,	Mihm,	Spencer,
Bower,	Glembocki,	Mikula,	Stank,
Breisch,	Goodling,	Miller,	Stimmel,
Brice,	Graybill,	Milliken,	Tompkins,
Brown, H. S.,	Green,	Mintess,	Toomey,
Brown, W. E.,	Greenwood,	Moore, C. E.,	Varner,
Brunner,	Guthrie,	Murray,	Wachhaus,
Cadwalader,	Hall,	Najaka,	Wagner,
Clapper,	Harney,	Neff,	Waterhouse,
Clendenning,	Helm,	O'Dare,	Weldner,
Cole,	Herman,	O'Donnell,	Wescott,
Cooper,	Hewitt,	Orban,	Westrick,
Costa,	Hocker,	Price, H. W., Jr.,	Wheeler,
Dalrymple,	Hoffman,	Propert,	Wood,
DeLong,	Jennings,	Readinger,	Worley,
Dennison,	Johnson,	Reagan,	Yaffe,
Depuy,	Jump,	Reilly, J. M.,	Yeakel,
Driscoll,	Kamyk,	Riley, R. L.,	Yester,
Elder,	Keller,	Robbins,	Young,
Evans,	Kemp,	Robertson,	Ziegler,

Ewing,

Kent,

Rovansek,

Sorg,

Speaker

NAYS—45

Amarando,	Heatherington,	McGee,	Posta,
Breth,	Hersch,	McNally,	Price, R. A.,
Bucchin,	Hunter,	Mills,	Reidenbach,
Conway,	Jenkins,	Moran,	Reynolds,
Dougherty,	Jim,	Musto,	Scanlon,
Duffy,	Jones, G. E.,	Nixon,	Smith, W. B.,
Fillo,	Jones, J. M.,	Olsen,	Sternberg,
Floyd,	Kirley,	Penglase,	Taylor,
Gaffney,	Lederer,	Peta,	Varallo,
Good,	Leonard,	Petrosky,	Weiss,
Guarnieri,	Limper,	Pfaff,	Welsh,
Hagerty,	Lovett,	Polen,	Williams,
Harris,			

NOT VOTING—43

Barkdoll,	Haudenshield,	Munley,	Schuster,
Boles,	Hoggard,	Nagel,	Stuart,
Brandon,	Kline,	Needham,	Swope,
Cochran,	Kolankiewicz,	Pentrack,	Tahl,
Coleman,	Krise,	Pettigrew,	Thompson,
Dye,	Kurtz,	Powers,	Verona,
Erb,	Lee,	Reese,	Wargo,
Fleming,	McCormack,	Rose,	Watkins,
Greer,	Monroe,	Rosen,	Yetzer,
Hamilton,	Moore, H. A.,	Sarra,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 16, as follows:

An Act to further amend section one of the act approved the tenth day of June one thousand eight hundred ninety-seven (P. L. 142) entitled "An act to prohibit the adulteration or coloring of milk or cream by the addition of so called preservatives or coloring matter and to provide for the enforcement of the same" making first violations of said act summary offenses instead of misdemeanors and changing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the tenth day of June one thousand eight hundred ninety-seven (P. L. 142) entitled "An act to prohibit the adulteration or coloring of milk or cream by the addition of so called preservatives or coloring matter and to provide for the enforcement of the same" as amended by the act approved the nineteenth day of April one thousand nine hundred one (P. L. 85) is hereby further amended to read as follows

Section 1 Be it enacted &c That if any person firm or corporate body by himself herself or themselves or by his her or their agents or servants shall offer for sale expose for sale sell or have in possession with intent to sell for human consumption milk or cream to which has been added boracic acid salt boracic acid salicylic acid salicylate of soda formaline formaldehyde sodium fluoride sodium benzoate or any other compound or substance for the purpose of preserving or coloring the same [shall be deemed guilty of a misdemeanor and upon conviction thereof in the court of Quarter Sessions of the proper county shall be sentenced to pay a fine of not less than fifty nor more than one hundred dollars or to undergo an imprisonment not exceeding sixty days or both at the discretion of the court] shall for the first offense upon summary conviction thereof be sentenced to pay a fine not exceeding two hundred dollars (\$200) and in default thereof such person or the responsible officers and agents of the corporation or association shall be sentenced to undergo imprisonment for not more than sixty (60) days and for a second or subsequent offense be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars (\$500) or in the case of individuals and the responsible

officers and agents or corporations and associations to undergo imprisonment not exceeding six months or both.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—120

Altshuler,	Ferster,	Kondrath,	Sax,
Andrews,	Firmstone,	Kratz,	Schmidt,
Bane,	Flack,	Lelsey,	Scott,
Baumunk,	Fox,	Loftus,	Seyler,
Beaver,	Frank,	Madigan,	Shoemaker,
Bednarek,	Frost,	McCullough,	Smith, C. C.,
Blair,	Gallagher,	McKinney,	Snider,
Bloom,	George,	McMillen,	Sollenberger,
Bomberger,	Gibson,	Mihm,	Spencer,
Boorse,	Glembocki,	Mikula,	Stank,
Bower,	Goodling,	Miller,	Stimmel,
Breisch,	Graybill,	Milliken,	Tompkins,
Brown, H. S.,	Green,	Mintess,	Toomey,
Brown, W. E.,	Greenwood,	Moore, C. E.,	Varner,
Brunner,	Guthrie,	Murray,	Wachhaus,
Cadwalader,	Hall,	Najaka,	Wagner,
Clapper,	Hamilton,	Neff,	Waterhouse,
Clendenning,	Helm,	O'Dare,	Weidner,
Cole,	Herman,	O'Donnell,	Wescott,
Cooper,	Hewitt,	Orban,	Westrick,
Costa,	Hocker,	Price, H. W., Jr.,	Wheeler,
Dalrymple,	Hoffman,	Probert,	Wood,
DeLong,	Jennings,	Readinger,	Worley,
Dennison,	Johnson,	Reagan,	Yaffe,
Depuy,	Jump,	Reilly, J. M.,	Yeakel,
Driscoll,	Kamyk,	Riley, R. L.,	Yester,
Elder,	Keller,	Robbins,	Young,
Evans,	Kemp,	Robertson,	Ziegler,
Ewing,	Kent,	Rovansek,	Sorg,
Felton,	Kohl,	Royer,	Speaker

NAYS—45

Amarando,	Harris,	Lovett,	Polen,
Breth,	Heatherington,	McGee,	Posta,
Bucchin,	Hersch,	McNally,	Price, R. A.,
Conway,	Hunter,	Mills,	Reidenbach,
Dougherty,	Jenkins,	Moran,	Reynolds,
Duffy,	Jim,	Musto,	Scanlon,
Filo,	Jones, G. E.,	Nixon,	Smith, W. B.,
Floyd,	Jones, J. M.,	Olsen,	Sternberg,
Gaffney,	Kirley,	Penglase,	Taylor,
Good,	Lederer,	Pentrack,	Varallo,
Guarnieri,	Leonard,	Peta,	Weiss,
Hagerty,	Limper,	Petrosky,	Welsh,
		Praff,	Williams,

NOT VOTING—43

Barkdoll,	Harney,	Moore, H. A.,	Schuster,
Boies,	Haudenschild,	Munley,	Stuart,
Brandon,	Hoggard,	Nagel,	Swope,
Brice,	Kline,	Needham,	Tahl,
Cochran,	Kolankiewicz,	Pettigrew,	Thompson,
Coleman,	Krise,	Powers,	Verona,
Dye,	Kurtz,	Reese,	Wargo,
Erb,	Lee,	Rose,	Watkins,
Fleming,	McCormack,	Rosen,	Yetzer,
Greer,	Monroe,	Sarra,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 17, as follows:

An Act to amend section two of the act approved the twenty-sixth day of March one thousand nine hundred twenty-five (P. L. 83) entitled "An act for the protection

of public health by regulating the serving of milk for drinking purposes to patrons of hotels restaurants lunch rooms fountains and dining cars and providing offenses instead of misdemeanors and changing penalties

On the question,

Will the House agree to the bill on third reading?

Mr. BRUNNER. Mr. Speaker, it has been called to my attention that House Bill 17, which we are about to consider, has a defect in the title. I think it is the duty of this House to amend this title before we present it to the membership for passage, and I therefore move that this bill be passed over.

BILL PASSED OVER

There being no objection House Bill No. 17, Printer's No. 25, was passed over at the request of Mr. BRUNNER.

RESOLUTION

TO AMEND HOUSE RULE No. 40

The SPEAKER. The Chair lays before the House a resolution presented by Messrs. WEISS and MILLS amending and changing House Rule No. 40, which was filed yesterday.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 31, 1949.

Resolved, That Rule 40 of the House of Representatives be amended to read as follows:

40. That when a bill or resolution has been ten calendar days in the hands of a committee after having been referred to it, any committee may be discharged from further consideration of the bill or resolution upon written petition, signed by fifty-three or more Members.

RESOLUTION COMMITTED

Mr. BRUNNER. Mr. Speaker, I move that this resolution be committed to the Committee on Rules.

The motion was agreed to.

RESOLUTION

Mr. SCANLON offered a resolution which was filed with the Clerk.

Mr. ANDREWS offered a resolution which was filed with the Clerk.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. GUARNIERI asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. AMARANDO asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

PERMISSION TO ADDRESS HOUSE

Mr. JIM asked for and obtained unanimous consent to address the House.

Mr. Speaker, on January 4th I was sworn in as a member of the House of Representatives in the General Assembly. For me to have the honor of being elected and serve here in the Capitol in Harrisburg has been a long and strenuous endeavor.

I was born April 27, 1893 in Whitney, Pennsylvania in Unity Township, first district of Westmoreland County, and have lived in the community of Latrobe all my life.

I am married and have three children.

My Work History: Office Work—Clerk—Bookkeeper—Manager and now Salesman.

I have rendered service in Latrobe in many civic affairs; Past President of two organizations, one civic and the other social.

The first time I was a candidate was in the primary election of 1934, at which time I ran on both tickets—the Democratic and Republican. I carried only one precinct at this primary election. I was a candidate in the primary election of 1936 on the Democratic ticket and according to the counting, lost by only one vote. However, through a re-count and court decision, a precinct in which I had received a majority vote was thrown out on account of irregularities by the election board. I lost the nomination. Since the results of the contest were not satisfactory to me, I formed a new party and ran as an independent candidate on the Peoples' Protective Party at the November election of 1936, and carried one precinct. I was a candidate at the Primary Election of 1940 and lost one of the nominations by 65 votes.

During the regular session of 1941 and the special session of 1942, I was a clerk of committees in the General Assembly. While the special session of 1942 was in progress I resigned as a clerk and filed my petition as a candidate for the General Assembly at the Primary Election of 1942. I lost the nomination. I was a candidate at the Primary Election of 1944 and again in the Primary Election of 1946, losing one of the nominations by seven votes. A candidate at the Primary Election of 1948, I was nominated and elected at the General Election on November 2, 1948.

In my ambition to be a representative in this assembled body, I have tried all means allowed under the laws of the Commonwealth, first as a candidate of the Republican and Democratic Parties in the primary election of 1934; second as an independent candidate, the Peoples Protective Party; General Election of 1936 and finally on November 2, 1948 I was elected. I was a candidate on and off from 1934 to 1948, in all nine times, my name appeared on the ballot ten times. During my campaign of 1934 and 1936 I did not have a car, I walked, traveled by street cars, borrowed a car or went out with a friend that had a car. During the campaigns 1940 to 1948 I traveled in my Ford Coupe distributing my hand cards. Mostly house to house personal visits. This is what I have done to be here today to represent the people of my district and the Commonwealth of Pennsylvania.

The first district of Westmoreland County comprises a territory of about thirty-five miles wide and thirty miles long and a registration of twenty-eight thousand voters. 11 Boroughs—9 Townships.

A district of many natural resources—farming, industries, historical and religious interest. The natural resources are: woodland, timber, coal and natural gas. There are plenty of streams in and about the ridges which makes for excellent fishing. We can also lay claim to plenty of wild game. There are three to four hundred deer killed each year.

The Ligonier Valley and townships are surrounded with many beautiful and producing farms. The Ligonier Valley, where the Rolling Rock farms are located, is the only place in Pennsylvania which holds a steeplechase each year. Skiing is a winter sport in the Ligonier Valley mountains.

Industries—manufacturers of high speed steel products known throughout the United States are located in Latrobe, Pa. Glass industry, Mt. Pleasant, Pa.—Derry, Pa., known as a railroad town where are located many railroad employees. Our chief industry, coal mining by product coke—and timber being cut from the woods.

Historical—Fort Ligonier was built in 1758 by Colonel Henry Bouquet the first English Fort to be built west of the Alleghenies.

Pershing Park wherein and about the forefathers of former General John J. Pershing of World War I landed and lived. A tablet is erected in this park in the memory of Frederick Pershing, 1824-1794, dedicated by General John J. Pershing A.D. 1923. This park is now owned and kept up by the AMVETS of Latrobe, Pa., about two miles from Latrobe.

Johnston House—Wm. F. Johnston, Governor of Pennsylvania, 1848-52, was born near here in 1808. This house built by his father in 1815, was his boyhood home. Known as the Kingston House, it has been cited as a fine example of Colonial Style. Constructed of wood and stone, cobblestones under the sod, it originally was a tavern where horses and men rested on stagecoach runs. The oak floors still remain and the window is still there through which liquor was sold. It is not subsidized by the state and has been owned by the Johnstons for five generations. Descendants of Johnston are now living in it. This house about two miles from Latrobe.

Religious interests—One of the oldest Presbyterian Churches, called Salem Presbyterian Church, located in Derry Twp., is about 163 years old and services are still held there in a brick building built in 1848. A cemetery with many epitaphs engraved on the stone are still legible. Salem cemetery is located on a steep hill. Why the early settlers selected this spot for a cemetery I cannot understand or answer.

St. Vincent Arch Abbey and College where the first Order of St. Benedict was founded in 1846 and the only Arch Abbot in the United States located near Latrobe, Pa., over 100 years old. The present St. Vincent site was at one time known as Sportsman's Hall, a log cabin dating back to 1790. This was a place of worship used by the first settlers of the community.

Roads—The Forbes trail, made in 1700 led to Fort Ligonier, Fort Duquesne now Pittsburgh. Route 30 Lincoln Highway, and Route 22 William Penn Highway. The Pennsylvania turnpike known as the "Super Highway" are the main roads passing through the first district of Westmoreland County.

Sports—Latrobe the town where Professional Football was first played. John K. Brallier, now a Dentist was the first football player to play for money. On September 3, 1895 in a game he played he received \$10.00. A recreation field now being developed with a Hall of Fame for Professional Football, recognized and endorsed by the National Football League.

Streams of Water—The Loyalhanna Creek, head waters starts in Laurel Hill Mountains derived its name from Indians of the territory. Jacob Creek—Indian Creek. We are bounded by the Conemaugh and Kiskiminetas river.

Airports—The Hill Airport on the Lincoln Highway located near Latrobe. The New Alexandria Airport located on the William Penn Highway, New Alexandria, Pa.

Miscellaneous—Stahlstown, Pa.—Perhaps the only place

in Pennsylvania where for many years past they gather in the Fall at a reunion for the benefit of churches in that community and present a Flax Scutcheon—demonstrating the weaving of flax into cloth for wearing apparel as the early settlers did and a program including men on guard for attacks from the Indians.

State Forests—State Game land reserves and many State Parks are located in the first district.

State Parks—The Keystone State Park located in Derry Twp., comprising over 800 acres of land is now being developed by the state. When this park is completed, it will be one for recreation facilities of fishing, boat riding, swimming—the woods abounds with wild game—deer, foxes, and many other small game in the Park area.

Schools—St. Vincent Abbey and College, located near Latrobe, Pa., Kiski Prep School located near Saltsburg, Pa., St. Xavier Academy for boys and girls located near Latrobe, Pa.

Hospitals—Torrance State Hospital, Torrance, Pa., Latrobe Hospital, Latrobe, Pa., The Frick Memorial Hospital, Mt. Pleasant, Pa., The McGinnis Hospital, Ligonier, Pa., the Bethlen Home for Children, and the Aged, Ligonier, Pa.

Boy Scouts—Camp Wesco, Stahlstown, Pa., Twin Echo Camp, R. D. New Florence, Pa.

Railroads—The Pennsylvania Railroad, Ligonier Valley Railroad from Latrobe to Ligonier and Baltimore and Ohio Railroad.

These are a few of the many assets that are located in the first district of Westmoreland County where I have campaigned to be a member of the General Assembly.

In the first district of Westmoreland County we have many of the things that make Pennsylvania a great state for life and industry.

My hobbies—Campaign 1934-1948. Candidate nine times.

Sports—Hunting deer and small game.

Baseball—I am a second Rosy Rosewell, as far as the Pittsburgh Pirates are concerned. I want them to win baseball games, when they lose a game, the Manager, the players are at fault.

Football—I see a few games each year and listen to broadcasts on the Radio at every opportunity.

Civic Affairs of the Community—Always ready to render any service for humanity and the betterment of our community.

For this privilege of presenting my views of Democracy in the Working, I am grateful to the Speaker and give many thanks to the Members of this body.

With God's guidance, by the will of the people for the people, I shall use my convictions with sincere and honest judgment to render service to the best of my ability to the people of my district and the Commonwealth of Pennsylvania.

BILLS INTRODUCED AND REFERRED

By Messrs. JOHN M. JONES and GAFFNEY.

HOUSE BILL No. 316.

An Act to repeal the act approved the seventh day of July one thousand nine hundred and forty-seven (P. L. 1401) entitled "An act prohibiting discrimination in rate of pay because of sex conferring powers and imposing duties on the Department of Labor and Industry and prescribing penalties."

Referred to the Committee on Labor Relations.

By Messrs. JOHN M. JONES and GAFFNEY.

HOUSE BILL No. 317.

An Act to further amend the act approved the twenty-fifth day of July one thousand nine hundred thirteen (P. L. 1024) entitled "An act to protect the public health and welfare by regulating the employment of females in certain establishments with respect to their hours of labor and the conditions of their employment by establishing certain sanitary regulations in the establishments in which they work by requiring certain abstracts and notices to be posted by providing for the enforcement of this act by the Commissioner of Labor and Industry and others by prescribing penalties for violations thereof by defining the procedure in prosecutions and by repealing all acts and parts of acts inconsistent with the provisions thereof" changing hours of labor and restrictions relative to age in certain employments and extending provisions to include additional persons.

Referred to the Committee on Labor Relations.

By Messrs. JOHN M. JONES and GAFFNEY.

HOUSE BILL No. 318.

An Act to amend sections one thousand six hundred five and one thousand eight hundred forty-three of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revisions and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by further regulating the payment of primary and election expenses the making of contributions therefor the filing of expense accounts and providing penalties.

Referred to the Committee on Elections and Apportionment.

By Mr. ANDREWS.

HOUSE BILL No. 319.

An Act to amend section two of the act approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," requiring the consent of electors except in cities of the second class.

Referred to the Committee on Municipal Corporations.

By Messrs. BLOOM and MILLIKEN.

HOUSE BILL No. 320.

An Act to amend section one of the act, approved the third day of April, one thousand nine hundred twenty-nine (P. L. 127), entitled "An act fixing the fees of the recorder of deeds in counties of the third and fourth class," changing said fees.

Referred to the Committee on Counties.

By Messrs. PROPERT and SCHMIDT.

HOUSE BILL No. 321.

An Act requiring the consent of the electors of a township of the second class when such township, or any part thereof, is to be annexed to a contiguous borough or city.

Referred to the Committee on Townships.

By Mr. EVANS.

HOUSE BILL No. 322.

An Act to amend section nineteen point one of the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "An act authorizing the creation of, and providing for, and regulating the maintenance and operation of a county employees' retirement system in counties of the fourth class, imposing certain charges on counties, and fixing penalties," further regulating the admission to the retirement system of officers who heretofore failed to join.

Referred to the Committee on Counties.

By Mr. PROPERT.

HOUSE BILL No. 323.

An Act requiring that the name, address, political subdivision and office of elected officers and the results of all local option referenda in political subdivisions be certified to the Bureau of Municipal Affairs by county boards of elections, requiring secretaries of political subdivisions to report to said bureau the names of persons appointed to office, the name of the office and the name of the person succeeded.

Referred to the Committee on Municipal Corporations.

By Mr. PROPERT.

HOUSE BILL No. 324.

An Act requiring the secretary or clerk of every political subdivision to file in the Bureau of Municipal Affairs, a copy of every tax-levying ordinance or resolution of such political subdivision.

Referred to the Committee on Municipal Corporations.

By Mr. READINGER.

HOUSE BILL No. 325.

An Act to amend section eight hundred two of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "An act relating to nonprofit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by further regulating the method of approval of joint plans of merger or consolidation of nonprofit corporations by the members thereof.

Referred to the Committee on Judiciary.

By Mr. SHOEMAKER.

HOUSE BILL No. 326.

An Act to further amend section one hundred eighty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland

waters and the boundary lakes and boundary rivers of the Commonwealth," by further providing for the purposes for which expenditures of moneys paid in lieu of erecting devices shall be made.

Referred to the Committee on Fisheries.

By Mr. SCOTT.

HOUSE BILL No. 327.

An Act providing for the acquisition by purchase by the Department of Forests and Waters in the name of the Commonwealth of certain lands in Carbon County for use as a State Park and recreation area providing for the management of said property by said department and defining the uses to which the property shall be put.

Referred to the Committee on State Government.

By Messrs. SCOTT and KENT. HOUSE BILL No. 328.

An Act to further amend section four hundred ten of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (P. L. 15, 1933-34), entitled, as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by providing for a decision based on findings of fact and conclusions of law as found by the court on appeal.

Referred to the Committee on Liquor Control.

By Messrs. ZIEGLER and FRANK.

HOUSE BILL No. 329.

An Act making an appropriation to the City of Harrisburg for the purpose of compensating the police of said city for police protection afforded in connection with activities of the Commonwealth and the property of the Commonwealth in the Capitol City, and directing payment of such moneys into the Harrisburg Police Pension Fund.

Referred to the Committee on Appropriations.

By Mrs. VARALLO.

HOUSE BILL No. 330.

An Act to further amend the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon

counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by further regulating the issuance, renewal and restoration of operators' licenses.

Referred to the Committee on Motor Vehicles.

By Messrs. MORAN and HEATHERINGTON.

HOUSE BILL No. 331.

An Act to amend section three hundred eight of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revive certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulation and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by prohibiting increases in rates by public utilities without public hearing.

Referred to the Committee on Public Utilities.

By Mr. MORAN.

HOUSE BILL No. 332.

An Act to amend section one of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment and collection of certain additional

taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of office and employees to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," by prohibiting the levying, assessment or collection of any tax on wages.

Referred to the Committee on Municipal Corporations.

By Mr. WELSH.

HOUSE BILL No. 333.

An Act to further amend subsection (c) of section three of the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168), entitled "An act to protect the right of employees to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State government, and courts; providing for the right of employees to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employees be the exclusive representatives of all the employees; authorizing the board to conduct hearings and elections, and certify as to representatives of employees for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," by further defining employer.

Referred to the Committee on Labor Relations

By Messrs. AMARANDO, GUARNIERI, DOUGHERTY and PETA.

HOUSE BILL No. 334.

An Act to amend sections six hundred fourteen and six hundred fifteen of the act, approved the twenty-fourth day of June, one thousand nine hundred and thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," relating to bribery in athletic contests and soliciting or accepting a bribe in such contests.

Referred to the Committee on Judiciary.

By Messrs. PETA, AMARANDO, GUARNIERI and DOUGHERTY.

HOUSE BILL No. 335.

An Act to amend section one of the act, approved the ninth day of April, one thousand eight hundred forty-nine (P. L. 533), entitled "An act to exempt property to the value of three hundred dollars from levy and sale on execution and distress for rent," by increasing amount of exemption and prohibiting the waiver thereof.

Referred to the Committee on Motor Vehicles.

By Messrs. HELM and GUTHRIE.

HOUSE BILL No. 336.

An Act to add section eight hundred thirteen point one to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act

for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof; upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenues, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring a metal tag containing certain data to be fastened inside of each hub cap of motor vehicles.

Referred to the Committee on Motor Vehicles.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 69.

An Act to amend Article IV Sections four hundred eight four hundred nine four hundred ten four hundred eleven four hundred twelve and four hundred thirteen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" to correct an error in the provisions concerning the size of mesh to be used by propagating remittes changing the method of tagging propagated game or eggs providing penalties for failure to maintain proper records of propagation transactions and submission of annual reports of special permittees and adding bobwhite quail to list of birds authorized to be killed on Regulated Shooting Grounds.

Referred to Committee on Game and Forestry.

SENATE BILL No. 118.

An Act to amend section one thousand eight hundred one of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the

deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by authorizing the Department of Forests and Waters to enter into agreements for protection of natural deposits underlying property owned by the Commonwealth.

Referred to the Committee on State Government.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. SCANLON and ROSE. RESOLUTION No. 16

In the House of Representatives, February 2, 1949

Whereas, The Joint State Government Commission has held preliminary hearings in the city of Philadelphia in the matter of Philadelphia Government and its legislative problems; and

Whereas, The Joint State Government Commission was limited in its scope of subject matter covered by its investigation; and

Whereas, The Joint State Government Commission has today ceased the function in this capacity of an investigating body in the problems confronting the city of Philadelphia; and

Whereas, This investigation is properly a matter before the Joint State Government Commission and important to all the people of the State; therefore be it

Resolved, That the Joint State Government Commission is hereby instructed to continue its study into the matters pertaining to the city of Philadelphia, namely the laws of the Commonwealth affecting the city and county government, the charges and counter charges of malfeasance and corruption in office of elected and appointed public officials, the charges of undue political interference and pressure upon the administrative bodies of the city and county of Philadelphia; and be it further

Resolved, That the Joint State Government Commission hold hearings and make its recommendations at an early date to this session of the Legislature.

Referred to the Committee on Rules.

By Mr. ANDREWS.

RESOLUTION No. 17

In the House of Representatives, February 2, 1949

Whereas, Members of the General Assembly have been asked to sit in judgment upon proposals embodied in the executive budget calling for the expenditure during the next biennium of one billion dollars, and

Whereas, Appropriations suggested in the budget call in many instances for the expenditure of round sums for purposes which are set forth only in general terms, the result being that if the appropriations are authorized upon the basis set forth, the departments asking for such round sum appropriations are in effect asking for blank checks, and

Whereas, The Budget Office is furnished by the Commonwealth's various departments, bureaus and commissions with itemized budget requests, and

Whereas, In the course of its routine operations the Budget Office may scale departmental requests arbitrarily without regard for the actual departmental needs, and

Whereas, Members of the General Assembly, in order to act intelligently upon departmental budget requests, cannot do so if it relies entirely upon Budget Office decisions as to relative need, therefore be it

Resolved, That the Budget Secretary is instructed, when Members of this House so request, to furnish them with exact copies of the budget requests compiled by the Commonwealth's various departments, bureaus, and commissions in the form in which those requests were originally filed with the Budget Secretary.

Referred to the Committee on Rules.

By Messrs. WEISS and MILLER. RESOLUTION No. 18

In the House of Representatives, January 31, 1949

Resolved, That Rule 40 of the House of Representatives be amended to read as follows:

40. That when a bill or resolution has been ten calendar days in the hands of a committee after having been referred to it, any committee may be discharged from further consideration of the bill or resolution upon written petition, signed by fifty-three or more Members.

Referred to the Committee on Rules.

ANNOUNCEMENT

The SPEAKER. The Chair has been requested to again announce that if the files on the Members desks are to be filed with the necessary bills that will be on the calendar, it is important that the Members do not put them in their desks and lock the decks. Will the Members please let the files remain on the top of their desks?

FORMER MEMBER WELCOMED

The SPEAKER. The Chair is pleased to welcome to the House today a former Member, the gentleman from Dauphin, Honorable P. B. Rice.

DEMOCRATIC CAUCUS

There will be a Democratic caucus next Monday afternoon at 3:00 o'clock.

ADJOURNMENT

Mr. ALTSHULER. Mr. Speaker, I move that this House do now adjourn until Monday, February 7, 1949, at 4:30 p. m.

The motion was agreed to, and (at 1:15 p. m.) the House adjourned.

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., MONDAY, FEBRUARY 7, 1949.

No. 10.

SENATE

MONDAY, February 7, 1949.

The Senate met at 4:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

PRAYER

The Chaplain, Rev. DR. PHILIP DAVID BOOKSTABER, Rabbi, offered the following prayer:

Let us pray. Oh Heavenvly Father, we thank Thee for meeting in health and friendship again, and as we convene here to commune with Thee, we thank Thee for this great day of hands across the sea, with liberty, equality, and fraternity. May it not only be with our two great nations, but with the whole world, united in peace and goodwill amongst all on this earth of Thine.

We ask it in Thy name, our Father who art in Heaven, for ever more. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. ROBINSON, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 7, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

BRADFORD COUNTY

Mrs. Eva C. Litzelman (Democrat), 108 Elizabeth Street, Towanda, Bradford County, to serve until De-

cember 31, 1951, and until her successor is duly appointed and qualified. (Reappointment).

M. S. Kintner (Republican), Wyalusing, Bradford County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment).

CHESTER COUNTY

Mrs. Edith H. Owens (Democrat), Parkesburg, Chester County, to serve until December 31, 1949, and until her successor is duly appointed and qualified. (Reappointment).

Mrs. Eugenia Cassatt Davis (Republican), Berwyn, Chester County, to serve until December 31, 1950, and until her successor is duly appointed and qualified. (Reappointment).

Thomas Hoopes, Jr. (Republican), 515 North Walnut Street, West Chester, Chester County, to serve until December 31, 1951. (Reappointment).

FRANKLIN COUNTY

Rev. C. M. Ankerbrand (Democrat), 104 North Potomac Street, Waynesboro, Franklin County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment).

Edwin D. Strite, Jr., Esq. (Republican), 263 Lincoln Way West, Chambersburg, Franklin County, to serve until December 31, 1951, and until his successor is duly appointed and qualified, vice Mrs. Ruth F. Humbert, Greencastle, whose term expired.

HUNTINGDON COUNTY

Mrs. Miriam Anderson Steele (Republican), 226 Penn Street, Huntingdon, Huntingdon County, to serve until December 31, 1951, and until her successor is duly appointed and qualified, vice Mrs. Elisabeth S. Phillips, Huntingdon, whose term expired.

James F. Entriken (Republican), Entriken, Huntingdon County, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice Mrs. Virginia Neff, Warriors Mark, resigned.

JAMES H. DUFF.

MEMBERS OF SNYDER COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 7, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Snyder County Board of Assistance:

Mrs. Maude Runkle (Democrat), Middleburg, Snyder County, to serve until December 31, 1949, and until her successor is duly appointed and qualified, vice Mrs. Frances P. Ulrich, Middleburg, resigned.

Guy E. Narehood (Republican), Beavertown, Snyder

County, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice J. Barner Rine, Beavertown, resigned.

JAMES H. DUFF.

TREASURER IN AND FOR THE COUNTY OF SNYDER

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 7, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Ira G. Sanders, 524 North 8th Street, Selinsgrove, Snyder County, for appointment as Treasurer in and for the County of Snyder, until the first Monday of January, 1950, vice Ray G. F. Leach, Selinsgrove, resigned.

JAMES H. DUFF.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 7, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

C. F. Lingle, R. D. 1, Spring Mills, Centre County, as Justice of the Peace in and for the Township of Gregg, Centre County, until the first Monday of January, 1950, to succeed himself.

Earl R. Gallup, 208 West Main Street, Smethport, McKean County, as Justice of the Peace in and for the Borough of Smethport, McKean County, until the first Monday of January, 1950, vice George H. Beatty, resigned.

JAMES H. DUFF.

MEMBER OF THE PENNSYLVANIA GAME COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 7, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John C. Herman, Clarks Valley, Dauphin, Dauphin County, for reappointment as a Member of the Pennsylvania Game Commission, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

JAMES H. DUFF.

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. LORD, JR. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on February 7, 1949.

Mr. WATKINS. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 7, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

ALLEGHENY COUNTY

Mrs. Florence Courtney, Jefferson Twp., Rt. 51, R. D. 1, Clairton.

Mrs. Mary A. Hanhauser, Pittsburgh, 4727 Baum Blvd.
Leo A. Karnbauer, Pittsburgh, 300 City County Bldg. (19).

Thomas Laird, Castle Shannon.
Mrs. Rosemary Arnelas, Pittsburgh, 1307 Keenan Bldg.
Mrs. Catherine V. Shea, Pittsburgh, 4th Fl., Union Tr. Bldg., 5th Ave & Grant St.

Miss Della M. Sova, Carnegie.
Miss Helen G. Wilcox, Pittsburgh, 10 Wood St. (22).

BERKS COUNTY

Russell W. Seigfried, Robesonia.

DELAWARE COUNTY

Theodore O. Buckley, Chester Heights.

ERIE COUNTY

Mrs. Helga C. Swanson, Erie.

GREENE COUNTY

Tyrus R. Hincy, Waynesburg.

LACKAWANNA COUNTY

Louis Cianfichi, Scranton.
David Feldman, Scranton.
Miss Helen Munchak, Scranton.

LANCASTER COUNTY

J. Rankin Wiley, Fulton Twp., Peach Bottom.

LAWRENCE COUNTY

Mrs. Helen Y. McGaffie, New Castle.

LEBANON COUNTY

Silas A. Freshley, Lebanon.

LEHIGH COUNTY

Miss Mary A. Moser, Allentown.

LUZERNE COUNTY

Miss Marie A. Reilly, Hazleton.
Frank Shivy, Luzerne.

LYCOMING COUNTY

Miss Mary Louise Simpson, Williamsport.
Miss Florence Updegraff, Williamsport.

MONTGOMERY COUNTY

Miss Virginia A. Ireby, Pottstown.

NORTHAMPTON COUNTY

J. F. Wolfe, Wilson.

PHILADELPHIA COUNTY

Charles Ackerman, 1009 North American Bldg. (7).
Bernard Babis, Suite 2005, 121 S. Broad St.
Miss Margaret Esola, 2d Fl., 1701 S. Broad St.
Harry J. Hammen, 1326 Stirling St.
Mrs. Jane M. Palace, 1818 Packard Bldg. (2).

WYOMING COUNTY

Miss Margaret A. Reynolds, Nicholson.

To compute from dates set opposite their names

VENANGO COUNTY

H. Carl Wasson, Franklin, 2-9-49.

ALLEGHENY COUNTY

Mrs. Agnes M. Keelan, Pittsburgh, 6399 Penn Ave., 2-10-49.

JEFFERSON COUNTY

Ralph J. Bennett, Brookville, 2-13-49.

WESTMORELAND COUNTY

C. A. McGuire, Manor, 2-15-49.

ALLEGHENY COUNTY

Miss Anna C. Bauman, Wilkinsburg, 2-17-49.

NORTHAMPTON COUNTY

Stewart S. Bartholomew, Palmer Twp., Easton, 2-18-49.

ALLEGHENY COUNTY

Herman McCullough, Pittsburgh, 10th Fl., 307 Fourth Ave. (22), 2-23-49.

JAMES H. DUFF.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, February 7, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from March 1, 1949

BERKS COUNTY

Miss Stella M. Hartman, Windsor Twp., Hamburg.

WASHINGTON COUNTY

Herbert G. Steed, Washington.

To compute from March 2, 1949

ALLEGHENY COUNTY

Leo J. Aaron, Pittsburgh, 406 Law & Finance Bldg. (19).

A. H. Anger, Pittsburgh, 1505 Beechview Ave.

John M. Beedle, Elizabeth.

Miss Ruth E. Beyer, McKees Rocks.

W. A. Chrystal, Pittsburgh, 612 House Bldg.

Jos. J. Cunningham, Carnegie.

R. M. Daubenspeck, Pittsburgh, 12 N. Diamond St., West.

Harry M. Davies, Pittsburgh, 116 W. Ohio St., N. S.

Miss Pearl V. Douglass, Pittsburgh, 210 E. Park Way.

Morris M. Freed, Pittsburgh, 1213 Plaza Bldg.

Miss Ethel I. Geltz, Pittsburgh, 730 Oliver Bldg.

John W. Girt, Brackenridge.

Harry Heeg, Pittsburgh, 613 Tripoli St., N. S.

Eugene W. Herron, Pittsburgh, 1942 Forbes St.

Bernard X. Klein, Pittsburgh, 5822 Forbes St. (17).

Valentine C. Kolski, Braddock.

Mrs. Sadie J. Lash, Pittsburgh, 120 Shiloh St. (11).

Miss Grace Leggate, Pittsburgh, 2005 Law & Finance Building.

Elmer E. McCormick, Pittsburgh, 708 Phila. Co. Bldg.

F. E. McGillick, Jr., Pittsburgh, 524 Highland Bldg.

Milton L. McLain, Wilkinsburg.

Edgar A. McMillin, O'Hara Twp., P. O. Box 7824, Pittsburgh (15).

Francis X. Plunkett, Pittsburgh, 7219 Kelly St. (8).

S. M. Richmond, Sewickley.

Wm. J. Stengel, Pittsburgh, 800 E. Ohio St. (12).

Earl L. Suckling, Pittsburgh, 4110 Penn Ave.

E. C. Weger, Pittsburgh, 1312 Berger Bldg.

Edward Zimmerman, Wilkinsburg.

BEAVER COUNTY

Albert S. Solkovy, Aliquippa.

R. C. Stout, Beaver.

BEDFORD COUNTY

Fred L. Hershberger, Everett.

BERKS COUNTY

Walter C. Hoffman, Reading.

Mrs. Minnie H. LePage, Reading.

Wm. H. Reifsnyder, Jr., Boyertown.

BLAIR COUNTY

William T. Canan, Altoona.

Miss Katherine Redding, Altoona.

Robert B. Smith, Hollidaysburg.

BUCKS COUNTY

Chas. J. Happ, Doylestown.

CAMBRIA COUNTY

C. H. Moose, South Fork.

CHESTER COUNTY

J. Arthur Cooper, Coatesville.

Harvey K. Shenk, Malvern.

Miss Hanna Stringer, Coatesville.

DAUPHIN COUNTY

Malvern S. Finton, Lykens.

Arthur W. Lebo, Harrisburg.

Vincent Orsini, Harrisburg.

DELAWARE COUNTY

Steele D. Gensemer, Swarthmore.

Benjamin M. Hatch, Collingdale.

Miss Anna A. Lalley, Chester.

Miss Katherine Scheuerle, Upper Darby Twp., 6912 Market Street, Upper Darby.

Alphonzo Sproul, Jr., Lansdowne.

ELK COUNTY

Frank G. Dahlquist, Ridgway.

FRANKLIN COUNTY

Roy E. Friedly, Waynesboro.

INDIANA COUNTY

Wilfred E. Helwig, Indiana.

John F. Johnston, Saltsburg.

JEFFERSON COUNTY

Quay A. Stumpf, Brookville.

LACKAWANNA COUNTY

Edison Dippel, Archbald.

Mrs. M. R. Von Storch, Scranton.

LANCASTER COUNTY

Miss M. C. Dinkelberg, Lancaster.

Ralph B. Fleisher, Columbia.

Wm. E. Morton, Lancaster.

LEHIGH COUNTY

Miss Margaret E. Hauser, Allentown.

Walter C. Ruthhart, Bethlehem.

LUZERNE COUNTY

G. John Bruger, Freeland.

M. M. Glahn, Forty Fort.

LYCOMING COUNTY

Miss Edna Melhuish, Picture Rocks.

MERCER COUNTY

John J. Buday, Sharon.
Wm. R. Pool, Sharon.

MONROE COUNTY

Mrs. Violet Hallett Price, Barrett Twp., Cresco.

MONTGOMERY COUNTY

J. George Black, Lower Merion Twp., Haverford.
Austin E. Hartzell, Narberth.
James J. O'Connell, Cheltenham Twp., Cheltenham.

NORTHAMPTON COUNTY

Allen L. Buskirk, Wind Gap.
Mrs. Helen G. Conover, Easton.
Miss Fannie M. Gernet, Easton.
Miss Blanche H. Hufnagel, Easton.

NORTHUMBERLAND COUNTY

Russell E. Hawk, Milton.
Earl M. Roush, Sunbury.

PHILADELPHIA COUNTY

Samuel A. Baron, 157 W. Girard Avenue.
Mrs. Viola W. Beach, 2801 Lehigh Avenue (32).
Milton L. Biehn, 3713 Germantown Avenue.
Samuel Blaustein, 1342 Walnut Street (7).
William A. Bradley, 6325 Limekiln Pike.
James J. Byrne, First Floor, 401 Walnut St. (6).
Philip T. Calabrese, 500 N. 63d Street.
Hyman Carp, 2533 S. Broad St. (48).
Harry K. Clair, 318 Walnut Street.
Edward H. DeBaecke, 811 Commercial Trust Bldg.
Samuel P. Eckert, SE Cor. 5th & Pine Sts. (6).
Warren T. Edwards, 771 Broad St. Station Bldg. (3).
Oscar M. Gebelein, 2551 N. Mascher St.
Miss Clara Louise Hake, 1804 Lincoln-Liberty Bldg.
Wm. C. Hall, 917 Noble Street (23).
C. Harry Heinz, 1621 Sellers Street (24).
T. D. Hendricks, Pa. Hospital, 8th & Spruce Sts.
Miss Editha L. Hill, 1632 Chestnut St. (2).
Mrs. Helen B. Hogeland, 5931 Lansdowne Ave.
Miss A. V. Holmes, 1917 Packard Bldg. (2).
Samuel Huberman, 811 Finance Bldg. (2).
Mrs. Louise E. Kamp, 902 Market St. Natl. Bank Bldg.
Murray Le Vine, 702 Commonwealth Bldg. (7).
Edwin T. Lister, 6807 Jackson St.
Jean B. Lutz, 240 N. 17th St. (3).
James F. McClellan, 5108 N. Broad St.
Warren R. McConnell, First Floor, 415 S. 20th St. (46).
F. Warren McDowell, 1007 Finance Bldg.
James F. McGinn, 1425 S. 23d St.
G. C. Mellon, 28 S. 40th St. (4).
Samuel Newmark, 2001 N. 7th St. (22).
Miss Mary R. Noe, 715 Walnut St.
Harry A. Palmer, 2324 Market St. (3).
F. Earl Reed, 6522 Woodland Ave. (42).
Miss D. Freda Riess, 1135 N. Front St. (23).
Nat Ross, 5409 Market St.
Louis Silverman, Apt. 1-A, 345 S. 13th St. (7).
Mrs. Elizabeth J. Sniffen, 5925 Baynton St. (44).
John J. Stapleton, 6539 Elmwood Ave. (42).
Rudolph C. Sternelle, 4122-50 Kensington Ave.
Miss Alberta Thompson, 811 Commercial Trust Bldg. (2).
Reynold C. Tropman, 1908 N. 11th St.
Meyer M. Weissman, 607 W. Girard Ave.
Walter R. Winterbottom, 4932 Hawthorne St. (24).
Miss Henrietta M. Wittmann, 2613 P. S. F. S. Bldg. (7).

SCHUYLKILL COUNTY

Anthony F. Adam, Mahanoy City.

John P. Jones, Ashland.
James E. Morris, Pottsville.

TIOGA COUNTY

Basil B. Brooks, Wellsboro.

VENANGO COUNTY

F. G. Zimmerman, Oil City.

WARREN COUNTY

Miss Lottie R. Smith, Warren.

WASHINGTON COUNTY

George W. Wood, California.

WESTMORELAND COUNTY

Paul H. Hugus, Latrobe.
Peter Edward Moran, New Kensington.
Mrs. Margaret B. Smith, Latrobe.
George E. Wise, Hempfield Twp., House 523, Hannastown.

YORK COUNTY

D. A. Heindel, Windsor.

To compute from March 3, 1949

ALLEGHENY COUNTY

Edward B. Hamburg, West View.

LACKAWANNA COUNTY

John F. Buckley, Scranton.

PHILADELPHIA COUNTY

Harold Colbeck, 4801 Stenton Ave.
Mrs. Anna A. Cotter, 1943 E. Passyunk Ave. (48).
Charles G. Gartling, 1214 Girard Tr. Co. Bldg. (2).

VENANGO COUNTY

F. F. Thurston, Oil City.

WASHINGTON COUNTY

Miss Lillian E. Wolf, Washington.

To compute from March 4, 1949

BEDFORD COUNTY

D. Cress Reiley, Bedford.

BLAIR COUNTY

C. A. Ruch, Altoona.

CHESTER COUNTY

Everett J. Hoopes, Downingtown.

PHILADELPHIA COUNTY

Solis Sidney Stolloff, 3112 W. Huntingdon St. (32).

To compute from March 5, 1949

ALLEGHENY COUNTY

Loyal W. Baker, Clairton.
Frederick H. Becker, Pittsburgh, 421-7th Ave. (19).
Miss Catherine H. Best, Pittsburgh, 6004 Penn Ave. (6).
John E. Broadbridge, Pittsburgh, 2709 E. Carson St.
Miss Agnes G. Carroll, Pittsburgh, 344 Union Trust Bldg.
Frank A. De Lallo, Bethel Twp., Fort Couch Drive, Pittsburgh (16).
Philip A. Doeblin, Dormont.
C. J. Hoffmann, Jr., Pittsburgh, 4716 Liberty Ave.
Geo. R. Jones, Dormont.
James V. Kline, East Pittsburgh.
George A. Lewis, Elizabeth.
E. F. Locher, Pittsburgh, 1402 Arrott Bldg.

Ray Maxwell, Pittsburgh, 1600 Grant Bldg.
 P. W. McAllister, McKeesport.
 H. H. McQuiston, Pittsburgh, Brady & Sidney Sts.
 Maurice A. Nernberg, Pittsburgh, 903 Law & Finance Bldg.
 Marcus C. Noonan, Pittsburgh, 3540—2d Ave. (19).
 Charles W. Over, Pittsburgh, 239 Oliver Bldg. (22).
 Miss Florence M. Rebbeck, Pittsburgh, 5230 Center Ave. (6).

L. N. Roberts, Pittsburgh, 5523 Penn Ave. (6).
 J. C. Shupe, Pittsburgh, 3004 Norwood Ave. (14).
 Julius N. Sopoliga, Pittsburgh, 505 Berger Bldg. (19).
 Geo. L. Speed, Carnegie.
 Mrs. Elizabeth Terney, Pittsburgh, 1100 Peoples Bank Bldg.
 Miss K. M. Wells, Pittsburgh, 339—6th Ave.
 Robt. L. Wickline, Pittsburgh, 4151 Jenkins Arcade.

BERKS COUNTY

David V. Detweiler, Reading.
 Miss Helen B. Jackson, Reading.
 Mrs. Kathryn S. Quimby, Reading.
 Harold F. Rudisill, Reading.

BLAIR COUNTY

W. H. Cree, Altoona.
 Walter C. Renner, Altoona.
 Miss Helen C. Wolf, Altoona.

BUCKS COUNTY

Clarence F. Hawk, Doylestown.
 A. Paul Townsend, Jr., Langhorne.

BUTLER COUNTY

Miss Adellah McClimans, Butler.

CARBON COUNTY

Walter D. Hobson, Lansford.

CENTRE COUNTY

Miss Geraldine E. Craft, Philipsburg.
 Frederick P. Saylor, Bellefonte.

CHESTER COUNTY

Mrs. S. Elizabeth Walton, Oxford.

CLARION COUNTY

Floyd F. King, Knox.

CLEARFIELD COUNTY

Alton C. Davis, Clearfield.

CLINTON COUNTY

Howard C. Casselberry, Lock Haven.
 Miss Ethel M. Westbrook, Lock Haven.

COLUMBIA COUNTY

John K. Jacoby, Berwick.

DAUPHIN COUNTY

Miss Ethel G. Davis, Harrisburg.
 Henry S. Fisher, Harrisburg.
 F. L. Taylor, Harrisburg.

DELAWARE COUNTY

John E. Burt, Upper Darby Twp., 344 Kingston Rd., Upper Darby.
 Hollan G. Malin, Chester.
 Thomas W. Stratton, Upper Darby Twp., 4212 Wood-and Ave., Drexel Hill.

ELK COUNTY

Mrs. Nellie G. Zurfluh, Ridgway.

ERIE COUNTY

Ralph S. Fuller, Erie.
 Mrs. F. M. O'Brien, Erie.
 Walter H. Scott, Corry.

FAYETTE COUNTY

Berwyn S. Detweiler, Uniontown.

FRANKLIN COUNTY

George L. Pensinger, Chambersburg.

HUNTINGDON COUNTY

Charles E. Geinger, Huntingdon.
 A. N. Kerling, Three Springs.

LACKAWANNA COUNTY

William T. Cullen, Scranton.

LANCASTER COUNTY

Fred S. Eshleman, Lancaster.
 Miss B. Irene Wise, Elizabethtown.

LAWRENCE COUNTY

Roy M. Jamison, New Castle.

LEBANON COUNTY

C. E. Gingrich, South Londonderry Twp., Lawn.
 W. John Moyer, Lebanon.

LEHIGH COUNTY

Harry P. Grammes, Whitehall Twp., 509 Main St., Egypt.
 Earl F. Ritter, Allentown.

LUZERNE COUNTY

Mrs. Mary M. Morris, Exeter.

LYCOMING COUNTY

P. D. Blackwell, Williamsport.

McKEAN COUNTY

Miss Virginia F. Hubbard, Bradford.

MERCER COUNTY

Miss Elda E. Hodil, Grove City.

MONROE COUNTY

Miss Margie A. Elliott, Stroudsburg.

MONTGOMERY COUNTY

Charles E. Bean, North Wales.
 Frank H. Bove, Norristown.
 Nelson P. Fegley, Norristown.
 Paul Gehman, Souderton.
 Paul S. Gerhart, Telford.
 John C. Miller, Hatboro.
 John F. O'Brien, Bridgeport.
 Jos. K. Weaver, Lansdale.
 Joseph R. Whitacre, Pottstown.

NORTHAMPTON COUNTY

Albert J. Sturgis, Nazareth.

NORTHUMBERLAND COUNTY

Fred F. Adams, Shamokin Twp., Paxinos.
 William H. Wetzel, Kulpmont.

PHILADELPHIA COUNTY

Harry J. Beard, 5752 N. Virginian Rd. (41).
 Joseph E. Becker, 904 Cunnard Bldg.
 Mrs. Ellen M. Bell, 1201 Ridge Ave.

M. S. Bonneville, 850 S. 56th St. (43)
 John M. Brugger, 1027 W. Somerset St. (33)
 Abner A. Bubbis, 4100 W. Girard Ave. (4)
 Miss Elizabeth M. J. Campbell, 1808-10 Chestnut St.
 John Cluelow, 100 Architects Bldg.
 Miss Rose Cohan, 271 S. 15th St. (2)
 Hyman Cooper, 2443 N. 29th St. (32)
 Miss Rae W. Dawson, Rms. 1803-08, 1500 Walnut St.
 Bldg.
 Miss Anna M. Deeney, 1319 Land Title Bldg. (10)
 Miss Margaret M. Doyle, 1704 Girard Trust Bldg. (2)
 Miss Mary M. Dwyer, 1035 Commercial Trust Bldg.
 Parker W. Failor, 5339 North 5th St.
 Edwin S. Freiling, 1528 Walnut St. (2)
 I. Samuel Goldman, 400 Land Title Bldg. (10)
 Norman F. Griffin, 1540 Pratt St.
 Miss Agnes M. Hamilton, 1035 Land Title Bldg. (10).
 Miss Helen C. Henson, Room 200, 1420 Walnut St. (2)
 Miss Adeline M. Heiser, 945 Drexel Bldg. (6)
 Miss Mary Huffington, 16th Fl., Widener Bldg. (7)
 Michael Imber, 3952 W. Girard Ave.
 Miss Mary F. Kerns, 1513 Packard Bldg. (2)
 William P. Kitzmiller, 509 Penn Mutual Life Ins. Co.
 Bldg., 530 Walnut St. (5)
 W. Richard Lang, 700 E. Godfrey Ave. (24)
 Robt. M. Lloyd, 705 Reading Terminal. (5)
 Louis C. Lowenstein, 1331 N. Broad St.
 George V. Mitchell, 1712 Summer St.
 Anthony Moreschi, 5837 Baynton St. (44)
 Mrs. Mary M. Morrow, Misericordia Hospital, 54th St.
 & Cedar Ave.
 W. L. Paul, 771 Broad St. Station.
 Miss Grace A. Phelan, 7th Floor, Bulletin Bldg. (5)
 Mrs. Margaret A. Roberts, 523 East Allens Lane.
 Miss Rose A. Rubin, 706 Widener Bldg. (7)
 Nathan Semless, 2404 N. Broad St. (32).
 Miss A. F. Walsh, 501 Abbott Bldg.
 Elwood F. Walter, 6637 Germantown Ave. (19)
 Walter N. White, A.A.A. Bldg., 23 S. 23rd St. (3)
 Charles Wildermuth, 6051 N. 5th St. (20)
 Miss Mabel E. Woltemate, 51st & Parkside Ave.
 Walter M. Wood, 1240 N. 52nd St.
 W. B. Worthington, 2035 Washington Ave.

SCHUYLKILL COUNTY

Miss Evadora Buehler, Pottsville.
 Elmer R. Freeman, Tremont.

SOMERSET COUNTY

Roy H. Shaulis, Somerset.

VENANGO COUNTY

J. E. Taylor, Emlenton.

WARREN COUNTY

Miss Frances L. Young, Warren.

WASHINGTON COUNTY

Miss Edna Loughman, Washington.
 August H. Riska, North Strabane Twp., 7 Latimer Ave.,
 Strabane.

WESTMORELAND COUNTY

Robert B. Mitinger, Greensburg.
 D. C. Shiarella, New Kensington.

YORK COUNTY

O. S. Bell, Stewartstown.
 John S. Fishel, York Haven
 Henry H. Frank, York.
 W. K. S. Hershey, York.
 O. B. Lash, York.
 Miss Lillian M. Newcomer, York.

To compute from March 6, 1949

ALLEGHENY COUNTY

W. M. Ewing, Pittsburgh, 1206 Plaza Bldg. (19)
 Wm. J. Graham, Pittsburgh, 620 Frick Bldg. (19)
 Harold Lavine, Pittsburgh, 1016 Berger Bldg.
 H. Scott Schweinsberg, Crafton.

ARMSTRONG COUNTY

Miss Myra R. Hubbard, Kittanning.
 D. Ranson Noble, Ford City.

BEAVER COUNTY

John L. Urda, Ambridge.

BERKS COUNTY

Samuel Cohen, Reading.
 Miss Naomi F. Epler, Reading.
 Charles Gison, Reading.
 Mrs. Marian M. Haggerty, Reading.
 Mrs. Carrie A. Hauser, Reading.
 Edmund Levan, Reading.

CARBON COUNTY

Martin Kopunek, Lansford.
 John C. Lesko, Palmerton.

DAUPHIN COUNTY

Charles M. Krout, Harrisburg.

ERIE COUNTY

Jackson D. Magenau, Erie.

LACKAWANNA COUNTY

Richard Dewey, Blakely.

LANCASTER COUNTY

E. E. Habecker, Lititz.

LEBANON COUNTY

Mrs. Hilda I. Heisey, Lebanon.

LUZERNE COUNTY

Mrs. Anna M. Danko Welsko, Freeland.

McKEAN COUNTY

A. J. Henretty, Bradford.

MERCER COUNTY

Joseph Nelson, Sharon.

MONTGOMERY COUNTY

Walter A. Knerr, Norristown.
 John Ralph Kohl, Norristown.

MONTOUR COUNTY

W. DeVoe, Jr., Danville.

NORTHUMBERLAND COUNTY

Miss Helen B. Lyons, Mount Carmel.
 W. H. Yoder, Mount Carmel.

PHILADELPHIA COUNTY

David J. Dean, Suite 1003-09, 121 S. Broad St.
 Meyer Gerber, 3121 W. Cumberland St. (32)
 Isaac Gold, 2028 S. 5th St.
 Miss Evelyn L. Jacot, 570 Public Ledger Bldg. (6)
 C. Holmes Martin, 102 W. Wyoming Ave.
 Royal F. Morris, 1127-9 E. Tioga St. (34)
 Charles L. Nace, 9th St. & Columbia Ave.
 Wesley S. Reed, 1151 S. 60th St. (43)

Miss Laura K. Sickel, 723 Commercial Trust Bldg.
Frank D. Toy, 55 N. 10th St.

SCHUYLKILL COUNTY

Earl B. Albright, Orwigsburg.
Miss Betty A. Buck, Pottsville.
Miss Ellen M. Hegarty, Tamaqua.
Charles B. Jacobs, Orwigsburg.

YORK COUNTY

Miss Esther I. Siple, York.

To compute from March 7, 1949

ALLEGHENY COUNTY

D. Edwin Austen, Etna.
Miss Stella M. Baker, Pittsburgh, 450 Fourth Ave. (19)
Michael V. Blagovich, East Pittsburgh.
Ray J. Bleichner, Pittsburgh, 2116 Carson St.
William J. Blum, Pittsburgh, 5009 Second Ave. (7)
Wilmer Bruckman, Pittsburgh, 604 Brushton Ave.
Miss Grace H. Buck, Pittsburgh, 1923 Oliver Bldg.
Walter F. Campbell, Pittsburgh, 1314 Berger Bldg.
Miss Isabel Coleman, Pittsburgh, 501 Federal St.
Miss Zora Deitz, Pittsburgh, 400 Standard Life Bldg.
Harold C. Dunn, Pittsburgh, 2719 Preble Ave.
Miss Fronia Enscoe, Pittsburgh, 401 Peoples Bank Bldg.
(30)
Russell Frazier, Pittsburgh, 239 Union Trust Bldg. (19)
Otis S. Goode, Pittsburgh, 1808 Union Bank Bldg. (22)
Wm. F. Hueston, Coraopolis.
William L. Jacob, Pittsburgh, 81-84 St. Nicholas Bldg.
(19)
George W. Jessop, Wilkinsburg.
Edwin O. Johns, Pittsburgh, 1706 First Natl. Bank Bldg.
(22)
C. F. Kiefer, Pittsburgh, 1914 Grant Bldg. (19)
E. E. Little, East Pittsburgh.
J. B. McMillan, Braddock.
Miss Anna M. McMinn, Pittsburgh, 493 Union Tr. Bldg.
Henry G. Meyer, Pittsburgh, 928 Frick Bldg.
S. A. Michalski, Pittsburgh, 1103 E. Carson St. (3)
Miss Mabel Monheim, Pittsburgh, Rm. 800, 202 E. Ohio
St., N. S. (12)
Miss Jessie A. Robertson, Pittsburgh, Mellon Natl. Bank
& Tr. Co., Union Tr. Bldg.
Miss J. Mildred Wallace, Pittsburgh, 2d Fl., Union Tr.
Bldg.
(22)
C. L. Weddel, Pittsburgh, 1707 Henry W. Oliver Bldg.

ARMSTRONG COUNTY

Miss Lucy C. McCafferty, Freeport.

BEAVER COUNTY

Miss Winifred Chandley, Beaver Falls.
Thomas R. Supe, Ambridge.

BERKS COUNTY

Miss Catherine E. Haughton, Reading.
J. George Heim, Reading.

BLAIR COUNTY

Edward A. Seidel, Altoona.

BUCKS COUNTY

William A. Rossiter, Jr., Langhorne.

BUTLER COUNTY

John Laing Wise, Butler.

CAMBRIA COUNTY

John Lodzsun, Johnstown.
Miss Ruby G. Williams, West Carroll Twp., Sterling
Coal Co., Elmora.

CENTRE COUNTY

C. A. Long, Gregg Twp., Spring Mills.

CHESTER COUNTY

Mrs. Ida M. Peirce, East Marlboro Twp., Unionville.

CUMBERLAND COUNTY

Miss C. Irene Furst, Mechanicsburg.

DAUPHIN COUNTY

Mrs. Grayce Breckenmaker, Harrisburg.

DELAWARE COUNTY

John T. McCoy, Upper Darby Twp., Township Hall,
Upper Darby.

ERIE COUNTY

D. A. Berarducci, Erie.
A. F. Griswold, Erie.
John W. Rathbun, Erie.

FAYETTE COUNTY

Paul G. Wagoner, Connellsville.

FRANKLIN COUNTY

Robert W. Cline, Waynesboro.
Edgar B. Rife, Chambersburg.

GREENE COUNTY

Thomas D. Simmons, Waynesburg.

HUNTINGDON COUNTY

Miss Edna E. Cantner, Huntingdon.

INDIANA COUNTY

Emidio Frattura, Blairsville.

JUNIATA COUNTY

John B. Parson, Port Royal.
Mrs. Lois K. Parson, Port Royal.

LACKAWANNA COUNTY

A. S. Magor, Scranton.
Laurence D. Savage, Scranton.

LANCASTER COUNTY

Samuel Clerico, Lancaster.
Wayne S. Martin, East Earl Twp., Goodville.

LEHIGH COUNTY

Miss Elizabeth G. Parry, Allentown.

LUZERNE COUNTY

Mrs. Alice Blake Ritchie, Wilkes-Barre.
Edward J. Staub, Kingston Twp., 48 Carverton Rd.,
Trucksville.

LYCOMING COUNTY

Allan W. Scott, Williamsport.
J. E. Stephens, Williamsport.

McKEAN COUNTY

John A. Fitzgibbon, Bradford.

MONTGOMERY COUNTY

Lyman A. Krantz, Norristown.
Clarence G. Land, Norristown.
Joseph Valentine, Lower Merion Twp., 110 Argyle Rd.,
Ardmore.

NORTHAMPTON COUNTY

Arthur W. Trach, Easton.

PHILADELPHIA COUNTY

Mrs. Florence V. Ahlers, 6423 Torresdale Ave.
 James G. Berkheimer, 4215 Roosevelt Blvd. (24).
 Frederick Bingham, 912 S. Cecil St. (43).
 Henry Beck, 2862 Germantown Ave. (33).
 George G. Blind, 2117-21 N. Broad St.
 George R. M. Burkert, Rm. 816, 1616 Walnut St. Bldg. (3).
 William S. Burkhardt, 612-13 Hardt Bldg.
 John T. Carroll, 1528 Walnut St. (2).
 Isaiah P. Clarke, 1st Fl., 276 S. 60th St. (39).
 Mrs. Marion S. Colehower, 6718 Old York Rd.
 Miss Elizabeth Craig, 1010 Fidelity-Phila. Tr. Bldg. (9).
 Edward E. Davis, Jr., 3338 N. Broad St.
 William T. Dickson, 1210 Land Title Bldg. (10).
 Mrs. Miriam Eilberg, 711 Poplar St. (23).
 Charles C. Enburg, 5133 Baltimore Ave. (43).
 Ferdinand W. Erbe, Rm. 412, 421 Chestnut St. Bldg.
 David Freedman, 716 Walnut St. (6).
 David Friedman, 1010 Liberty Tr. Bldg.
 Wacław Frysztański, 214 Fairmount Ave. (23).
 Miss Mary Josephine Gallagher, 1781 S. 65th St.
 Louis Goodman, 324 S. 59th St.
 Russell C. Gourley, 301 Bailey Bldg. (7).
 George M. Gradel, 416 W. Duncannon Ave.
 Miss Mary Henze, 106 E. Girard Ave. (25).
 George S. Hogeland, 1820 Fulmer St. (15).
 Robert E. Hoover, 1st Fl., 4840 Old York Rd.
 Charles W. Kaelber, 425 W. Lehigh Ave.
 Albert W. Kauderer, Land Title Bank & Tr. Co., 100 S. Broad St.
 Leon Kazanjian, 34 S. 62d St. (39).
 Henry W. Koons, 1203-6 Harrison Bldg. (2).
 Mrs. Rebecca L. Magitson, 250 N. Broad St. (2).
 Theodore M. Mammele, 3931 Lancaster Ave. (4).
 Irwin I. Margolis, 730 Sansom St. (6).
 Wm. H. Rittenhouse, SW Cor. 74th Ave. & N. 19th St. (26).
 Joseph F. Rooney, 1944 E. Passyunk Ave. (48).
 Alexander L. Rovine, 151 S. 4th St. (6).
 James F. Swartz, 632 Commercial Tr. Bldg. (2).
 David E. Triester, SE Cor. 83d & Eastwick Ave. (42).
 Wm. Trost, Jr., 1233 W. Girard Ave. (23).
 William Ussler, 35 Maplewood Ave. (44).
 Joseph J. Voss, 264 Diamond St.
 Rubin Walder, 635 Snyder Ave.
 Miss H. Mae Watson, 541 Walnut Lane.
 Miss Jennie E. Watt, 1810 Morris Bldg. (2).
 Miss Sunie E. Weigand, 1600 Arch St. (1).
 Otto W. Woltersdorf, Rm. 11, 4510 Frankford Ave. (24).
 George G. Ziegler, Jr., 815-17 Victory Bldg.

SCHUYLKILL COUNTY

Miss Anna L. Bardsley, Pottsville.
 Michael V. Wolfe, Tamaqua.

SUSQUEHANNA COUNTY

Mrs. Rena J. VanScoten, Montrose.

WESTMORELAND COUNTY

Frank W. Walters, Greensburg.

YORK COUNTY

Mrs. Marie Mummert, Hanover.
 C. P. Stabley, Red Lion.
 Miss Erma G. Wolfe, York.

To compute from March 8, 1949

ADAMS COUNTY

Miss Nina G. Storrick, Gettysburg.

ALLEGHENY COUNTY

R. E. Blankenbuehler, Elizabeth.
 Mrs. Rosalie K. McMinn, Pittsburgh, 907 Arrott Bldg.
 Miss Anna R. Spiegle, Pittsburgh, 320 Fourth Ave.

ARMSTRONG COUNTY

George A. Rhodes, Kittanning.

BERKS COUNTY

Paul O. Wolf, Reading.

BLAIR COUNTY

Mrs. Sara A. Hershberger, Martinsburg.

BUCKS COUNTY

Miss Helen Worthington, Langhorne.

LACKAWANNA COUNTY

Miss Ida H. Nape, Scranton.

LANCASTER COUNTY

Frank X. Schaller, Lancaster.

PHILADELPHIA COUNTY

Domenico Aversa, 1900 S. 10th St.
 Miss Adeline F. Bakley, 1100 Lincoln-Liberty Bldg. (7).
 George Blatz, 1101 Western Saving Fund Bldg., Broad & Chestnut Sts. (7).
 Miss Ruth P. Empfield, 2730 Fidelity-Phila. Tr. Bldg.
 Albert E. Leonard, 6009 Lansdowne Ave. (31).

WASHINGTON COUNTY

Oliver M. Frye, Bentleyville.

WESTMORELAND COUNTY

Cecil T. W. Enlow, Youngwood.

YORK COUNTY

Mrs. Amanda E. Quickel, York.

To compute from March 9, 1949

ALLEGHENY COUNTY

Hayden Cohen, East Pittsburgh.

DELAWARE COUNTY

Earle F. Hewes, Chester.

FRANKLIN COUNTY

Miss Abigail J. Flack, Chambersburg.

JEFFERSON COUNTY

E. L. Poyer, Brockway.

LUZERNE COUNTY

Albert J. Catnes, Nanticoke.

PHILADELPHIA COUNTY

Benj. B. Brasler, 4913 Old York Rd. (41).
 Stanley K. Brunner, 112 E. Allegheny Ave.
 Joseph Green, 4427 Lancaster Ave. (4).
 Louis Stefan, 829 E. Cheltenham Ave.
 Harold Webb, 26 S. 51st St.

WESTMORELAND COUNTY

O. W. Laughrey, Scottdale.
 George K. Mentzer, Monessen.

To compute from March 10, 1949

ALLEGHENY COUNTY

R. D. Jenkinson, Bellevue.
H. E. Rutherford, Tarentum.
Miss Pauline Slavkin, Pittsburgh, 1078 Union Tr. Bldg.

CHESTER COUNTY

Mrs. Edith Russell Dutton, West Chester.

ERIE COUNTY

Miss V. E. Manley, Erie.
Francis F. McClintock, Union City.
Miss Kathryn Young, Erie.

LACKAWANNA COUNTY

Max F. Henkelman, Scranton.

MONTGOMERY COUNTY

I. H. Derck, Abington Twp., 301 Wheatsheaf Lane, Abington.

NORTHUMBERLAND COUNTY

A. G. Shoener, Zerbe Twp., 705 Shamokin St., Trevorton.
William J. Wiest, Shamokin.

PHILADELPHIA COUNTY

David Balaity, 3965 Baltimore Ave.
G. Raymond Greeby, NW Cor. 20th & Passyunk Ave.
Giocondo Marcolongo, 3914 Girard Ave. (4).
William J. Martin, 301 Bailey Bldg.
Oscar I. Stern, 503 Pine St.
Milton Wolf, 225 S. 6th St.

WESTMORELAND COUNTY

M. H. Claster, New Kensington.

To compute from March 11, 1949

ALLEGHENY COUNTY

Miss Bertha B. Prichard, Pittsburgh, 1321 Park Bldg. (22).
Miss Vera Skelley, Pittsburgh, 2610 Grant Bldg.

BEAVER COUNTY

K. R. Wagner, Ambridge.

CAMBRIA COUNTY

Mrs. Jennie B. Koontz, Johnstown.

CHESTER COUNTY

Albert M. Suckle, Coatesville.

CLEARFIELD COUNTY

G. C. Olson, Curwensville.

MONTGOMERY COUNTY

Harry Butera, Norristown.

PHILADELPHIA COUNTY

John P. Cunningham, 2219 W. Lehigh Ave. (32).
Thomas J. Gavaghan, 2615 W. Lehigh Ave.
Elmer Miller, 228 W. Mt. Pleasant Ave. (19).
Miss H. Jacqueline Rauh, 10th & Somerville Ave.

To compute from March 12, 1949

ALLEGHENY COUNTY

John R. Alexander, Pittsburgh, 616 Berger Bldg. (19).
Edward S. Hackett, Pittsburgh, 1003 Union Tr. Bldg.
Charles J. Larva, Pittsburgh, 24 E. Parkway (12).

BUCKS COUNTY

W. Aubrey Merrick, Newton.

CHESTER COUNTY

Miss Myrtle E. Hall, Tredyffrin Twp., 8 Darby Rd., Paoli.

PHILADELPHIA COUNTY

Dorsey F. Boston, 1400 Lincoln-Liberty Bldg.
Fred W. Cassidy, Jr., 1633 Orthodox St. (24).
Carroll Gallagher, 1430 S. Penn Sq. (2).
Louis E. Glaser, Suite 1310-17, 121 S. Broad St.
Mrs. Marjorie G. Hughes, 14 W. Evergreen Ave. (18).
Miss Elizabeth C. Sailer, 27-29 S. 40th St. (4).

SCHUYLKILL COUNTY

Gametro Kapitula, McAdoo.

UNION COUNTY

Miss Kathryn M. Crawl, Lewisburg.

PHILADELPHIA COUNTY

Salvatore Vernacchio, 635 Fitzwater St.

WASHINGTON COUNTY

R. A. S. Pollock, Washington.

WESTMORELAND COUNTY

Mrs. Mildred B. Snyder, Scottdale.

To compute from March 13, 1949

ALLEGHENY COUNTY

Philip Huss, Pittsburgh, 5972 Baum Blvd. (6).

CAMBRIA COUNTY

J. Wilbur Werry, Johnstown.

MONTGOMERY COUNTY

Charles A. Differ, Bridgeport.

PHILADELPHIA COUNTY

Paul N. Collins, 700 Walnut St.
William A. Coughlin, 1009 Arch St.
John Montone, 1734 Jackson St.
Mrs. Lillian Beby Rorison, 4406 Tyson St.

To compute from March 14, 1949

ALLEGHENY COUNTY

J. A. Shatum, Wilkinsburg.

PHILADELPHIA COUNTY

O. Rodger Melling, 4510 Frankford Ave.
Morris Perch, 3146 W. Diamond St.

SOMERSET COUNTY

Mrs. Bessie E. Korn, Lincoln Twp., Sipesville.

WESTMORELAND COUNTY

F. I. Lyle, New Kensington.

To compute from March 15, 1949

ALLEGHENY COUNTY

Walter A. Wennerstrom, Pittsburgh, 604 Warrington Ave.

ERIE COUNTY

Miss Mona Murphy, Erie.

LANCASTER COUNTY

W. Russell McCauley, Manheim.

LAWRENCE COUNTY

Mrs. M. P. Strohecker, Enon Valley.

PHILADELPHIA COUNTY

Miss Mabel V. MacKenzie, 3d Fl., Packard Bldg.

To compute from March 16, 1949

ALLEGHENY COUNTY

John Bibza, Duquesne.

Mrs. Lillian Hane, Pittsburgh, 4504 Butler St. (1).

H. O. Hornberger, Jr., Pittsburgh, 4737 Second Ave. (7).

PHILADELPHIA COUNTY

Samuel J. Marchiano, 1183 S. 11th St.

WASHINGTON COUNTY

C. S. Warne, Monogahela.

YORK COUNTY

Frank B. Snyder, York.

To compute from March 17, 1949

ALLEGHENY COUNTY

Francis W. Bruggeman, Pittsburgh, 4110 Penn Ave.

Everett B. Dunbar, Mount Lebanon Twp., 729 Washington Rd., Pittsburgh (16)

Charles R. Trevaskis, Turtle Creek.

BERKS COUNTY

D. E. Herb, Wernersville.

PHILADELPHIA COUNTY

Harry E. Thomson, 2521 Frankford Ave. (25).

WESTMORELAND COUNTY

Jos. J. Knappenberger, Greensburg.

To compute from March 19, 1949

ALLEGHENY COUNTY

Miss Clara M. Becker, Pittsburgh, 1439 Woods Run Ave.

BLAIR COUNTY

Miss Marian R. Piper, Altoona.

MCKEAN COUNTY

Henry A. Onofrio, Bradford.

PHILADELPHIA COUNTY

Rufus W. Fister, 914 Lincoln-Liberty Bldg. (7).

Mrs. Pauline Fuiman, 1209 Spruce St. (7).

S. R. Harlan, 5221 Walnut St.

Miss Ruth Oves, 3714 Walnut St. (4).

S. J. Segal, 2221 S. 6th St. (48).

Jack Tecklin, 642 N. Broad St.

SUSQUEHANNA COUNTY

E. J. Ahearn, Susquehanna Depot.

To compute from March 20, 1949

BUTLER COUNTY

Howard Merland Greenawalt, Evansburg.

CUMBERLAND COUNTY

Frederick J. Templeton, Carlisle.

To compute from March 21, 1949

ALLEGHENY COUNTY

Jesse L. Fry, Pittsburgh, 227 S. St. Clair St. (6).

ERIE COUNTY

Chester K. Reichert, Erie.

To compute from March 22, 1949

CAMBRIA COUNTY

Miss Bertha Lewis, Johnstown.

To compute from March 23, 1949

PHILADELPHIA COUNTY

Geo. A. Butler, 1020 Phila. Saving Fund Bldg. (7).

To compute from March 24, 1949

ALLEGHENY COUNTY

Miss G. Grace Cole, Clairton.

CLARION COUNTY

Mrs. Martha L. Welch, Rimersburg.

MONTGOMERY COUNTY

Thomas Rorer, Ambler.

PHILADELPHIA COUNTY

Miss M. Edith Cheatley, 2300 Carpenter St. (46).

Frank C. Forderer, 2729 N. Front St. (33).

SULLIVAN COUNTY

Mrs. Ellen L. Kehrner, Eagles Mere.

WASHINGTON COUNTY

Glenn Piper, East Bethlehem Twp., 1st Natl. Bank Bldg., Fredericktown.

WESTMORELAND COUNTY

Clarence W. Beck, Youngwood.

To compute from March 25, 1949

ADAMS COUNTY

William L. Meals, Gettysburg.

ALLEGHENY COUNTY

Franklin H. Allison, Pittsburgh, 410 Flannery Bldg.

Miss G. D. Berkebile, Pittsburgh, 806 Keystone Bldg.

John C. Burrey, Pittsburgh, Carnegie Inst. of Technology, Schenley Park (13).

Miss Helen M. Griffin, McKeesport.

Mrs. Myrtle J. Jones, Pittsburgh, 3380 Blvd. of the Allies.

Chris Spring, Pittsburgh, 1902 Frick Bldg.

Henry Wegener, Carnegie.

Henry Welling, Jr., Pittsburgh, 1904 Brownsville Rd. (10).

ARMSTRONG COUNTY

Julius Steiner, Ford City.

CAMBRIA COUNTY

John R. Musser, Barnesboro.

CHESTER COUNTY

Louis Cutillo, Phoenixville.

MERCER COUNTY

C. E. Brockway, Sharon.

MONTGOMERY COUNTY

I. K. B. Hansell, Ambler.

PHILADELPHIA COUNTY

Isaac E. Gealt, 804 Reyburn-Bailey Bldg.
 Mrs. Dorothy H. Gutjahr, 3320 Germantown Ave.
 Charles Keinath, Rm. 817, 1617 Pennsylvania Blvd.
 J. Walter Lauer, 2045 W. Hunting Park Ave. (40).
 Miss Alice S. Marsh, Rm. 2400, 1616 Walnut St. (3).
 Miss Regina E. G. McCann, 3811 Lancaster Ave. (4).
 Louis S. Neidig, Jr., 501 Commercial Tr. Bldg. (2).
 E. Irving Shuttleworth, 3054 Kensington Ave. (34).

SOMERSET COUNTY

Robt. H. Johnston, Salisbury.

SUSQUEHANNA COUNTY

Wm. A. Titsworth, Montrose.

To compute from March 26, 1949

ALLEGHENY COUNTY

S. F. Bubarth, O'Hara Twp., P. O. Box 7824, Sharpsburg (15).

LUZERNE COUNTY

Miss Frances F. Willis, Nanticoke.

PHILADELPHIA COUNTY

Fred'k C. L. Grun, 114 E. Upsal St.
 Mrs. Jean B. Lofland, 7121 Woodland Ave.
 Mrs. Irene M. Wilson, 1530 Spring Garden St. (1)

WASHINGTON COUNTY

Miss Edith L. Dague, Washington.

To compute from March 27, 1949

LANCASTER COUNTY

Edwin E. Rutherford, Marietta.

PHILADELPHIA COUNTY

Miss Anna L. Gerhard, 1510 Walnut St.
 Otto Pischke, Jr., 7010 Elmwood Ave. (42)
 S. Stone, 1515 Locust St.

To compute from March 28, 1949

ALLEGHENY COUNTY

Curtis A. Artman, Homestead.

BERKS COUNTY

Samuel D. Butz, Kutztown.

MONTGOMERY COUNTY

Miss Mildred Brunner, Pottstown.

PHILADELPHIA COUNTY

Angelo De Palma, 1325 S. Broad St.
 Wm. W. Jackson, 4747 N. Broad St. (41)
 Fred G. Muhl, 1704 Roselyn St.

To compute from March 29, 1949

BERKS COUNTY

Henry M. Mayer, Reading.

BLAIR COUNTY

Mrs. Pauline Goodling, Altoona.

PHILADELPHIA COUNTY

Walter W. Hutzel, 2801 N. 25th St. (32)

To compute from March 30, 1949

ADAMS COUNTY

John W. Hewitt, Gettysburg.

BUCKS COUNTY

John E. Healey, Bristol.

CHESTER COUNTY

John R. Yost, Phoenixville.

CRAWFORD COUNTY

Arthur H. Engdahl, Titusville.

LEBANON COUNTY

Louis Sundel, Lebanon.

LUZERNE COUNTY

Miss Rebecca L. Howell, Kingston.

PHILADELPHIA COUNTY

Mrs. Claire S. Felix, Rm. 812, 1416 S. Penn Sq. (2)
 Alfred P. Orleans, 100 W. Rockland St. (20)
 Walter S. Townsend, 3435 N. Broad St. (40)

To compute from March 31, 1949

ALLEGHENY COUNTY

Cyril A. Pyros, Pittsburgh, 514 Smithfield St.

PHILADELPHIA COUNTY

Mrs. Florence Carey Mulligan, 1528 Walnut St. (2)

SCHUYLKILL COUNTY

Walter C. VanArsdale, Walker Twp., P. O. Box 271, Tamaqua.

JAMES H. DUFF.

A motion was made by Mr. LORD, JR., and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Haluska,	Meade,	Tarr,
Berger,	Hare,	Neff,	Taylor,
Blass,	Holland,	Pechan,	Toole,
Chapman,	Homsher,	Peelor,	Wade,
Crowe,	Kephart,	Robinson,	Wagner,
Dent,	Lane,	Rosenfeld,	Walker,
Diehm,	Leader,	Ruth,	Watkins,
DiSilvestro,	Letzler,	Scarlett,	Watson,
Doehla,	Lord,	Snowden,	Wolfe,
Donlan,	Mahany,	Stevenson,	Wood, L. H.,
Farrell,	Mallery,	Stiefel,	Wood, T. N.,
Frazier,	McPherson, Jr.,	Tallman,	Yosko,
Geltz,			

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being intro-

duced presented for concurrence bills of the House, as follows:

House Bill No. 7, entitled:

An Act to amend section two of the act, approved the seventeenth day of March, one thousand nine hundred twenty-five (P. L. 34), entitled "An act regulating the sale of oysters at retail," making first and second violations of said act summary offenses instead of misdemeanors.

Which was committed to the Committee on Agriculture.

House Bill No. 8, entitled:

An Act to further amend section five of the act, approved the eleventh day of March, one thousand nine hundred nine (P. L. 15), entitled "An act relating to non-alcoholic drinks; defining the same; and prohibiting the manufacture, sale, offering for sale, exposing for sale, or having in possession with intent to sell, of any adulterated or misbranded non-alcoholic drinks; and providing penalties for the violation thereof, and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors

Which was committed to the Committee on Agriculture.

House Bill No. 9, entitled:

An Act to further amend section three of the act, approved the eighth day of June, one thousand nine hundred eleven (P. L. 712), entitled "An act relating to milk; providing for the protection of the public health, and the prevention of fraud and deception, by regulating the sale of milk, skimmed milk and cream; providing penalties for the violation thereof; and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors

Which was committed to the Committee on Agriculture.

House Bill No. 10, entitled:

An Act to amend section four of the act, approved the third day of March, one thousand nine hundred twenty-five (P. L. 10), entitled "Fruit Syrup Law," making first and second violations of said act summary offenses instead of misdemeanors.

Which was committed to the Committee on Agriculture.

House Bill No. 11, entitled:

An Act to amend section three of the act, approved the twenty-ninth day of June, one thousand nine hundred twenty-three (P. L. 929), entitled "Skimmed Milk Law," making first and second violations of said act summary offenses instead of misdemeanors.

Which was committed to the Committee on Agriculture.

House Bill No. 12, entitled:

An Act to amend section four of the act, approved the twenty-first day of March, one thousand nine hundred twenty-three (P. L. 28), entitled "Condensed Milk Law," making first and second violations of said act summary offenses instead of misdemeanors.

Which was committed to the Committee on Agriculture.

House Bill No. 13, entitled:

An Act to amend section three of the act, approved the tenth day of July, one thousand nine hundred nineteen (P. L. 900), entitled "An act relating to eggs, prohibiting the sale, offering for sale, exposing for sale, or having in possession with intent to sell, eggs, for and as fresh, that are not fresh eggs, or of branding or of labeling or marking eggs as being fresh eggs that are not fresh eggs; pre-

scribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," making first and second violations of said act summary offenses instead of misdemeanors.

Which was committed to the Committee on Agriculture.

House Bill No. 14, entitled:

An Act to amend section one of the act, approved the twenty-eighth day of March, one thousand nine hundred five (P. L. 64), entitled "An act to prohibit the selling, shipping, consigning, offering for sale, exposing for sale, or having in possession with intent to sell, as fresh, any meat, poultry, game, fish, or shell fish which contains any substance or article possessing a preservative or coloring character or action; making the same a misdemeanor; and to prescribe penalties and punishment for violations, and the means and the methods of procedure for the enforcement thereof," making the first and second violations of said act summary offenses instead of misdemeanors.

Which was committed to the Committee on Agriculture.

House Bill No. 15, entitled:

An Act to amend section twelve of the act, approved the twenty-sixth day of June, one thousand nine hundred nineteen (P. L. 670), entitled "Cold Storage Warehouse Food Law," making first and second violations of said act summary offenses instead of misdemeanors.

Which was committed to the Committee on Agriculture.

House Bill No. 16, entitled:

An Act to further amend section one of the act, approved the tenth day of June, one thousand eight hundred ninety-seven (P. L. 142), entitled "An act to prohibit the adulteration or coloring of milk or cream by the addition of so-called preservatives or coloring matter, and to provide for the enforcement of the same," making first and second violations of said act summary offenses instead of misdemeanors.

Which was committed to the Committee on Agriculture.

ANNOUNCEMENT BY THE CHAIR

The PRESIDENT. An effort has been made to improve the public address system, the amplification system here in the Senate Chamber. Some of the members have complained that they have not been able to hear, even when the microphones are used. We have been experimenting with this system for the past week to try to improve it, and I would like you, at the end of the Session, to report to me if you can not hear satisfactorily the various microphones, whether it is the one at the rostrum, or at the Clerk's desk, or the individual microphones in the Chamber.

I would suggest that when the members use the microphone they speak into it, so that the speaking part of it is at the level with the mouth of the speaker.

BILLS INTRODUCED AND REFERRED

Mr. T. N. WOOD read in his place and presented to the Chair Senate Bill No. 191, entitled:

An Act to further amend Section three of the act, approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 568), entitled "An act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of money," by making further provision for the collection and dishonor of demand items by banks and the revocation of credit for, and payment of such items.

Which was committed to the Committee on Banking.

He also read in his place and presented to the Chair Senate Bill No. 192, entitled:

An Act to further amend subsection A of Section one thousand twelve of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations or private bankers, or of affiliated corporations, associations, or persons, restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by authorizing investments in second liens in cases and under conditions herein specified.

Which was committed to the Committee on Banking.

Mr. TALLMAN read in his place and presented to the Chair Senate Bill No. 193, entitled:

An Act concerning Notaries Public and amending, revising, consolidating and changing the law relating thereto.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 194, entitled:

An Act to add sections four hundred twelve, four hundred thirteen, four hundred fourteen, four hundred fifteen, four hundred sixteen, and four hundred seventeen to the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for a contract of employment and regulating the discharge of nonprofessional employees in second and third class school districts.

Which was committed to the Committee on Education.

Messrs. LORD, JR. and FRAZIER read in place and presented to the Chair Senate Bill No. 195, entitled:

An Act to further amend section two of Article XVI of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (P. L. 581) entitled "An act for the better government of cities of the first class of this Commonwealth" by changing the provisions relating to filling vacancies in the office of city councilman in such cities.

Which was committed to the Committee on Elections.

Messrs. FRAZIER and LORD, JR. read in place and presented to the Chair Senate Bill No. 196, entitled:

An Act to further amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections includ-

ing general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by providing for the holding of special elections to fill vacancies in the councils or legislative bodies of cities boroughs towns and townships and for nominating candidates therefor.

Which was committed to the Committee on Elections.

Mr. FARRELL read in his place and presented to the Chair Senate Bill No. 197, entitled:

An Act requiring the Joint State Government Commission to make a study of the need for a State-wide Building Code; and making an appropriation.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 198, entitled:

An Act relating to apprenticeship; creating a State Apprenticeship Council to formulate an apprenticeship policy and program and defining its powers and duties; imposing duties on the Secretary of Labor and Industry; and providing for administration.

Which was committed to the Committee on Labor and Industry.

Mr. McPHERSON, JR. read in his place and presented to the Chair Senate Bill No. 199, entitled:

An Act to validate and quiet the title to lands and buildings heretofore sold by boards of school directors at public auction without full compliance with provisions of law authorizing such sales.

Which was committed to the Committee on Judiciary General.

Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 200, entitled:

An Act establishing a mode of selecting and drawing jurors for counties of the first class and imposing penalties.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 201, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the Jefferson Medical College Hospital of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 202, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the Barton Memorial Division of the Jefferson Medical College Hospital at Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 203, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the Curtis Clinic Out-Patient Department of the Jefferson Medical College Hospital, of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. LORD, Jr., read in his place and presented to the Chair Senate Bill No. 204, entitled:

An Act to repeal section eighteen of the act, approved the seventh day of May, one thousand nine hundred thirty-seven (P. L. 589), entitled as amended "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the first class as State highways, and for the improvement, construction, reconstruction, resurfacing, and maintenance by the Commonwealth of said streets; providing for the taking, opening, relocation, widening or change of grade of such State highways by the Commonwealth at the expense of the Commonwealth and any such city, or either of them, and authorizing agreements between cities and the Commonwealth for the opening, taking, relocating, widening or change of grade of said streets, and designating the city as agent of the Commonwealth in such opening, taking relocating, widening or change of grade and the determination of damages to private property arising therefrom; imposing duties on such cities and on public utility companies using such streets; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction; regulating the replacement of certain facilities of public utility companies; prohibiting the making of any opening in said street after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act," by removing the limitation on expenditure of Commonwealth funds.

Which was committed to the Committee on Highways.

Mr. MEADE read in his place and presented to the Chair Senate Bill No. 205, entitled:

An Act to add section seven hundred nine point one to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by making it a crime to strike a news reporter or photographer or to damage his photographic equipment.

Which was committed to the Committee on Judiciary General.

Mr. SNOWDEN read in his place and presented to the Chair Senate Bill No. 206, entitled:

An Act providing that no person shall be appointed as an official stenographer or shorthand reporter by any court of this Commonwealth unless certified by the State Board of Shorthand Reporters and providing certain exceptions.

Which was committed to the Committee on Education.

Messrs. SNOWDEN, T. N. WOOD and HARE read in place and presented to the Chair Senate Bill No. 207, entitled:

An Act pertaining to cosmetology and related practices; regulating and providing for the registration and licensing of persons engaging in the occupation of cosmetology as cosmetologists, manicurists, demonstrators, managers, instructors, student instructors, apprentices, students or manicurists and for the revocation and suspension of licenses and certificates; providing for examinations; regulating beauty shops and schools of cosmetology and the registration thereof; creating the State Board of Cosmetology and defining its powers and duties; providing penalties; and repealing existing laws.

Which was committed to the Committee on Education.

Mr. HALUSKA read in his place and presented to the Chair Senate Bill No. 208, entitled:

An Act to add section eight hundred seven point one to the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by making it unlawful to carry a firearm in certain cases with the safety catch off.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Messrs. STEVENSON, MALLERY, MAHANY and HALUSKA read in place and presented to the Chair Senate Bill No. 209, entitled:

An Act to provide for and regulate the accumulation, investment, and expenditure of funds by cities, boroughs, incorporated towns, townships and municipality authorities for the construction, improvement, or replacement of sewage disposal systems for which plans have been approved by the Sanitary Water Board of the Commonwealth.

Which was committed to the Committee on Local Government.

Messrs. MAHANY, STEVENSON, MALLERY and HALUSKA read in place and presented to the Chair Senate Bill No. 210, entitled:

An Act providing for and regulating the accumulation, investment and expenditure by school districts of special funds for capital outlay projects.

Which was committed to the Committee on Education.

Messrs. ROSENFELD, DiSILVESTRO and STIEFEL read in place and presented to the Chair Senate Bill No. 211, entitled:

An Act for the better government of cities of the first class of the Commonwealth by providing, among other things, for the election of a Mayor and a Council; the creation, abolition, and change of departments and the addition to departments of certain functions pertaining to parks, detention and correction, planning within the City, weights and measures, and dependent, neglected, incorrigible, and delinquent children transferred from certain county offices to the extent of the performance of such functions within such cities; improvement of the civil service, increased control over finances by requiring balanced current and capital budgets and by greater control over the collection of charges, fees, and taxes, and over payments of salaries and other expenditures out of the City treasury; improvement in the making and revision of assessments; the grant of home rule to such cities; the merging of all offices of counties of the first class into such cities and departments thereof, if, as, and when consolidation of such cities and counties become effective through adoption of a constitutional amendment and penalties.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. MALLERY read in his place and presented to the Chair Senate Bill No. 212, entitled:

An Act to further amend section nine of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by making certain children placed in foster homes, by the court, eligible for assistance.

Which was committed to the Committee on Public Health and Welfare.

He also read in his place and presented to the Chair Senate Bill No. 213, entitled:

An Act to amend section three hundred six point one of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by making an appropriation to provide for payments in certain second injury cases.

Which was committed to the Committee on Labor and Industry.

Messrs. MALLERY, STEVENSON, MAHANY and HALUSKA read in place and presented to the Chair Senate Bill No. 214, entitled:

An Act to amend the act approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs and revising, amending, and consolidating the law relating to boroughs," as heretofore amended and reenacted, by providing for creation and abolition of wards, for the detachment of territory, the election of councilmen, for the election of a banking institution as borough treasurer, for change in the fiscal year and for budgets, tax levies and audits necessitated thereby, for the acquisition and lease of lands and buildings for comfort stations and the appropriation of moneys for the acquisition of land for fire company purposes, for recognition of fire companies whose members are to be covered by Workmen's Compensation insurance, for the adoption of a plumbing code; empowering boroughs to prohibit junk yards and to make and regulate charges for the use of services and facilities; authorizing the use of general fund moneys for pension purposes; regulating contracts and sewer rentals; and clarifying and revising certain provisions of said act.

Which was committed to the Committee on Local Government.

Mr. LANE read in his place and presented to the Chair Senate Bill No. 215, entitled:

An Act to further amend subsection (a) of section one thousand four hundred eighteen of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by empowering the Commonwealth to reimburse school districts of the third class located wholly within the boundary lines of a borough, for free transportation furnished to children by such school district.

Which was committed to the Committee on Education.

RESOLUTIONS

Mr. STIEFEL. Mr. President, to voice the sentiments of the largest segment of the population in the 5th Senatorial district, I wish to present the following resolution.

MEMORIALIZING THE PRESIDENT OF THE UNITED STATES TO INSTRUCT DELEGATES OF THE UNITED STATES IN THE UNITED NATIONS TO LODGE THEIR PROTESTS AGAINST THE TRIAL OF JOSEPH CARDINAL MINDSZENTY

Mr. STIEFEL offered the following resolution which was twice read and referred to the Committee on Constitutional Changes and Federal Relations:

In the Senate of Pennsylvania, February 7, 1949.

Whereas the entire civilized world is shocked by the current trial of Joseph Cardinal Mindszenty in Hungary, and

Whereas the aforesaid trial is reeking with prejudice and political machinations, and

Whereas Joseph Cardinal Mindszenty, is a great humanitarian whose timely help during the Nazi regime in Hungary saved from the German hangmen hundreds of thousands of their victims regardless of race or religion, and

Whereas this persecution of great religious leader is contrary to the principles of American Democracy.

Now Therefore be It Resolved, that the Senate of Pennsylvania memorialize His Excellency the President of the United States to instruct the delegates of the United States in the United Nations to lodge at once their protests with the proper authorities of the United Nations against the trial of Joseph Cardinal Mindszenty and voice their abhorrence with the practices that have been displayed by the Hungarian Court during the aforesaid trial

And Be It Further Resolved, that the Secretary of the Senate forward copies of this resolution upon its adoption to His Excellency the President of the United States and to the Secretary of State.

REQUESTING SUPPLEMENTAL STATEMENTS OF EXPENDITURES FROM THE VARIOUS DEPARTMENTS, BOARDS AND COMMISSIONS

Mr. YOSKO offered the following resolution which was twice read as follows:

In the Senate, February 7, 1949.

Whereas, His Excellency, James H. Duff, Governor of the Commonwealth of Pennsylvania, submitted the 13th and 14th Biennial Budgets of the Commonwealth of Pennsylvania for the biennium, June 1, 1947 to May 31, 1949 and from June 1, 1949 to May 31, 1951, calling for the expenditure during each biennium of one billion dollars, more or less, and

Whereas, In the printed Budget Report submitted by the Governor, expenditures of departments, boards and

commissions are listed only for the fiscal year, June 1, 1947 to May 31, 1948. Therefore, expenditures made by said departments, boards and commissions from June 1, 1948 to the present time are not available to the Appropriations Committee and Members of the Pennsylvania Senate and House of Representatives, which is important for a proper analysis of the budget requests of said departments, boards and commissions for the biennium beginning June 1, 1949 and ending May 31, 1951, and

Whereas, Appropriations requested by the various departments, boards and commissions for the biennium beginning June 1, 1949 and ending May 31, 1951, appear in the printed Budget Report in round sums and only in general terms, and

Whereas, In order for the Members of the Senate and the House of Representatives to act intelligently on said budget requests, they should have available to them copies of the budget requests as submitted to the Budget Bureau for their examination and study, and

Whereas, Budget requests submitted by the various departments, boards and commissions to the Budget Bureau have been changed in some instances by the Budget Bureau, and

Whereas, It is important to the Members of the Senate and the House of Representatives to have knowledge of said changes in order for the Members of the Senate and House of Representatives to intelligently compute final approval of appropriations to the various departments, boards and commissions, and

Whereas, If the Members of the Senate and the House of Representatives make final appropriations without thoroughly auditing and/or analyzing expenditures made during the biennium beginning June 1, 1947 and ending May 31, 1949, and the change or changes made by the Budget Bureau of budget requests and the original budget requests filed by the various departments, boards and commissions, it would be equivalent to the Members of the Senate and the House of Representatives writing blank checks as appropriations to the various departments, boards and commissions for the biennium beginning June 1, 1949 and ending May 31, 1951, and

Whereas, Inquiry in the office of the Chairman of the Senate Appropriations Committee disclosed that only one copy of the original budget requests as submitted by the various departments, boards and commissions, is available to the total Membership of the Senate and the House of Representatives, and

Whereas, For practical reasons and for the convenience of the Members of the Senate and the House of Representatives, additional copies of said original budget requests is necessary and important and should be made available to the Members of the Senate and the House of Representatives for their use at all times, therefore be it

Resolved, That the various departments, boards and commissions having submitted a statement of expenditures for only the fiscal year June 1, 1947 to May 31, 1948, shall submit a supplemental statement of expenditures to March 1, 1949. Said supplemental statements to be submitted by the various departments, boards and commissions on or before March 15, 1949 and every month thereafter, of succeeding monthly expenditures, to the end of the current biennium May 31, 1949, and be it

Further Resolved, That when the various departments, boards and commissions submit said supplemental statements of expenditures, same shall include the approximate deficiency appropriation which any one department, board or commission shall request and/or need, and be it

Further Resolved, That the Budget Bureau shall cause to prepare for the use and information of the Members of the Senate and the House of Representatives twenty (20) additional copies of the original budget requests submitted by the various departments, boards and commissions, similar to the copy submitted to the Chairman of the Appropriations Committee. Five copies for the use of the minority members in the Senate, five copies for the use of the majority members in the Senate, five copies for the use of the minority members in the House of Representatives and five copies for the use of the majority members in the House of Representatives. Also a like

number of supplemental statements of expenditures referred to herein, and be it

Further Resolved, That a copy of this resolution be forwarded to the Director of the Budget and to all departments, boards and commissions involved.

REQUEST THAT RULE 39 BE SUSPENDED

Mr. YOSKO. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDENT. Is there objection?

Mr. WALKER. Mr. President, I object.

The PRESIDENT. The resolution is referred to the Committee on Finance.

TIME OF NEXT MEETING

Mr. WOLFE offered the following resolution, which was twice read, considered and agreed to:

In the Senate, February 7, 1949.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, February 14, 1949, at four o'clock, p. m.; E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, February 14, 1949, at four-thirty o'clock, p. m., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. LORD, JR. Mr. President, I ask unanimous consent to make report from Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LORD, JR., from the Committee on Executive Nominations reported with a favorable recommendation the following nominations, made by His Excellency, the Governor of the Commonwealth:

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

CAMBRIA COUNTY

W. K. McHenry (Republican), 199 Worth Street, Johnstown, Cambria County, to serve until December 31, 1951. (Reappointment).

Robert T. Ingram (Republican), 531 Wood Street, Johnstown, Cambria County, to serve until December 31, 1950, and until his successor is duly appointed and qualified. (Reappointment).

Albert L. O'Connor (Democrat), Loretto, Cambria County, to serve until December 31, 1951, and until his successor is duly appointed and qualified, vice Neice Malloy, Carrolltown, whose term expired.

DAUPHIN COUNTY

Donald B. Hudson (Republican), Elizabethtown, Dauphin County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment).

INDIANA COUNTY

James H. Pease (Republican), R. D. 3, Indiana, Indiana County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment).

Joseph I. McElhoes (Democrat), R. D. 2, Home, Indiana County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment).

LEHIGH COUNTY

Mrs. Blanche Hopkins (Republican), 848 Main Street, Slatington, Lehigh County, to serve until December 31, 1950, and until her successor is duly appointed and qualified. (Reappointment).

Victor L. Johnson (Republican), 306 Main Boulevard, Allentown, Lehigh County, to serve until December 31, 1950, and until his successor is duly appointed and qualified, vice William A. Gibson, Allentown, resigned.

McKEAN COUNTY

Mrs. Margaret M. Dunn (Democrat), 97 West Washington Street, Bradford, McKean County, to serve until December 31, 1951, and until her successor is duly appointed and qualified. (Reappointment).

Dr. M. L. Tyrrel (Republican), 31 Chautauqua Place, Bradford, McKean County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment).

JAMES H. DUFF.

MEMBER OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 26, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John B. Conly, 7248 Penn Avenue, Pittsburgh, Allegheny County, for reappointment as a Member of the Pennsylvania Public Utility Commission, for a term of ten years, to compute from April 1, 1949.

JAMES H. DUFF.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 25, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

Thomas M. Malloy, 264 Kobuta Homes, Monaca, Beaver County, as Justice of the Peace in and for the Township of Potter, Beaver County, until the first Monday of January, 1950, to fill a vacancy.

Louis P. Moreland, Box 301, R. D. 1, Blairsville, Indiana County, as Justice of the Peace in and for the Township of Burrell, Indiana County, until the first Monday of January, 1950, vice Mary E. Kuhns, resigned.

JAMES H. DUFF.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 26, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Gilbert Paczkowski, 9 West Enterprise Street, Glen Lyon, Luzerne County, for appointment as Justice of the Peace in and for the Township of Newport, Luzerne County, until the first Monday of January, 1950, vice Stanley Salva, resigned.

JAMES H. DUFF.

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 31, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

BEAVER COUNTY

Charles S. Shepherd (Republican), 934 Maplewood Avenue, Ambridge, Beaver County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment)

Harry J. Garmen (Republican), New Brighton, Beaver County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment)

FAYETTE COUNTY

Homer Wolford (Republican), 120 Angle Street, Brownsville, Fayette County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment)

J. S. Hackney (Republican), Highland and Union Streets, Point Marion, Fayette County, to serve until December 31, 1951, and until his successor is duly appointed and qualified, vice Mrs. Louise L. Whipp, Point Marion, whose term expired.

UNION COUNTY

Mason S. Wagner (Republican), White Deer, Union County, to serve until December 31, 1950, and until his successor is duly appointed and qualified, vice Alvah D. Campbell, Allenwood, resigned.

Mrs. Martha Von Neida Hackenberg (Republican), Laurelton, Union County, to serve until December 31, 1951, and until her successor is duly appointed and qualified, vice Mrs. Laura M. Von Neida, Laurelton whose term expired.

Mrs. Mae Gardner (Republican), R. F. D. 2, Mifflinburg, Union County, to serve until December 31, 1951. (Reappointment)

JAMES H. DUFF.

EXECUTIVE NOMINATIONS TAKEN FROM TABLE

Mr. LORD, Jr. Mr. President, I call from the table, for consideration at this time, the Executive Nominations reported from Committee on January 25, 1949, and I ask that they be read by the Clerk.

The Clerk read the nominations as follows:

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Albert D. Henderson, R. D. 3, Linesville, Crawford County, for appointment as Justice of the Peace in and for the Township of Summit, Crawford County, until the first Monday of January, 1950, vice Harold D. Mathews, resigned.

JAMES H. DUFF.

MEMBER OF THE PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 17, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to

nominate for the advice and consent of the Senate Hon. Orus J. Matthews, Dodds Lane, Ardmore, Montgomery County, for appointment as a Member of the Public School Employees' Retirement Board, to serve until his successor is appointed, vice Samuel M. Goodyear, Carlisle, resigned.

JAMES H. DUFF.

MEMBER OF THE PENNSYLVANIA AERONAUTICS COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Honorable T. N. Wood, R. D. 1, Alderson, Luzerne County, for reappointment as a Member of the Pennsylvania Aeronautics Commission, until December 1, 1950, and until his successor shall be duly appointed and shall have qualified, unless not reelected for the next succeeding term.

JAMES H. DUFF.

MEMBER OF THE BRANDYWINE BATTLEFIELD PARK COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Edward Leroy van Roden, Media, Delaware County, for appointment as a Member of The Brandywine Battlefield Park Commission, for the term of four years, and until his successor is appointed and qualified, vice Lewis H. VanDusen, Philadelphia, deceased.

JAMES H. DUFF.

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 17, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

BUCKS COUNTY

Chauncey G. Paxson (Republican), Penns Park, Bucks County, to serve until December 31, 1951, and until his successor is duly appointed and qualified, vice Mrs. Adele Warden Paxson, Holicong, whose term expired.

DAUPHIN COUNTY

Roswell H. Lyon, Jr. (Republican), 2729 North Fourth Street, Harrisburg, Dauphin County, to serve until December 31, 1950, and until his successor is duly appointed and qualified, vice Harry S. Smeltzer, Harrisburg, whose term expired.

JAMES H. DUFF.

MEMBER OF THE PENNSYLVANIA GAME COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 17, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert Lamberton, Franklin, Venango County, for reappointment as a Member of the Pennsylvania Game Commission, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

JAMES H. DUFF.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, Pa., January 4, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

SUPERINTENDENT OF PUBLIC INSTRUCTION

Francis B. Haas, Harrisburg, from August 23, 1947, for the term of four years.

COMMISSIONER OF FISHERIES

Charles A. French, Ellwood City, from July 10, 1947, for the term of six years and until his successor shall have been appointed and qualified.

MAJOR GENERALS, PENNSYLVANIA NATIONAL GUARD

Charles Clarence Curtis, Allentown, from December 23, 1947, until annulled.

Daniel Bursk Strickler, Lancaster, from December 23, 1947, until annulled.

BRIGADIER GENERALS, PENNSYLVANIA NATIONAL GUARD

Brenton G. Wallace, Rosemont, from January 19, 1948, until annulled.

Richard K. Mellon, Ligonier, from July 2, 1948, until annulled.

Thomas Linus Hoban, Scranton, from September 14, 1948, until annulled.

MEMBERS OF THE ADVISORY HEALTH BOARD

John J. Hughes, Wilkes-Barre, from November 10, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Herbert K. Cooper, Lancaster, from November 10, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

George S. Klump, Williamsport, from February 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

James D. Stark, Erie, from February 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Esmond R. Long, Wayne, from February 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE ADVISORY HOSPITAL COUNCIL

H. W. Prentis, Jr., Lancaster, from November 18, 1947, for the term of three years, and until his successor is appointed and qualified.

William P. McFall, Pittsburgh, from November 18, 1947, for the term of two years, and until his successor is appointed and qualified.

Howard K. Petry, Harrisburg, from November 18, 1947, for the term of two years, and until his successor is appointed and qualified.

Norris W. Vaux, Glenmoore, from November 18, 1947, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE PENNSYLVANIA AERONAUTICS COMMISSION

Ralph C. Hutchison, Washington, from July 25, 1947, until June 2, 1951, and until his successor shall be duly appointed and shall have qualified.

Ralph Earle, Haverford, from July 25, 1947, until June 2, 1950, and until his successor shall be duly appointed and shall have qualified.

John Henry Leh, Allentown, from July 25, 1947, until June 2, 1949, and until his successor shall be duly appointed and shall have qualified.

William R. McMillen, Black Lick, from July 25, 1947,

until December 1, 1950, and until his successor shall be duly appointed and shall have qualified, unless not reelected for the next succeeding term.

John H. Dent, Jeannette, from July 25, 1947, until December 1, 1952, and until his successor shall be duly appointed and shall have qualified, unless not reelected for the next succeeding term.

Charles C. Smith, Philadelphia, from July 25, 1947, until December 1, 1950, and until his successor shall be duly appointed and shall have qualified, unless not reelected for the next succeeding term.

MEMBER OF THE BOARD OF TRUSTEES OF ALLENTOWN STATE HOSPITAL

John C. Kistler, Allentown, from July 29, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF ASHLAND STATE HOSPITAL

George C. Shoemaker, Ashland, from February 17, 1948, for the term of four years, and until his successor is qualified.

Gregory G. Hubler, Gordon, from February 17, 1948, for the term of four years, and until his successor is qualified.

John J. Jones, Frackville, from February 17, 1948, for the term of four years, and until his successor is qualified.

John H. Bilder, Fountain Springs, from February 17, 1948, for the term of four years, and until his successor is qualified.

A. J. Farrell, Girardville, from February 17, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BANKING BOARD

Norman T. Hayes, Rosemont, Montgomery County, from September 4, 1947, until September 1, 1955, and until his successor is duly appointed and qualified.

Daniel H. Erdman, Coopersburg, from September 4, 1947, until September 1, 1955, and until his successor is duly appointed and qualified.

Wm. B. McFall, Mt. Lebanon from September 4, 1947, until September 1, 1949, and until his successor is duly appointed and qualified.

Mark Willcox, Wawa, Delaware County, from September 4, 1947, until September 1, 1949, and until his successor is duly appointed and qualified.

Wm. J. Hamilton, Jr., Philadelphia, from September 4, 1947, until September 1, 1953, and until his successor is duly appointed and qualified.

George R. Howell, Reading, from September 4, 1947, until September 1, 1949, and until his successor is duly appointed and qualified.

E. E. Bauer, Wexford, Allegheny County, from September 4, 1947, until September 1, 1953, and until his successor is duly appointed and qualified.

T. C. Swarts, Aliquippa, from October 23, 1947, until September 1, 1949, and until his successor is duly appointed and qualified.

MEMBER OF THE STATE COUNCIL FOR THE BLIND

Paul L. Goldstrohm, Penns Park, Bucks County, from December 4, 1947, for the term of four years, and until his successor is qualified.

MEMBER OF THE BOARD OF TRUSTEES OF BLOOMSBURG STATE TEACHERS' COLLEGE

C. William Kreisher, Catawissa, from February 13, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF BLOSSBURG STATE HOSPITAL

(Mrs.) Cora Tucker, Knoxville, from February 13, 1948, for the term of four years, and until her successor is qualified.

Milton Barden, Mansfield, from February 13, 1948, for the term of four years, and until his successor is qualified.

Robert S. Irving, Ogdensburg, from February 13, 1948, for the term of four years, and until his successor is qualified.

John Gray, Arnot, from February 13, 1948, for the term of four years, and until his successor is qualified.

William F. White, Wellsboro, from February 13, 1948, for the term of four years, and until his successor is qualified.

Ambrose Manakowski, Blossburg, from February 13, 1948, for the term of four years, and until his successor is qualified.

(Mrs.) Hazel Parsells, Wellsboro, from February 13, 1948, for the term of four years, and until her successor is qualified.

MEMBERS OF THE BRANDYWINE BATTLEFIELD PARK COMMISSION

Frank W. Melvin, Philadelphia, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Edward Hopkinson, Jr., Chestnut Hill, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Bart Anderson, West Chester, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Henry Pleasants, Jr., West Chester, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Jos. Knox Fornance, Norristown, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

J. Truman Swing, Merion Station, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Martin W. Clement, Rosemont, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

J. Clark Mansfield, Pittsburgh, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

Samuel Bunting Lewis, Philadelphia, from November 17, 1947, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE BUILDING AND LOAN BOARD

Frank W. Harris, Jr., Philadelphia, from October 23, 1947, until September 1, 1955, and until his successor is duly appointed and qualified.

Joshua W. Swartz, Harrisburg, from October 23, 1947, until September 1, 1955, and until his successor is duly appointed and qualified.

George L. Transue, Easton, from October 23, 1947, until September 1, 1951, and until his successor is duly appointed and qualified.

J. Howard Gilroy, Beaver Falls, from October 23, 1947, until September 1, 1953, and until his successor is duly appointed and qualified.

G. Raymond Greeby, Bala-Cynwyd, from October 23, 1947, until September 1, 1953, and until his successor is duly appointed and qualified.

MEMBERS OF THE PENNSYLVANIA STATE BOARD OF CENSORS

(Mrs.) Edna R. Carroll, Philadelphia, from September 2, 1947, until the third Tuesday of January, 1951, and until her successor shall have been appointed and qualified.

(Mrs.) Beatrice Z. Miller, Germantown, from September 7, 1948, until the third Tuesday of January, 1951, and until her successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF CHEYNEY TRAINING SCHOOL FOR TEACHERS

(Mrs.) Verona Beckett, Germantown, from January 9, 1948, until the third Tuesday of January, 1949, and until her successor shall have been appointed and qualified.

James G. Vail, Media, from January 9, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF CLARION STATE TEACHERS' COLLEGE

Raymond E. Brown, Brookville, from February 16, 1948, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Evan J. Jones, Bradford, from February 16, 1948, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Samuel Breene, Oil City, from February 16, 1948, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Percy C. Andrews, New Bethlehem, from February 16, 1948, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Roy R. Underwood, Knox, from February 16, 1948, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

(Mrs.) Margaret B. Beck, Clarion, from February 16, 1948, until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified.

John H. Hughes, Brookville, from February 16, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Henry M. Amsler, Clarion, from February 16, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Robert S. Bates, Meadville, from February 16, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF COALDALE STATE HOSPITAL

Robert Gormley, Summit Hill, from March 25, 1948, for the term of four years, and until his successor is qualified.

(Mrs.) Martha Edwards, Lansford, from March 25, 1948, for the term of four years, and until her successor is qualified.

Charles D. Rubert, Lansford, from March 25, 1948, for the term of four years, and until his successor is qualified.

Harry Kleckner, Tamaqua, from March 25, 1948, for the term of four years, and until his successor is qualified.

Joseph J. Humphries, Lehigh, from March 25, 1948 for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF CONNELLSVILLE STATE HOSPITAL

Paul O. Malone, Conneville, from February 5, 1948 for the term of four years, and until his successor is qualified.

Frank Lane, Monessen, from February 5, 1948, for the term of four years, and until his successor is qualified.

Frank W. Byrne, Conneville, from February 5, 1948, for the term of four years, and until his successor is qualified.

James M. Driscoll, Conneville, from February 5, 1948, for the term of four years, and until his successor is qualified.

W. J. B. Mayo, Melcroft, from February 5, 1948, for the term of four years, and until his successor is qualified.

Daniel Durie, Conneville, from February 5, 1948, for the term of four years, and until his successor is qualified.

Philip Galiardi, Conneville, from February 5, 1948, for the term of four years, and until his successor is qualified.

William J. Davidson, Conneville, from February 5, 1948, for the term of four years, and until his successor is qualified.

Meyer Aaron, Conneville, from February 5, 1948, for the term of four years, and until his successor is qualified.

MEMBER OF THE BOARD OF TRUSTEES OF DANVILLE STATE HOSPITAL

Clarence B. Gray, Bloomsburg, from November 13, 1947,

for the term of four years, and until his successor is qualified.

MEMBERS OF THE DELAWARE RIVER JOINT COMMISSION

Jay Cooke, Wyndmoor, Montgomery County, from July 8, 1947, for the term of five years, and until his successor shall have been appointed and qualified.

Clarence Tolan, Jr., Wayne, from July 8, 1947, for the term of five years, and until his successor shall have been appointed and qualified.

Edwin R. Cox, Philadelphia, from July 8, 1947, for the term of five years, and until his successor shall have been appointed and qualified.

Alvin A. Swenson, Philadelphia, from July 8, 1947, for the term of five years, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE DENTAL COUNCIL AND EXAMINING BOARD

A. M. Stinson, Stewartstown, from September 10, 1947, for the term of six years, and until his successor is appointed and qualified.

Andrew J. Heffernan, Wilkes-Barre, from September 10, 1947, for the term of six years, and until his successor is appointed and qualified.

Wayde D. Kelly, Harrisburg, from September 10, 1947, for the term of six years, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF EASTERN STATE PENITENTIARY

F. A. Warner, Philadelphia, from August 21, 1947, for the term of four years, and until his successor is qualified.

George Blair, Drexel Hill, from August 21, 1947, for the term of four years, and until his successor is qualified.

Henry Faulkner, Philadelphia, from August 21, 1947, for the term of four years, and until his successor is qualified.

Maurice C. Gregory, Philadelphia, from August 21, 1947, for the term of four years, and until his successor is qualified.

MEMBERS OF THE COMMITTEE TO COOPERATE WITH THE JOINT STATE GOVERNMENT COMMISSION IN STUDYING EDUCATIONAL FACILITIES, ETC.

Robert L. Johnson, Philadelphia, from August 30, 1947, until annulled.

Theodore A. Distler, Lancaster, from August 30, 1947, until annulled.

Herbert L. Spencer, Lewisburg, from August 30, 1947, until annulled.

Francis X. N. McGuire, Villanova, from August 30, 1947, until annulled.

Robert M. Steele, California, from August 30, 1947, until annulled.

Ralph Cooper Hutchison, Easton, from August 30, 1947, until annulled.

Carl E. Seifert, Harrisburg, from August 30, 1947, until annulled.

Alan M. Scaife, Pittsburgh, from August 30, 1947, until annulled.

J. Belmont Mosser, St. Marys, from August 30, 1947, until annulled.

John A. Stevenson, Philadelphia, from August 30, 1947, until annulled.

MEMBERS OF THE EIGHTIETH DIVISION HISTORY COMMISSION

Rodney T. Bonsall, Philadelphia, from February 16, 1948, until annulled.

Carl F. Case, Pittsburgh, from February 16, 1948, until annulled.

E. Y. Dobson, Pittsburgh, from February 16, 1948, until annulled.

Dwight H. Fee, Pittsburgh, from February 16, 1948, until annulled.

William B. McFall, Pittsburgh, from February 16, 1948, until annulled.

MEMBERS OF THE BOARD OF TRUSTEES OF EMBREEVILLE STATE HOSPITAL

(Mrs.) Mary S. Gawthrop, West Chester, from February 17, 1948, for the term of four years, and until her successor is qualified.

(Mrs.) Henrietta G. Bowman, Glenmoore, from February 17, 1948, for the term of four years, and until her successor is qualified.

Harvey M. Thomas, Edgemont, from February 17, 1948, for the term of four years, and until his successor is qualified.

W. Perry Tyson, Downingtown, from February 17, 1948, for the term of four years, and until his successor is qualified.

Howard M. Way, Mendenhall, from February 17, 1948, for the term of four years, and until his successor is qualified.

Douglas Gilpin, Kennett Square, from February 17, 1948, for the term of four years, and until his successor is qualified.

Charles E. Heald, West Grove, from February 17, 1948, for the term of four years, and until his successor is qualified.

George D. Baldwin, West Chester, from February 17, 1948, for the term of four years, and until his successor is qualified.

MEMBER OF THE STATE REGISTRATION BOARD FOR PROFESSIONAL ENGINEERS

Charles Haydock, Philadelphia, from December 22, 1947, for the term of six years, and until his successor is appointed and qualified.

MEMBERS OF THE STATE FARM PRODUCTS SHOW COMMISSION

George W. Slocum, Milton, from September 29, 1947, for the term of four years, and until his successor is qualified.

Kenzie S. Bagshaw, Hollidaysburg, from September 29, 1947, for the term of four years, and until his successor is qualified.

James F. Torrance, Export, from September 29, 1947, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF FARVIEW STATE HOSPITAL

Luis Consagra, Mayfield, from February 18, 1948, for the term of four years, and until his successor is qualified.

Vassor P. Jones, Carbondale, from February 18, 1948, for the term of four years, and until his successor is qualified.

Floyd Bayly, Beachlake, from February 18, 1948, for the term of four years, and until his successor is qualified.

Raymond H. Leet, Starrucca, from February 18, 1948, for the term of four years, and until his successor is qualified.

Asa B. Martin, Milford, from February 20, 1948, for the term of four years, and until his successor is qualified.

Charles H. Ainey, New Milford, from February 20, 1948, for the term of four years, and until his successor is qualified.

William Stratford, Forest City, from February 20, 1948, for the term of four years, and until his successor is qualified.

R. LeRoy Dengler, Mount Pocono, from February 20, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF FISH COMMISSIONERS

Albert H. Stackpole, Dauphin, from August 26, 1947, for the term of six years, and until his successor is qualified.

Wm. D. Burke, Melrose Park, Montgomery County, from

August 26, 1947, for the term of six years, and until his successor is qualified.

Paul F. Bittenbender, Kingston, from August 26, 1947, for the term of six years, and until his successor is qualified.

Bernard Horne, Pittsburgh, from August 26, 1947, for the term of six years, and until his successor is qualified.

Milton L. Peek, Radnor, from August 26, 1947, for the term of six years, and until his successor is qualified.

Louis S. Winner, Lock Haven, from January 28, 1948, for the term of six years, and until his successor is qualified.

MEMBERS OF THE FLOOD CONTROL COMMISSION

J. L. Carey, Pittsburgh, from November 14, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

L. C. Rummage, Nanticoke, from November 14, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Larry Woodin, Wellsboro, from November 14, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

E. M. Schumo, Hamburg, from November 14, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF HAZLETON STATE HOSPITAL

Thomas C. Price, Hazleton, from April 6, 1948, for the term of four years, and until his successor is qualified.

Martin A. Corrigan, Hazleton, from April 6, 1948, for the term of four years, and until his successor is qualified.

Stephen Pavlovich, Jeddo, from April 6, 1948, for the term of four years, and until his successor is qualified.

Conrad Falvello, Hazleton, from April 6, 1948, for the term of four years, and until his successor is qualified.

John J. Kaschak, Hazleton, from April 6, 1948, for the term of four years, and until his successor is qualified.

Harry Shanno, Freeland, from April 6, 1948, for the term of four years, and until his successor is qualified.

Henry Walser, Hazleton, from April 6, 1948, for the term of four years, and until his successor is qualified.

MEMBER OF THE PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION

John W. Oliver, Pittsburgh, from March 26, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE BOARD OF HOUSING

Arthur C. Kaufmann, Ardmore, from November 20, 1947, until August 17, 1952, and until his successor is appointed and qualified.

Owen B. Hannon, Pittsburgh, from November 20, 1947, until August 17, 1949, and until his successor is appointed and qualified.

Ritchie Lawrie, Jr., Harrisburg, from November 20, 1947, until August 17, 1950, and until his successor is appointed and qualified.

Henry C. Spencer, Carbondale, from November 20, 1947, until August 17, 1951, and until his successor is appointed and qualified.

J. E. Burns, Oil City, from October 18, 1948, until August 17, 1953, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

Albert R. Pechan, Ford City, from August 22, 1947, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Steele Clark, Cherry Tree, from August 22, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Harry F. Carson, Saltsburg, from August 22, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

(Mrs.) Edna B. Pierce, Indiana, from August 22, 1947, until the third Tuesday of January, 1951, and until her successor shall have been appointed and qualified.

MEMBERS OF THE INDUSTRIAL BOARD

John B. Backhus, Philadelphia, from October 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Elvin W. Overdorff, Johnstown, from October 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

(Mrs.) Margaret J. Keane Rau, Philadelphia, from October 11, 1948, until the third Tuesday of January, 1951, and until her successor shall have been appointed and qualified.

Wilbert Wear, Harrisburg, from October 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF PENNSYLVANIA INDUSTRIAL SCHOOL AT CAMP HILL

Dale F. Shughart, Carlisle, from February 6, 1948, for the term of four years, and until his successor is appointed and qualified.

C. Howard Witmer, Lancaster, from February 6, 1948, for the term of four years, and until his successor is appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF STATE INDUSTRIAL HOME FOR WOMEN

Frank Smith, Philadelphia, from June 10, 1948, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF KUTZ-TOWN STATE TEACHERS' COLLEGE

Paul H. Price, Wyomissing, from February 17, 1948, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

C. Fred Beck, Cressona, from February 17, 1948, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

MEMBERS OF THE LABOR-MANAGEMENT ADVISORY COMMITTEE

H. K. Breckenridge, Pittsburgh, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

Van Horn Ely, Bryn Mawr, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

L. M. Ayers, Pittsburgh, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

C. G. Simpson, Philadelphia, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

Dan J. Egan, Pittsburgh, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

E. J. Brill, Allentown, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

Harry Boyer, Harrisburg, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

Hunter P. Wharton, Pittsburgh, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

James L. McDevitt, Philadelphia, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

John W. Thomas, Catasauqua, from October 29, 1947, for the term of two years, and until his successor is appointed and qualified.

Joseph Gallagher, Freeland, from October 29, 1947, for

the term of two years, and until his successor is appointed and qualified.

MEMBER OF THE PENNSYLVANIA LIQUOR CONTROL BOARD

Frank D. Armstrong, Paxtang, from January 21, 1948, until November 29, 1951, and until his successor shall have been appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF LOCUST MOUNTAIN STATE HOSPITAL

Ben Swirsky, Frackville, from February 17, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF MANSFIELD STATE TEACHERS' COLLEGE

Walter W. Swimley, Knoxville, from September 26, 1947, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Clarke W. Prindle, Elkland, from September 26, 1947, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Thomas A. Crichton, Wellsboro, from September 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Lloyd G. Cole, Blossburg, from September 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Richard G. Lowe, Williamsport, from September 26, 1947, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

John M. Lumley, Dushore, from September 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

George F. Case, Troy, from September 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Merrill S. Brodrick, Mansfield, from September 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

Arthur E. Dick, Jr., Hazleton, from September 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF MAY-VIEW STATE HOSPITAL

Oliver E. Turner, Mt. Lebanon, from November 12, 1947, for the term of four years, and until his successor is qualified.

Charles F. O'Hanlon, Mt. Lebanon, from July 30, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE STATE BOARD OF MEDICAL EDUCATION AND LICENSURE

Elmer Hess, Erie, from July 2, 1947, for the term of four years, and until his successor is appointed and qualified.

Charles L. Shafer, Kingston, from March 15, 1948, for the term of four years, and until his successor is appointed and qualified.

Charles J. Hemminger, Somerset, from March 15, 1948, for the term of four years, and until his successor is appointed and qualified.

MEMBER OF THE MILK CONTROL COMMISSION

Charles J. O'Loughlin, Aliquippa, from November 10, 1947, until May 1, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE BOARD OF EXAMINERS FOR THE REGISTRATION OF NURSES

Sister Mary Carlotta Vanvoy, Pittsburgh, from November 13, 1947, for the term of six years, and until her successor is qualified.

(Miss) Edith Denney Payne, Philadelphia, from Novem-

ber 13, 1947, for the term of six years, and until her successor is qualified.

(Miss) Mary Rachel Lau, Harrisburg, from November 13, 1947, for the term of six years, and until her successor is qualified.

MEMBERS OF THE OHIO RIVER VALLEY WATER SANITATION COMMISSION FOR THE COMMON- WEALTH OF PENNSYLVANIA

Herbert P. Sorg, St. Marys, from May 24, 1948, for the term of six years, and until his successor shall be appointed and qualified.

E. A. Holbrook, Pittsburgh, from May 24, 1948, for the term of three years, and until his successor shall be appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF PHILIPS- BURG STATE HOSPITAL

Rembrandt Dunsmore, Philipsburg, from March 11, 1948, for the term of four years, and until his successor is qualified.

Walter Williams, Ramey, from March 11, 1948, for the term of four years, and until his successor is qualified.

Richard Hess, Morrisdale, from March 11, 1948, for the term of four years, and until his successor is qualified.

(Mrs.) Nancy Fryberger, Philipsburg, from March 11, 1948, for the term of four years, and until her successor is qualified.

Benjamin Nicodemus, Port Matilda, from March 11, 1948, for the term of four years, and until his successor is qualified.

Roy H. Schreffler, Philipsburg, from March 11, 1948, for the term of four years, and until his successor is qualified.

James F. Dugan, Osceola Mills, from March 11, 1948, for the term of four years, and until his successor is qualified.

Jonathan E. Hutchinson, Houtzdale, from March 11, 1948, for the term of four years, and until his successor is qualified.

Charles G. Waple, Tyrone, from March 11, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE STATE PLANNING BOARD

Milo F. Draemel, Wynnewood, from November 17, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Miles Horst, Lebanon, from November 17, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Ray F. Smock, Harrisburg, from November 17, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Curtis Bok, Philadelphia, from November 17, 1948, until November 17, 1953, and until his successor shall have been appointed and qualified.

(Mrs.) Hannah M. Dunham, Allentown, from November 17, 1948, until November 17, 1952, and until her successor shall have been appointed and qualified.

S. W. Fletcher, State College, from November 17, 1948, until November 17, 1952, and until his successor shall have been appointed and qualified.

G. Richard Fryling, Erie, from November 17, 1948, until November 17, 1949, and until his successor shall have been appointed and qualified.

Edward Hopkinson, Jr., Philadelphia, from November 17, 1948, until November 17, 1951, and until his successor shall have been appointed and qualified.

S. E. Lauer, York, from November 17, 1948, until November 17, 1950, and until his successor shall have been appointed and qualified.

James L. McDevitt, Harrisburg, from November 17, 1948, until November 17, 1949, and until his successor shall have been appointed and qualified.

H. W. Prentis, Jr., Lancaster, from November 17, 1948, until November 17, 1951, and until his successor shall have been appointed and qualified.

Alfred H. Williams, Philadelphia, from November 17, 1948, until November 17, 1950, and until his successor shall have been appointed and qualified.

George W. Reily, Harrisburg, from November 17, 1948, until November 17, 1953, and until his successor shall have been appointed and qualified.

Wallace Richards, Pittsburgh, from December 6, 1948, until November 17, 1953, and until his successor shall have been appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF POLK STATE SCHOOL

E. Clarence Erickson, Titusville, from August 11, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF INTERSTATE COMMISSION ON THE POTOMAC RIVER BASIN FOR THE COMMON- WEALTH OF PENNSYLVANIA

Herbert P. Sorg, St. Marys, from November 10, 1947, for the term of two years, or until his successor is appointed.

Harry Gard Knox, Harrisburg, from September 9, 1948, for the term of two years, or until his successor is appointed.

MEMBERS OF THE STATE BOARD OF PRIVATE BUSINESS SCHOOLS

Sterling B. Seeley, Scranton, from September 2, 1947, for the term of four years, and until his successor is qualified.

Charles R. McCann, Reading, from September 2, 1947, for the term of six years, and until his successor is qualified.

H. E. McLaughlin, Beaver Falls, from September 2, 1947, for the term of two years, and until his successor is qualified.

Charles Churchman, Easton, from September 2, 1947, for the term of four years, and until his successor is qualified.

(Mrs.) Sadie Hartsock, Harrisburg, from September 2, 1947, for the term of two years, and until her successor is qualified.

E. A. Glatfelter, York, from September 2, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

A. Bruce Denniston, Greenville, from September 2, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBER OF THE STATE BOARD FOR THE EXAMINA- TION OF PUBLIC ACCOUNTANTS

George R. Drabenstadt, Philadelphia, from April 12, 1948, for the term of four years, and until his successor is appointed and qualified.

MEMBER OF STATE BOARD OF PUBLIC ASSISTANCE

John E. Schlottman, Pottsville, from January 9, 1948, until the third Tuesday of January, 1951, and until his successor is appointed and qualified.

MEMBERS OF THE PUBLIC SERVICE INSTITUTE BOARD

Chester E. Rogers, Easton, from September 2, 1947, for the term of four years, and until his successor is qualified.

John A. Moran, Johnstown, from September 2, 1947, for the term of four years, and until his successor is qualified.

Stephen B. Sweeney, Philadelphia, from September 2, 1947, for the term of four years, and until his successor is qualified.

Leon T. Stern, Philadelphia, from September 2, 1947, for the term of four years, and until his successor is qualified.

Francis V. Murphy, Wilkes-Barre, from September 2, 1947, for the term of four years, and until his successor is qualified.

H. F. Alderfer, Harrisburg, from September 2, 1947, for the term of four years, and until his successor is qualified.

Fred C. Peters, Norristown, from July 28, 1948, for the term of four years, and until his successor is qualified.

Preston O. Van Ness, Harrisburg, from July 28, 1948, for

the term of four years, and until his successor is qualified.
 H. E. Gayman, Harrisburg, from July 28, 1948, for the term of four years, and until his successor is qualified.
 C. M. Wilhelm, Harrisburg, from July 28, 1948, for the term of four years, and until his successor is qualified.
 F. A. Pitkin, Harrisburg, from July 28, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE STATE REAL ESTATE COMMISSION

Carl G. Wright, Erie, from July 9, 1947, until September 25, 1951, and until his successor is appointed and qualified.
 Leonard P. Kane, Pittsburgh, from January 20, 1948, until September 21, 1950, and until his successor is appointed and qualified.
 Henry Mathieu, Norristown, from January 20, 1948, until September 21, 1952, and until his successor is appointed and qualified.

MEMBER OF THE SANITARY WATER BOARD

F. M. Geer, Warren, from July 16, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBER OF THE PENNSYLVANIA SECURITIES COMMISSION

Louis J. Conley, Pittsburgh, from March 5, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF SLIPPERY ROCK STATE TEACHERS' COLLEGE

W. W. Irwin, New Castle, from August 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.
 W. Lee Gilmore, Pittsburgh, from August 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.
 Stacy T. Dean, Greenville, from August 26, 1947, until the third Tuesday of January, 1949, and until his successor shall have been appointed and qualified.
 (Mrs.) Henriette Kratzert, Monaca, from August 26, 1947, until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified.
 (Mrs.) Marian Foster Smith, Saxonburg, from August 26, 1947, until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified.
 (Mrs.) Zillah J. Shremp, Slippery Rock, from August 26, 1947, until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified.
 John L. Wise, Butler, from August 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.
 Wm. C. Campbell, Butler, from August 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.
 Byron H. Canon, Pittsburgh, from August 26, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE SOIL CONSERVATION COMMISSION

E. M. Shaulis, Hollsopple, from November 10, 1947, for the term of two years, and until his successor is appointed and qualified.
 Frank W. Gorham, Wysox, from November 10, 1947, for the term of two years, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF THE PENNSYLVANIA STATE COLLEGE

Roger W. Rowland, New Castle, from January 6, 1948, until July 1, 1949, and until his successor is appointed and qualified.
 Edgar C. Weichel, Scranton, from January 6, 1948,

until July 1, 1949, and until his successor is appointed and qualified.

W. Stewart Taylor, Harrisburg, from January 6, 1948, until July 1, 1950, and until his successor is appointed and qualified.

Fred M. Waring, Shawnee on Delaware, from January 6, 1948, until July 1, 1950, and until his successor is appointed and qualified.

Howard J. Lamade, Williamsport, from October 4, 1948, until July 1, 1951, and until his successor is appointed and qualified.

Frank R. Denton, Pittsburgh, from October 4, 1948, until July 1, 1951, and until his successor is appointed and qualified.

REPORTER OF THE DECISIONS OF THE SUPREME COURT OF PENNSYLVANIA

Laurence H. Eldredge, Bryn Mawr, from March 31, 1948, for the term of five years, and until his successor shall have been appointed and qualified.

MEMBERS OF THE TAX STUDY COMMITTEE

Frank Wilbur Main, Pittsburgh, from November 19, 1947, until annulled.

Philip Sterling, Philadelphia, from November 19, 1947, until annulled.

MEMBERS OF THE BOARD OF TRUSTEES OF TORRANCE STATE HOSPITAL

Robert G. Scott, Vandergrift, from February 23, 1948, for the term of four years, and until his successor is qualified.

Edward Tomajko, Jr., Adamsburg, from February 23, 1948, for the term of four years, and until his successor is qualified.

MEMBER OF THE UNEMPLOYMENT COMPENSATION BOARD OF REVIEW

J. K. Clement, Dauphin, from February 20, 1948, until July 1, 1949, and until his successor shall have been appointed and qualified.

MEMBER OF THE BOARD OF COMMISSIONERS ON UNIFORM STATE LAWS

Robert E. Woodside, Millersburg, from June 3, 1948, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE STATE VETERANS' COMMISSION

George J. Didyoung, Reading, from July 7, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Hiram V. Hartman, New Kensington, from July 28, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Anthony R. McGrath, Pittsburgh, from August 5, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Charles S. Winters, Terre Hill, from August 5, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Lawrence Trainor, Duquesne, from November 1, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBER OF THE STATE BOARD OF VETERINARY MEDICAL EXAMINERS

Otto Stader, Ardmore, from January 9, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF WARREN STATE HOSPITAL

Merle H. Deardorff, Warren, from February 2, 1948, for the term of four years, and until his successor is qualified.

Chester S. Allen, Warren, from February 2, 1948, for the term of four years, and until his successor is qualified.
 Andrew LaVerne Clinger, Tidioute, from February 2, 1948, for the term of four years, and until his successor is qualified.

Elmer L. Evans, Erie, from February 2, 1948, for the term of four years, and until his successor is qualified.

R. G. Walters, Grove City, from February 2, 1948, for the term of four years, and until his successor is qualified.

R. R. Underwood, Knox, from February 2, 1948, for the term of four years, and until his successor is qualified.

Harry Smith, Ridgeway, from February 2, 1948, for the term of four years, and until his successor is qualified.

Donald C. Smith, Warren, from February 2, 1948, for the term of four years, and until his successor is qualified.

MEMBERS OF THE WASHINGTON CROSSING PARK COMMISSION

Ira Fisk, Danboro, from October 20, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Ernest H. Harvey, Langhorne, from October 20, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

William H. Gillam, Jr., Saint Davids, from October 23, 1947, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Arthur M. Eastburn, Doylestown, from February 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

Thomas Elliot Wynne, Bala-Cynwyd, from February 11, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF WERNERSVILLE STATE HOSPITAL

(Mrs.) Stella Livingood, Robeson, from February 11, 1948, for the term of four years, and until her successor is qualified.

D. W. Martin, Manheim, from February 11, 1948, for the term of four years, and until his successor is qualified.

I. E. Davies, Reading, from February 11, 1948, for the term of four years, and until his successor is qualified.

Cover O'Flaherty, Leesport, from February 11, 1948, for the term of four years, and until his successor is qualified.

Ronald S. Regar, Reading, from February 11, 1948, for the term of four years, and until his successor is qualified.

J. Fred Schofer, Mount Gretna, from February 11, 1948, for the term of four years, and until his successor is qualified.

Charles Wisser, Sinking Spring, from February 11, 1948, for the term of four years, and until his successor is qualified.

Charles Gebert, Tamaqua, from February 11, 1948, for the term of four years, and until his successor is qualified.

MEMBER OF THE BOARD OF TRUSTEES OF WOODVILLE STATE HOSPITAL

Edward Labowitz, Pittsburgh, from September 22, 1947, for the term of four years, and until his successor is qualified.

WORKMEN'S COMPENSATION REFEREES

Charles J. Bufalino, Pittston, from July 15, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

O. A. Wisansky, Frackville, from November 8, 1948, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

PUBLIC ASSISTANCE BOARDS

Also the following persons to be MEMBERS OF THE COUNTY BOARDS OF ASSISTANCE, for the terms set opposite their names:

ADAMS COUNTY

A. W. Geigley, Fairfield, from May 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

ALLEGHENY COUNTY

Stanton Belfour, Pittsburgh, from August 6, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Miss) Helen W. Leovy, Pittsburgh, from August 6, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

ARMSTRONG COUNTY

Earl D. Artman, Ford City, from January 19, 1948, until December 31, 1950.

R. J. Caretti, Kittanning, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Robert D. Noel Jr., Kittanning, from June 9, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

BEAVER COUNTY

(Mrs.) Mary L. Binkley, Rochester, from February 16, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Thomas H. Mansell, Aliquippa, from February 16, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

(Mrs.) Hazel Kenny Lucas, Beaver Falls, from February 16, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

BERKS COUNTY

Daniel E. Bause, Boyertown, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Percy F. Hess, Hamburg, from January 19, 1948, until December 31, 1949.

John F. McGlinn, Reiffton, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Edward L. Seasholtz, Reading, from January 19, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Darrell O. Smith, Reading, from January 19, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

BLAIR COUNTY

(Mrs.) Elizabeth T. Gardner, Tyrone, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Lawrence Schrenk, Altoona, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

BRADFORD COUNTY

John F. Beirne, Towanda, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Clayton H. Maryott, Monroeton, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

L. A. Merrill, Jr., Towanda, from February 4, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

BUCKS COUNTY

George M. Whitenack, Doylestown, from February 16, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Leah D. Earle, Southampton, from March 3, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

(Mrs.) Florence Tomb, Bristol, from July 14, 1948,

until December 31, 1950, and until her successor is duly appointed and qualified.

BUTLER COUNTY

Ira Beahm, Zelienople, from October 8, 1947, until December 31, 1949, and until his successor is duly appointed and qualified.

(Mrs.) Rebekah Miller Cypher, Butler, from January 19, 1948, until December 31, 1950.

J. H. Allman, Butler, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

CAMBRIA COUNTY

John Thomas, Jr., Johnstown, from July 14, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

James G. Contakos, Johnstown, from July 14, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

CAMERON COUNTY

J. Wright Mason, Driftwood, from July 8, 1947, until December 31, 1949, and until his successor is duly appointed and qualified.

C. A. Casperson, Emporium, from January 19, 1948, until December 31, 1950.

Gerald V. Burns, Emporium, from January 19, 1948, until December 31, 1950.

(Mrs.) Christie Close, Emporium, from January 19, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

CARBON COUNTY

Raymond F. Smith, Palmerton, from January 19, 1948, until December 31, 1949.

Emerson C. West, Weatherly, from March 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Charles D. Neast, Mauch Chunk, from March 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

CENTRE COUNTY

Frank P. Knoll, State College, from March 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

W. Scott Wieland, State College, from March 3, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

CHESTER COUNTY

Sidney B. Hutton, West Grove, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

CLARION COUNTY

Edward A. Wilhelm, Clarion, from January 19, 1948, until December 31, 1950.

(Miss) Effie Blanche Hepler, New Bethlehem, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

CLEARFIELD COUNTY

M. L. Silberblatt, Clearfield, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

CLINTON COUNTY

(Mrs.) Ruby A. Brown, Renovo, from October 15, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

CRAWFORD COUNTY

George R. Wright, Linesville, from January 19, 1948,

until December 31, 1950, and until his successor is duly appointed and qualified.

James M. Regester, Cambridge Springs, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Gladys Harrison Roeder, Titusville, from January 19, 1948, until December 31, 1949.

Merle F. Baker, Conneautville, from January 19, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Kenneth W. Rice, Meadville, from November 18, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

CUMBERLAND COUNTY

(Mrs.) Marguerite Gruman, Shippensburg, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Bruce M. Bowman, Newville, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

DAUPHIN COUNTY

Daniel H. Hickok, Harrisburg, from December 6, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

James H. Lane, Harrisburg, from December 6, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

DELAWARE COUNTY

(Mrs.) Edna Salneu, Llanerch, from May 3, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

ERIE COUNTY

Edward G. Baker, Erie, from January 19, 1948, until December 31, 1949.

(Mrs.) Helen H. Gebhardt, Erie, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Michael Ricci, Erie, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

FAYETTE COUNTY

Amna B. Gault, Uniontown, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Maude S. Reynolds, Uniontown, from February 4, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

J. Alfred Baer, Masontown, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

FRANKLIN COUNTY

(Mrs.) Mary Elizabeth G. Glen, Chambersburg, from August 29, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

(Mrs.) Ethel Wyman, Mercersburg, from August 29, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

(Miss) Anna H. Sollenberger, Waynesboro, from August 29, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

J. Raymond Myers, Mercersburg, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

John H. Wenger, Chambersburg, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

GREENE COUNTY

(Mrs.) Mabel C. Baily, Waynesburg, from June 9, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Albert A. Sayers, Waynesburg, from June 9, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

HUNTINGDON COUNTY

Charles H. Stong, Petersburg, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Margaret Himes Ewing, Shade Gap, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

(Mrs.) Minnie Rudy, Huntingdon, from January 19, 1948, until December 31, 1949.

(Mrs.) Allie Jackson, Huntingdon, from January 19, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

INDIANA COUNTY

James M. Torrance, Blairsville, from January 19, 1948, until December 31, 1950.

J. J. Connolly, Indiana, from January 19, 1948, until December 31, 1950.

JEFFERSON COUNTY

Ben W. Irvin, Big Run, from February 16, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Marjorie Davis, Big Run, from February 16, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

JUNIATA COUNTY

Paul W. DeLauter, Mifflintown, from August 10, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Stephen Dodd, Mifflin, from August 10, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

J. Harold Zook, Mifflintown, from August 10, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

LACKAWANNA COUNTY

(Mrs.) Bertha Mika, Old Forge, from July 10, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

LANCASTER COUNTY

Francis P. Sharpless, Lancaster, from March 24, 1948, until December 31, 1950.

V. W. Dippell, Lancaster, from March 24, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Scott W. Baker, Lancaster, from November 9, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

LAWRENCE COUNTY

Edwin J. Ball, Mahoningtown, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

P. M. Cox, Volant, from February 4, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Joseph Ellsworth, New Castle, from February 4, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

(Mrs.) Florence Long, New Castle, from February 4, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

LEBANON COUNTY

Earnest Williams, Annville, from February 4, 1948, until December 31, 1950.

(Mrs.) Anne Blodgett Bashore, Lebanon, from February 4, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

LUZERNE COUNTY

William Dombroski, Pittston, from August 25, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

Francis Ferry, Hazleton, from August 25, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

LYCOMING COUNTY

John E. Whittaker, Williamsport, from February 4, 1948, until December 31, 1950.

Preston H. Smith, Williamsport, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

McKEAN COUNTY

Hamlin D. Redfield, Smethport, from December 7, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

L. Earl McLaughlin, Eldred, from December 7, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

R. C. Wilber, Port Allegany, from December 7, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

J. A. Fitzgibbon, Bradford, from December 7, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

E. H. Watts, Kane, from December 7, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

MIFFLIN COUNTY

(Mrs.) Lucy G. Foster, Lewistown, from January 19, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

Harry F. Hostetler, Lewistown, from January 19, 1948, until December 31, 1950.

(Mrs.) Gladys Wilson, Lewistown, from January 19, 1948, until December 31, 1950.

MONROE COUNTY

George F. Stack, Cresco, from March 3, 1948, until December 31, 1950.

(Mrs.) Pearl Altemose, Brodheadsville, from March 3, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

(Miss) Lucie M. Girard, Stroudsburg, from March 3, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Merle C. Ostrom, Stroudsburg, from December 6, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

MONTGOMERY COUNTY

(Miss) Pearl Fox, Souderton, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Floyd B. Kulp, Lansdale, from May 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

NORTHAMPTON COUNTY

Hillard A. Miller, Northampton, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Harry Flory, Bangor, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

NORTHUMBERLAND COUNTY

W. J. Engle, Sunbury, from September 2, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Donald Myers, Shamokin, from September 2, 1948, until

December 31, 1949, and until his successor is duly appointed and qualified.

Robert Malick, Shamokin, from September 2, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

PHILADELPHIA COUNTY

James Edgar Gibson, Germantown, from February 10, 1948, until December 31, 1950.

PIKE COUNTY

(Mrs.) Lena Donovan, Milford, from December 13, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Budde Brumbaugh, Dingmans Ferry, from December 13, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

POTTER COUNTY

Robert R. Lewis, Coudersport, from March 18, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

SCHUYLKILL COUNTY

William Boussum, Cressona, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Thomas Dove, Pottsville, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

SNYDER COUNTY

Clarence W. Wilhour, Hummels Wharf, from March 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Ralph M. Baker, McClure, from March 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

SOMERSET COUNTY

(Mrs.) Orpha M. Meyers, Meyersdale, from March 24, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

G. G. Grazier, Hollsopple, from March 24, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

SUSQUEHANNA COUNTY

Walter I. Davies, Forest City, from March 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Byron Benninger, Dimock, from March 3, 1948, until December 31, 1950.

TIOGA COUNTY

Wayne M. Kelts, Mansfield, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Raymond Miller, Wellsboro, from January 19, 1948, until December 31, 1950.

UNION COUNTY

Robert Smith, Millmont, from May 3, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

VENANGO COUNTY

E. H. Messer, Oil City, from January 19, 1948, until December 31, 1950.

John B. Williams, Franklin, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

Andrew J. Harper, Oil City, from January 19, 1948, until December 31, 1949, and until his successor is duly appointed and qualified.

WARREN COUNTY

C. H. Whittaker, Sheffield, from January 19, 1948, until December 31, 1950.

E. J. Jacobs, Tidioute, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

WASHINGTON COUNTY

(Mrs.) Irene Walker, Daisytown, from July 23, 1947, until December 31, 1949, and until her successor is duly appointed and qualified.

(Mrs.) Delia Kelly, Donora, from January 19, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

Russell Z. Moninger, Washington, from January 19, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

WAYNE COUNTY

William Robacker, South Sterling, from March 10, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Mildred Vanderhoof, Honesdale, from March 10, 1948, until December 31, 1949, and until her successor is duly appointed and qualified.

WESTMORELAND COUNTY

S. S. Smith, Derry, from February 4, 1948, until December 31, 1950, and until his successor is duly appointed and qualified.

(Mrs.) Sarah K. Evans, Herminie, from February 4, 1948, until December 31, 1950, and until her successor is duly appointed and qualified.

JAMES H. DUFF.

UNANIMOUS CONSENT UNDER RULE 38

A motion was made by Mr. LORD, Jr. and Mr. WADE, To grant unanimous consent to immediate consideration of the nominations just reported from the Committee on Executive Nominations, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at to-day's session, and those reported on January 25, 1949.

Which was agreed to.

CONSIDERATION OF EXECUTIVE NOMINATIONS

A motion was made by Mr. LORD, Jr. and Mr. WADE, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

Mr. HARE. Mr. President, before the vote is taken on this motion, I would like to be recorded as voting "no" on the nomination of Charles A. French, Ellwood City, as Commissioner of Fisheries, and I would like to be recorded as voting "aye" on the remaining Executive Nominations.

The PRESIDENT. The gentleman from Somerset will be so recorded.

And the question recurring,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,
Berger,
Blass,

Haluska,
Hare,
Holland,

Meade,
Neff,
Pechan,

Tarr,
Taylor,
Toole,

Chapman,	Homsher,	Peelor,	Wade,
Crowe,	Kephart,	Robinson,	Wagner,
Dent,	Lane,	Rosenfield,	Walker,
Diehm,	Leader,	Ruth,	Watkins,
DiSilvestro,	Letzler,	Scarlett,	Watson,
Doebela,	Lord,	Snowden,	Wolfe,
Donlan,	Mahany,	Stevenson,	Wood, L. H.,
Farrell,	Mallery,	Stiefel,	Wood, T. N.,
Frazier,	McPherson, Jr.,	Tallman,	Yosko,
Geltz,			

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. LORD, Jr. Mr. President, I move that the Executive Session do now rise.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

PERMISSION TO ADDRESS SENATE

Mr. BARR asked and obtained unanimous consent to address the Senate.

Mr. BARR. Mr. President, before we proceed to the consideration of the Calendar, I desire to ask leave of the Senate to have spread in the Legislative Journal a petition from The Committee of Western Pennsylvania Hungarian Churches and Societies for the Defense of Human Rights. Of course, we in the Pennsylvania State Senate have nothing to do with national or international law, but they have asked that we take cognizance of what is going on in Hungary today and protest against the violation of the principles of the Atlantic Charter, which are completely ignored by the imprisonment of Lajos Ordass, Lutheran Bishop, and the prince-Primate, Joseph Cardinal Mindszenty. They ask that we take cognizance of what is going on in Hungary today.

Part of protest reads in part as follows:

"We protest, because of the violation of the principles of the Atlantic Charter, the complete ignoring of the promises made at Teheran and Yalta and the treacherous scrapping of this country's treaty with Hungary, Article 2, Section I, Part II of which reads as follows:

"Hungary shall take all measures necessary to secure to all persons under Hungarian jurisdiction, without distinction as to race, sex, language or religion, the enjoyment of human rights and of the fundamental freedoms, including freedom of expression, of press and publication, of religious worship, of political opinion and of public meeting."

Their protest, of course, is to the imprisonment of Lajos Ordass, Lutheran Bishop, and to the arrest of the Prince-Primate, Joseph Cardinal Mindszenty.

The PRESIDENT. The gentleman from Allegheny, Mr. Barr, asks that the protest be spread on the Legislative Journal. Is there objection? The Chair hears none and the protest will be spread on the Legislative Journal.

COMMITTEE OF WESTERN PENNSYLVANIA HUNGARIAN CHURCHES AND SOCIETIES FOR THE DEFENSE OF HUMAN RIGHTS

(Not a Red-Front Organization)

Protest Against Religious Persecution in Hungary

The imprisonment of Lajos Ordass, Lutheran Bishop,

and especially the arrest of Prince-Primate, Joseph Cardinal Mindszenty, Archbishop, has justly shocked the whole world! The communist satellite government of Hungary, following Moscow methods, is trodding under foot Hungarian national, christian traditions and is liquidating human rights guaranteed by International agreements.

Therefore We, free Hungarian-Americans of Western Pennsylvania, united within the Churches and Societies listed below, in place of our brothers across the sea, deprived as they are of all freedom and rights,

DO PROTEST, BEFORE THE AUTHORITIES OF AMERICA AND THE FREEROM-LOVING PEOPLE OF AMERICA, AGAINST ALL THAT IS TAKING PLACE IN PRESENT-DAY HUNGARY:

We Protest, without distinction of creed, as American citizens who, either in person or through our children, grandchildren or brothers fought for the very human rights and ideals of freedom which one of the victorious powers is now denying to the Hungarian people!

We Protest, because of the violation of the principles of the Atlantic Charter, the complete ignoring of the promises made at Teheran and Yalta and the treacherous scrapping of this Country's treaty with Hungary, Article 2, Section I, Part II of which reads as follows: "Hungary shall take all measures necessary to secure to all persons under Hungarian jurisdiction, without distinction as to race, sex, language or religion, the enjoyment of human rights and of the fundamental freedoms, including freedom of expression, of press and publication, of religious worship, of political opinion and of public meeting."

We Therefore Petition the rectification of violated rights, the restoration of freedom in Hungary, the liberation of Bishop Lajos Ordass, Joseph Cardinal Mindszenty and all others, lay and clergy, who, because of their religious convictions, are being tortured, imprisoned, exiled to Siberia or placed in concentration camps!

In order that we, who still by the grace of God, enjoy the blessings of true freedom, may get a correct picture of events as they take place.

We Further Petition this Government to send official observers to the approaching trial of Joseph Cardinal Mindszenty.

Universal Moral Law itself demands that America intervene and that the Council of United Nations forcefully raise it's voice.

THE BLOOD OF TODAY'S ABELS CRIES TO HEAVEN!

REV. DR. STEPHEN DRYIRI,
Chairman
REV. FRANK M. DISMACHEK,
Co-Chairman
REV. VALENTINE ORRESZ,
Corresponding Secretary

Sworn to and subscribed before me this 2nd day of February, 1949.

JOHN A COLLINS, Notary Public SEAL

PROTEST SIGNERS:

St. Elias Church, Homestead, Pa.
Rev. Valentins Orosz, Pastor
First Hungarian Reformed Church of Pittsburgh, Pa.
Rev. Louis Varga, Pastor
St. Stephen's R. C. Magyar Church, McKeesport, Pa.
Rev. Raymond Novak, Pastor
Assumption R. C. Magyar Church, Leechburg, Pa.
Rev. Eugene O. Horvath, Pastor
St. Stephens Holy Name Society, McKeesport, Pa.
Frank J. Toth
Rakoczy Aid Association, Branch 112, Dusquesne, Pa.
Gabriel Czernai
Hungarian Self Culture Club of Duquesne, Pa.
John Homonai
American Hungarian Relief, Chapter 117, Pittsburgh, Pa.
Gay B. Banes
Rakoczy Aid Association, Branch 74, Pittsburgh, Pa.
Andrew Paranay
Self Culture Association, Homestead, Pa. ..Julius Tano

St. Ann's Hungarian R. C. Church, Hazlewood, Pittsburgh, Pa.Rev. Frank M. Dismacheck, Pastor
St. Ladislaus Church, Beaver Falls, Pa.

Rev. Stephen M. Kato, Pastor

Verhovay Fraternal Insurance Ass'n., Branch 89, Homestead, Pa.John S. Csizmadia
American Hungarian Relief, Chapter 27, Leechburg, Pa.Stephen Kundrak, President
Grand Central Committee of Hungarian Organizations, Pittsburgh, Pa.George Meszaros and John Toth
St. George Greek Catholic Union, Branch 11

William Takacs

Verhovay Fraternal Insurance Ass'n., Branch 34, Pittsburgh, Pa.Paul Marton
First Hungarian Lutheran Church of Pittsburgh, Pa.

Andrew Molnar

St. George Greek Catholic Union, Branch 6, McKeesport, Pa.Sarik Laszlo
St. Mary Greek Catholic Union of Duquesne, Pa.

Rudolph Tamas

Verhovay Fraternal Insurance Ass'n., Branch 430, Homestead, Pa.William C. Kohut
Hungarian Professional ClubJoseph Simonyak
United Magyar Civic AssociationJoseph G. Bercsi
Magyar Baptist Church of Homestead..Ignatius Lengyel
Free Magyar Reformed Church of Leechburg, Pa.

Rev. Endre Sebestyen, Pastor, Sigmund Bartha
American Hungarian Social ClubAndrew Herpak
Verhovay Fraternal Insurance Ass'n., Branch 226, McKeesport, Pa.Debreczeni Ferencz, President
Hungarian Greek Catholic Congregation..Sandor Kadar
American Hungarian Relief

Colomon Revesz, Director for Pennsylvania
St. Emory's Hungarian Catholic Church, Connellsville, Pa.Rev. Julius Stefurosky, Pastor
Sacred Heart Hungarian Catholic Church, Brownsville, Pa.Rev. Julius Stefurosky, Pastor

Commonwealth of Pennsylvania } ss:
County of Allegheny

Before me, a Notary Public, personally appeared Rev. Frank M. Dismacheck, who, being duly sworn according to law, doth depose and say that the Organizations and Names listed above were signed to the original protest at a meeting held Sunday, January 23, 1949 at St. Ann's Hungarian Catholic Church in Hazlewood, Pittsburgh, Pennsylvania.

REV. FRANK M. DISMACHEK.

Sworn to and subscribed before me this 2nd day of February, 1949.

JOHN A. COLLINS, Notary Public.

SEAL

BILLS INTRODUCED AND REFERRED

Mr. YOSKO. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. YOSKO, read in place and presented to the Chair Senate Bill No. 216, entitled:

An Act appropriating certain accumulations in the Fire Insurance Tax Fund to cities townships and boroughs for payment to firemens relief pension and retirement funds and repealing an existing law.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 217, entitled:

An Act to further amend the act, approved the twelfth day of May, one thousand nine hundred forty-three

(P. L. 259) entitled, as amended "An act providing for the payment by the State Treasurer, of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies, to the treasurers of the several cities, boroughs, towns and townships, and for the payment thereof into police pension funds, and in certain cases into the Municipal Employees' Retirement System, and for Pension Annuity Contracts, and in certain other cases into the State Employees' Retirement Fund, for certain purposes," by further defining municipal police force.

Which was committed to the Committee on Local Government.

CALENDAR

BILL ON THIRD READING

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 2, on third reading, entitled:

An Act to further amend sections thirty-one and thirty-two of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 869), entitled "An act providing for the organization, government, discipline, maintenance, and regulation of the armed land forces of this Commonwealth," by eliminating certain provisions for per diem pay.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 3, as follows:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by changing the rank which the Adjutant General may have in the Pennsylvania National Guard The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two hundred seven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments

boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments board and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as last amended by the act approved the fifth day of February one thousand nine hundred forty-seven (P. L. 15) is hereby further amended to read as follows

Section 207 Appointment The Governor shall nominate and by and with the advice and consent of two-thirds of all the members of the Senate appoint

(a) The Secretary of the Commonwealth the Attorney General the Superintendent of Public Instruction the Adjutant General the Insurance Commissioner the Secretary of Banking the Secretary of Agriculture the Secretary of Forests and Waters the Secretary of Mines the Secretary of Highways the Secretary of Health the Commissioner of the Pennsylvania State Police the Secretary of Labor and Industry the Secretary of Welfare the Secretary of Property and Supplies the Secretary of Revenue the Secretary of Public Assistance the Secretary of Commerce and the members of all independent administrative boards and commissions

The Adjutant General may have the rank of [Brigadier General] Major General of the Adjutant General's Department in the Pennsylvania National Guard or Pennsylvania Guard or the Governor may designate the ranking line officer of the Pennsylvania National Guard or Pennsylvania Guard or an officer of the regular army United States Navy United States Coast Guard or United States Marine Corps as adjutant general provided that should the ranking line officer be also appointed Adjutant General he shall receive only the salary provided by law for the Adjutant General and provided further that should the ranking line officer be called into the service of the United States a Deputy Adjutant General to be designated by the Governor shall act as Adjutant General during his absence no Adjutant General shall be appointed who shall not have served at least ten years as a commissioned officer in the Pennsylvania National Guard Pennsylvania Guard or equivalent length of service in the Regular Army of the United States United States Navy United States Coast Guard or United States Marine Corps or Officers Reserve Corps of the United States Army United States Navy Reserve United States Coast Guard Reserve or United States Marine Corps Reserve which service may be cumulative that is service in any one or more of the foregoing services may be added together

(b) Except as in this act otherwise provided the members of all departmental administrative bodies boards and commissions and the officers who shall fill the departmental administrative offices mentioned in this article

(c) Except as in this act otherwise provided the members of all advisory boards and commissions

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Haluska,	Meade,	Tarr,
Berger,	Hare,	Neff,	Taylor,
Blass,	Holland,	Perhan,	Toole,
Chapman,	Homsher,	Peelot,	Wade,

Crowe,
Dent,
Diem,
DiSilvestro,
Doehla,
Donlan,
Farrell,
Frazier,
Geltz,

Kephart,
Lane,
Leader,
Letzler,
Lord,
Mahany,
Mallery,
McPherson, Jr.,

Robinson,
Rosenfeld,
Ruth,
Scarlett,
Snowden,
Stevenson,
Stiefel,
Tallman,

Wagner,
Walker,
Watkins,
Watson,
Wolfe,
Wood, L. H.,
Wood, T. N.,
Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 32, as follows:

An Act to further amend section two hundred twenty of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by providing for the issuing of lifelong free resident fishing licenses to persons sixty-five years of age or over

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two hundred twenty of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" as last amended by the acts approved the eighth day of May one thousand nine hundred forty-seven (P. L. 179) and the twentieth day of June one thousand nine hundred forty-seven (P. L. 657) is hereby further amended to read as follows

Section 220 Resident Fishing License Fees For the purpose of this article every person sixteen years of age and upward upon application to any issuing agent within the Commonwealth or to the Department of Revenue and upon the establishment of his identity to the satisfaction of the issuing agent or the Department of Revenue by producing a bank book letters lodge cards police cards a motor vehicle operator's permit or some other positive means of identification that he has been a bona fide resident of this Commonwealth for a period of sixty days next preceding his application and was born in the United States and in the case of naturalized foreign-born residents the production of such applicant's naturalization papers shall upon the payment to the issuing agent or the Department of Revenue of a license fee of two dollars (\$2.00) for the use of the Commonwealth and in the event that the license is issued by an issuing agent a fee of ten cents (10c) for the use of the issuing agent be entitled to the license herein referred to as "a resident fishing license" Any such applicant who is sixty-five years of age or over shall upon the presentation of such proof of age as may be required by the Department of Revenue and upon the payment of the sum of fifty cents (50c) to that department or to the issuing agent for the use of the Commonwealth to cover the costs of issuance and in the event that the license is issued by an issuing agent the amount of ten cents (10c) for the use of the issuing agent be entitled to a lifelong free "resident fishing license"

Any disabled veteran of any war whose disability consists of the loss of one or more limbs or the loss of the use of one or more limbs or a veteran who is totally blind and who meets the above qualifications shall be issued such license upon application to any county treasurer without the payment of the above license fee provided for the use of the Commonwealth The application for the issuance

of a license in such case shall in addition to the other information required contain a statement that the applicant is a war veteran and that his disability was service incurred. The county treasurer may likewise require of such applicant the production of such applicant's discharge papers.

For the duration of the present war any person with the above qualifications who is in service with the armed forces of the United States shall be issued such license upon application to any county treasurer within the Commonwealth without the payment of the above license fee provided for the use of the Commonwealth.

The application for the issuance of a license in such case shall in addition to the other information required give the serial number of the branch of service to which the applicant is attached together with the applicant's rank, company, battalion, regiment, division and other military organization.

In case the license certificate is lost or destroyed a duplicate can be secured from the Department of Revenue by making affidavit to that effect. In case the button is lost or destroyed the licensee can make a duplicate and in case both the license certificate and the button are lost or destroyed a new license and button may be secured from the Department of Revenue upon making affidavit to that effect and the payment of a fee of fifty cents (50c).

Upon the making of an application by any person to the Department of Revenue for a special license to catch eels by the use and operation of eel chutes and the payment of a fee of one dollar (\$1.00) for the use of the Commonwealth such person shall be entitled to a special eel chute license and a special metal tag which shall give him the right to use and operate an eel chute in the Susquehanna River below the boundary line of the city of Pittston and the Duryea Borough line on the north branch below the bridge at the Northumberland-Lycoming County line or the west branch in the Juniata River below Mount Union and in the Delaware River in accordance with the provisions of this act.

Section 2 The provisions of this act shall become effective ten days after final enactment.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

(During the calling of the roll the following occurred:)

Mr. TAYLOR. Mr. President, may I state my reason for voting present on this bill, the reason being that I have a personal interest in the bill.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

Barr,	Farrell,	Mallery,	Tarr,
Berger,	Frazier,	McPherson, Jr.,	Wade,
Blass,	Geltz,	Meade,	Wagner,
Chapman,	Haluska,	Neff,	Walker,
Crowe,	Holland,	Pechan,	Watkins,
Dent,	Kephart,	Peelor,	Watson,
Diehm,	Lane,	Rosenfeld,	Wolfe,
DiSilvestro,	Leader,	Ruth,	Wood, L. H.,
Doehla,	Letzler,	Stevenson,	Wood, T. N.,
Donlan,	Lord,	Stiefel,	Yosko,

NAYS—6

Hare,	Mahany,	Snowden,	Tallman,
Homsher,	Scarlett,		

PRESENT—1

Taylor,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 67, on third reading, entitled:

An Act to amend the act approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1046), entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts; creating a State Tax Equalization Board; and prescribing its powers and duties; imposing duties on certain local officers, agents, boards, commissions and departments; and making an appropriation," by changing the time for the beginning of the use of market values for the determination and apportionment of Commonwealth subsidies.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 182, as follows:

An Act providing for the acquisition by the Department of Property and Supplies in the name of the Commonwealth of certain land in Dauphin County for use of the various State departments, boards and commissions and making an appropriation.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 For the purpose of acquiring a tract of approximately twenty-four (24) acres in the City of Harrisburg Dauphin County upon which is erected a modern industrial plant formerly occupied by the Harrisburg Steel Company the Department of Property and Supplies is hereby authorized to acquire in the name of the Commonwealth of Pennsylvania the area above generally described which is now being offered for sale at auction by War Assets Administration.

Section 2 The Secretary of Property and Supplies is hereby authorized to make the deposit of approximately ten thousand dollars (\$10,000) required to be made at the time of the auction sale and to bid such price for said land and buildings as shall be deemed by him to be fair and reasonable subject to the approval of the Governor. If the Commonwealth is the successive bidder such additional deposits shall be made as are required by the terms of the sale. Any funds appropriated by the General Assembly to the Department of Property and Supplies for any other purpose shall be available for the purposes herein.

The title to the property shall be approved by the Department of Justice.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. DENT. Mr. President, and members of the Senate, when this bill first appeared on the Calendar, I did not give it much attention, because I thought it was an ordinary piece of legislation, an enabling act that would allow the state of Pennsylvania to engage in an open bid on some surplus property now owned by the federal government. However, since last week, I have had some information given to me, and I would like to present it to the Senate for whatever worth it may be.

It seems, Mr. President, this particular building is a steel constructed property containing about 225,000 square

feet, and a little over 8 million cubic feet of space. It was known as the Harrisburg Steel Company Plant No. 2 during the war, and was built for steel production and fabrication work.

Recently, the President of the United States, in a speech before the Joint Session, asked the steel industry of the nation to meet the challenge presented to that industry because of the fact that steel fabrication has reached a point where it is going to hold up a great many allied industries because of the bottle-neck in steel.

Now, it seems inconceivable at this time, when the shortage of steel producing and fabricating facilities in this nation are so great that the President had to say, in effect, that if the industry itself would not accept federal aid and federal loans to construct buildings and facilities to meet the demands of the day, that the federal government would find it possible, and probable to go into the steel industry itself. None of us want that to happen, and therefore, when this particular building which is all equipped and ready for a steel fabricator's use is to be sold at a public auction, and I understand from the information I have that steel companies want to bid for that building and object to the state of Pennsylvania injecting itself into the picture as a possible purchaser, for the simple reason that the State will be able to outbid any individual corporation seeking this property, because we all know that the State would have no worries about amortization of the cost of it. However, if this building can be used and will be used for the purpose for which it was constructed, then it is wrong for the State to buy it or to bid upon it.

As I understand the picture, it employed 2800 men at one time. I do not know why it is idle at this particular moment, but I do know that you do not destroy something that was built for a specific purpose, when there is still a need for that particular type of building or that particular type of property. Somewhere along the line, some producer of steel will come along and buy that building. Friday, I understand is the dead-line.

Mr. President, I do not know the other side of the story, and I am willing to listen to it, I am willing to know why the State is anxious to purchase this particular property. I want to know what the advantage would be to the State, I want to know why they are anxious to buy it.

If anybody can convince me that it would be more proper for the State to buy that building than to construct a new one, then I may decide to vote for the bill, but at the present moment, without any prejudice whatsoever, from the information and the inclination that I have, I would vote "no" on this piece of legislation.

Mr. WALKER. Mr. President, I appreciate the concern of the gentleman from Westmoreland and I do hope that it will be possible for me to at least explain to him why we think the State should be authorized at least to make a bid on the property involved.

First, may I make a couple of minor corrections, at least they are corrections in my estimation. I always understood that the shortage in the steel industry was in the steel production, and not in fabrication. I understand this was a fabricating plant during the war, and when the war ceased, the plant was dismantled—I guess that would be the proper term—and the Harrisburg Steel Company moved out of their Plant No. 2 back into their

original Plant No. 1. Eventually the property came into the hands of the War Assets Administration, and they attempted repeatedly to obtain a tenant or a purchaser for the property, but were unable to get any one interested, that is, any steel company or any fabricator or any assembly plant interested in obtaining the property and opening it up as a production plant.

We, too, Mr. President, would be very reluctant to remove from any active production list a plant that might be returned to productivity in the industrial life of Pennsylvania, but as we understand the problem, the War Assets Administration has been unable to get any steel company or any producer or fabricator or any assembly company interested in taking this plant over. The last last thing in the world the War Assets Administration, which is a federal agency, would want to do would be to remove from the production list a plant that might be utilized in this industrial state and in this industrial area. Because of their inability to obtain some one who will take the plant over and operate it as a steel plant, they have placed it on the bidding list, and have put it up for auction on February 11. The Department of Property and Supplies was notified or became aware of this fact late last week, and that is the reason for rush action on the bill. We think, and the newspaper comments that followed the introduction of the bill increased our opinion of the fact that we were doing the right thing in trying to obtain this property for the Commonwealth.

As I understand it, Mr. President—and I am passing this information on because I appreciate the fact that the gentleman from Westmoreland and I are more or less thinking out loud, trying to arrive at a common decision on this problem—twice this property has been up for sale, and in no instance could they get anyone interested. As I understand it, the neighboring plant, The Harrisburg Steel Corporation was offered the property, and they said they were not interested.

Now, for the information of the Senate, Mr. President, these are statistics or figures or comments that were pointed to me by the Department of Property and Supplies.

The State is constantly behind in the race to provide space to keep up with the growth of government. The Capitol buildings are full, the temporary buildings are full and the state is currently renting 91,000 square feet of space in the city of Harrisburg for offices, at a cost of \$138,000 a year. This does not include the buildings occupied by the Bureau of Unemployment Compensation.

If the General State Authority is created it must be housed. The School Buildings Authority has not been located. The proposed Housing Subsidy will add a function. Requests for more space from two departments of the Capitol are before the Department of Property and Supplies now with no solution in sight, and if I might interject here, Mr. President, the third supplement to the Department is here in this very room, because the Senate of Pennsylvania is also looking for additional space.

Now, with regard to the garage space that is available, the state's automobiles of both the temporary fleet and those assigned to the departments are too many to be

housed in the garage at 38 North Cameron Street, which the state has been renting for twenty years. The cellar and the second floor are full of cars with only a single elevator for access to both places. It is necessary to load the first floor with cars to the doors each night and move ten to twenty of them to the street in order to get the garage into operation in the morning. If there should be a fire in the garage at night when it is filled, the state stands to lose at least \$150,000 and suffer untold inconvenience in the replacement of its vehicles.

In addition to the active garage at 38 North Cameron Street there are inactive storage quarters for 28 cars under the State Street Bridge and at Twenty-first and Herr Streets for 40 cars.

The Commonwealth is renting 70,000 square feet of storage space in Harrisburg at a cost of \$37,000 a year. The cost of heat, light and so forth requires an additional estimated \$6,000 a year. More space is needed. Recently a lift truck has been bought for the paper storage at Tenth and Market Streets in order to make more space available there. The Department of Property and Supplies has insufficient paper storage space and entirely inadequate supply storage space to serve the departments in Harrisburg and the institutions in the field.

Now, Mr. President, here is a list of the items that will make this plant a likely prospect to the Department of Property and Supplies.

It is proposed that the State bid to buy the War Assets Plant at 1400 North Cameron Street, and here are the physical properties involved.

1. 24 acres of ground.
2. A 21,000 square feet office building.
3. A five acre industrial building comprising, I am told, 225,000 square feet.
4. 13 auxiliary buildings with 129,400 square feet.
5. 8 Penna. Rail Road Sidings.
6. Undercover unloading facilities for 4 to 6 cars.
7. Unloading docks for trucks.
8. Complete heating equipment and light and power facilities.
9. These buildings cost the government \$3,800,000 for land and buildings.
10. Is subject to a Federal "Dormant Estate" for 20 years in case of war emergency.
11. Both office and factory buildings are above the 1936 flood level.

Now, Mr. President, it is the hope of the Department of Property and Supplies that this bill will pass the Senate today, so that the House can act on the bill before Friday of this week, because this bill authorizes the Department to make a bid on behalf of the Commonwealth. If the Commonwealth is the successful bidder, then the various areas involved in the purchase of the type of property represented here can be utilized by these departments, boards and bureaus, that have been set forth by the Department of Property and Supplies. It is the estimate of the Department that within a four year period enough money would be saved on rents to compensate the Commonwealth for the purchase price which would be paid in this instance.

Mr. President, I might say that one of the comments which I heard was to the effect that we would be taking property off the tax list of the city of Harrisburg. I am

advised by competent lawyers here in the Senate that the property is now in the hands of the War Assets Administration and therefore at the present time is not on the tax list so that is a consideration which is not in issue at this time.

I agree with the gentleman from Westmoreland that we are reluctant at any time to remove industrial manufacturing facilities when they are needed. We have been reliably advised that in this instance this is not an industrial plant that is being requested by manufacturers or assembly plants, and that therefore it will be available to the Commonwealth, and that is why we are asking permission to make a bid.

I would therefore urge the Senate to give the Department of Property and Supplies the opportunity to at least bid on behalf of the Commonwealth, so that this physical plant will be available for the problems that are being presented to our state government departments.

Mr. DENT. Mr. President, I would like to interrogate the gentleman from Allegheny, Senator Walker.

The PRESIDENT. Will the gentleman from Allegheny permit himself to be interrogated.

Mr. WALKER. I will be glad to, Mr. President.

Mr. DENT. Senator Walker, do you know that this particular piece of property is still contained in the National Security Administration of the Federal government, and in the contract of purchase there will be a national security clause that the United States Government will have a dormant estate interest in it for twenty years.

Mr. WALKER. That is correct. I am advised that there will be a recapture clause in the contract that if at any time within twenty years, if the government would become involved in a war, the government can request the plant back.

I say this to the gentleman from Westmoreland, as a further answer to that problem, if there was not a recapture clause in this sales contract, and we would become involved in a war with any other nation, the Commonwealth of Pennsylvania irregardless of a recapture clause, would be very happy to surrender to the Federal government in time of war, any property we have that might contribute to the war effort.

Mr. DENT. Mr. President, that is fine, and I accept the answer with all the glories attached to it. I understand that we are all very proud at all times to give anything we have to the defense of our country, including all of the blood that we might spill here on the Senate floor. However, to me it was a question of whether or not we should spend so much money to rehabilitate this place to make it into an efficient office, when you picture in your mind a building of 225,000 square feet factory space. Do not forget there would be a dormant clause therein, and you will have to protect and hold safe and secure to the Federal Government for fifteen years the construction appurtenances, and the machinery for ten years, and so on. However, that is only getting into an involved picture, and I think for the reasons that I had in mind, anyway, that we could settle this whole thing immediately if we would amend this particular bill to say that if the State of Pennsylvania is entering into the bidding, so long as a steel fabricating concern wants to buy the

building and enters its bid for the building, the State should not bid against it. That would settle the whole thing and we would not take the plant out of production. If some steel fabricator wants to buy the building, let him buy it and put it into use as a steel fabricating plant, and let the State build its building wherever it wants to. However, if, as you say, no steel fabricator wants it, then the State could go ahead and bid it in and buy it on Friday, and no one would be hurt.

Mr. WALKER. Mr. President, of course, the gentleman from Westmoreland will understand—and this is a collateral statement—if any individual corporation desires to enter a bid on February 11, and I would like to make one slight correction in the discussion that has been held here on the floor, and that is on the question of amortization of the bid price. If my information is correct, the Commonwealth of Pennsylvania could not amortize this, but a private corporation could. We are obliged to charge off in the biennium any money that is spent, and they do not carry amortization figures. That is my understanding. Perhaps Mr. Yosko could enlighten us on that particular phase of it.

Mr. DENT. Mr. President, that is what I meant by saying the State would not be worried. If a steel fabricator has to buy the plant he has to figure then against the cost of the plant, against the possible earning capacity of the plant on the number of use years, whereas the State can buy it and the State can pay the cost of it from the taxes that are paid by the people.

I only say, if the State needs it and the State wants it and no one else wants it, the State ought to buy it, but if a steel fabricator wants it, I say the steel fabricator ought to be given first choice to buy it.

Mr. HOLLAND. Mr. President, I am afraid the Majority Floor Leader has been misinformed on a number of the points that he brought out today. I do not think that he did it purposely, I think he got the wrong information.

First of all, Mr. President, the City of Harrisburg did collect taxes in 1948 on this building.

The next thing is the Department of Commerce did not know the building was vacant, and I am awfully much surprised to know that after the amount of money we have been spending to advertise to bring industry here, the Department of Commerce was asleep all along and did not know that there was an empty factory here that could have been used.

Now, the next thing is that the gentleman from Allegheny failed to tell that when the first bid was made, there were a number of companies who bid on it. Those bids were rejected because they claimed they did not bid high enough. Now, the second time it was advertised for bids, there was a great scare in America that the cold war might become a hot war, and the United States Air Forces stepped in at the time it was about to be bought, and stopped the sale. The International Chemical Company had a bid in at the same time. At the present time, one of the large steel companies in the state is trying their best to secure this plant to do fabricating work.

Now, there is another thing, too, that the buying of this plant by the state is not the entire matter. According to actual bidding, it would require to put this

building in shape, for just ordinary equipment and things that would be absolutely necessary, before we could even start, by actual bidding by concerns that you Republicans know, because they do a lot of work in the state, some of them are from Harrisburg, the actual bidding was \$207,500 which would have to be done in repairs.

Now, due to the size of the building, the height of it, and so forth, the contractor on the heating states there will only be certain things allowed to be stored in that building, due to the terrible question of heat.

Therefore, Mr. President, I believe this bill should be put up to a public hearing and let us hear from the Department of Commerce, let us hear from the local Chamber of Commerce, and let us find out if the people of Harrisburg want to drive out a factory that would employ close to 2800 people, and why they want to drive it out.

I think all local communities need taxes, and also the State of Pennsylvania likes to get taxes from industry, and an industry of that type, which employs 2800 men, should certainly pay a considerable amount of taxes to the state.

I do not think it is in plan with the Duff program that we have been reading about in all of the magazines, the national magazines about bringing industry into Pennsylvania. Here is an actual case where the Majority party is trying to drive out industry that is willing to come into Pennsylvania, and I happen to know that a steel company right today is dickering for this place. It was bid on before, and the bids were turned down because they were too low, and the second time it was bid on the United States Air Forces came in and stopped the bidding.

Therefore, Mr. President, I believe the Majority Leader has been misinformed by someone within the administration, and is not acquainted with the entire problem. Because the plant itself, to be adaptable, will cost more than it would to build an entire new plant that the state wants.

Therefore, Mr. President, I am going to ask that this bill be put over, until the authorities, the Chamber of Commerce of Harrisburg and the different other interests in Harrisburg, who are interested in keeping the plant here, be permitted to at least inform correctly the members of the Senate on the status of this factory.

Mr. WALKER. Mr. President, I will object to the bill going over in order, to dispose of first things first.

Secondly, I would like to say to the gentleman from Allegheny, that I am not for a minute completely conversant with all of the intimate details of this transaction because it certainly would be hypocrisy for me to stand here and discuss a bill that was introduced last week on the theory that I was completely conversant with it.

However, there are a couple of points where the gentleman from Allegheny, Senator Holland—he has complete possession of all the facts and figures—has been led just a little astray.

In the first place the date for the public auction was not set by the Majority Party, or the Commonwealth of Pennsylvania or the Minority Party in the Senate. The date of the auction was set by the War Assets Admin-

istration, which is this Friday, and if we are going to pass this bill at all, we must pass it today and send it over to the House so that the House can get at it, and if they pass it, the Governor can sign it, and the Department of Property and Supplies will be in a position to make a bid. Now, if we do not get this authority to them before the auctioneer starts to "wag" his hammer there is no sense in our wasting the time discussing the matter.

The gentleman from Allegheny must appreciate the fact that time is of the essence in the problem we are considering and his suggestion that we build a building to house all of these various offices or to seek the floor space that we desire, certainly begs the time issue, because that is very thing we are trying to defeat.

Mr. President, I most seriously and earnestly suggest to the Senate that action must be taken today in order to put this across.

I might say to the gentleman from Allegheny, not that he is going to be interested in figures, that I also have been furnished with a set of figures, as to approximately how much it would cost to put the building in first class condition for occupancy. My calculations have been broken down into a series of figures, and the total, Mr. President, is \$163,075. The gentleman from Allegheny will see from that figure that we are not very far apart, and it looks like we will be able to get it into shape at a comparatively reasonable figure.

Mr. HOLLAND. Mr. President, I desire to interrogate the gentleman from Allegheny, Senator Walker.

The PRESIDENT. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. WALKER. I will, Mr. President.

Mr. HOLLAND. Mr. President, will the gentleman from Allegheny state whether or not he is in favor of having the State meet in competition with industry to acquire a plant in Harrisburg. I want, yes or no.

Mr. WALKER. Mr. President, the answer to that academic question would be, no.

Now, Mr. President, may I ask the gentleman from Allegheny a question?

The PRESIDENT. Will the gentleman from Allegheny, Senator Holland, permit himself to be interrogated.

Mr. HOLLAND. I will, Mr. President.

Mr. WALKER. Mr. President, I would like to ask the gentleman from Allegheny, Senator Holland, if it is not true that if any steel company or any industry or fabricating plant in the United States is willing to buy this plant, they can seek recourse to the War Assets Administration, who has charge of this sale, any time between now and February 11, and the War Assets Administration can take this plan off the bidding block, but they do not have to seek recourse in this way. If they have a plant that wants to get in here, they can get it in, and the gentleman from Allegheny well knows that.

Mr. President, when the United Air Forces stopped the bidding the second time this was put before the public, they were hopeful they could find somebody willing to take this white elephant over, but they couldn't find any one who wanted it. If the gentleman from Allegheny has a customer for this plant and if he so advises the

War Assets Administration, and it is a sincere offer, they will take it off the bidding block.

Mr. HOLLAND. Mr. President, I am not a lawyer, so I can not get a customer.

I resent the remarks of the gentleman from Allegheny, because I am not in that kind of business, but I am interested in having people work, whether they live in Harrisburg or Pittsburgh, and the gentleman knows very well that he is telling an untruth. The Air Forces took this off the auction block, and it was taken off for one reason, because at that time they were afraid that the cold war was going into a hot war, and you know it too, as well as I do, and the men who told you know as well as I do.

If the state wants to compete with business, then let them go ahead and pass this bill.

Mr. NEFF. Mr. President, as a junior member of this body, I would like to make a few remarks before we take the roll call on this measure.

I think that it ill behooves the Senate of Pennsylvania, the Assembly of Pennsylvania, to enter into competition with business in a matter that might affect the workers, the people of Dauphin County, the City of Harrisburg and its vicinity. Certainly, we here recognize the fact that previous to commencement of hostilities in 1941, Pennsylvania had been in the unenviable position of having gradually been losing industry, due to a westward trend of population and markets. Certainly we do not fail to recognize the fact that huge basic industries in the State of Pennsylvania, long established in the State of Pennsylvania, had been moving westward, to Ohio, Indiana, Illinois, getting closer to the market, because of restrictive freight rates and getting closer to the component materials.

Now, Mr. President, we have in the city of Harrisburg a plant with a potential employment of 2800 men, and we in the Senate of Pennsylvania sit here and consider taking that potential out of this area. I think that we might as well rest, and I am thinking for example, of a similar situation in the city of New Castle, where we had a plant operated by the Aluminum Company of America during the war, which employed some 800 people. In July of 1945, the plant ceased to operate, the emergency was over. Three times this plant was offered at auction with no takers. Last Friday, some three years later, a company did buy it, and to the City of New Castle, to the workers and the people thereof, will come job opportunities for some 3500 workers.

In Ellwood City, Pennsylvania, we had a similar situation, and a deal has been closed there that will bring 500 workers into that area.

Now, Mr. President, due to a change in the basing point practice of industry throughout America, because of a Supreme Court decision on that practice in June of 1948, we, in Pennsylvania, for the first time, due to our basic production, have an opportunity to attract to the State of Pennsylvania fabricators. Certainly there may be no steel company in a position at this time to offer a bid on Friday for this plant, but I think that we might well stay our action for another five or six months. The whole market area throughout America is shifting due to the change in the basing point practice of industry. The Chambers of Commerce, the City Fathers

throughout the State of Pennsylvania, because we are the great basic production center of America, are receiving inquiries day by day as to plant facilities vacant, and here in the City of Harrisburg we have a plant vacant, ready for occupancy. I think we might well consider our action here today, and permit, in a period of a few months, industry to investigate the possibilities of locating here, and then if no action is taken, let us go to the War Assets Administration, and say we would like to have this plant for the use of the State of Pennsylvania.

And the question recurring,

Shall the bill pass finally?

(During the calling of the roll the following occurred:)

Mr. HOLLAND. Mr. President, may I ask how the gentleman from Dauphin, Mr. Taylor, voted?

The PRESIDENT. The gentleman from Dauphin, Mr. Taylor, is recorded as having voted in the affirmative.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—35

Berger,	Geltz,	Meade,	Wade,
Blass,	Hare,	Pechan,	Wagner,
Chapman,	Homsher,	Peelor,	Walker,
Crowe,	Kephart,	Robinson,	Watkins,
Diehm,	Letzler,	Scarlett,	Watson,
Doehla,	Lord,	Snowden,	Wolfe,
Donlan,	Mahany,	Stevenson,	Wood, L. H.,
Farrell,	Mallery,	Tallman,	Wood, T. N.,
Frazier,	McPherson, Jr.,	Taylor,	

NAYS—13

Barr,	Holland,	Neff,	Stiefel,
Dent,	Lane,	Rosenfeld,	Tarr,
DiSilvestro,	Leader,	Ruth,	Yosko,
Haluska,			

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 101, entitled:

An Act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 104, entitled:

An Act to add clause (k) to section one thousand three hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the

Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," incorporating certain functions of the State Council of Education now provided for by other legislation repealed hereby.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 5, entitled:

An Act to further amend paragraph (j) of section fourteen hundred two of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by restricting the application of certain provisions.

Which was committed to the Committee on State Government.

House Bill No. 17, entitled:

An Act to amend section two of the act, approved the twenty-sixth day of March, one thousand nine hundred twenty-five (P. L. 83), entitled "An act for the protection of public health by regulating the serving of milk for drinking purposes to patrons of hotels, restaurants, lunch rooms, fountains, and dining cars; and providing penalties," making first and second violations of said act summary offenses instead of misdemeanors.

Which was committed to the Committee on Judiciary General.

House Bill No. 81, entitled:

An Act to amend section twenty-five of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 414), entitled "Uniform Vital Statistics Act," by eliminating the requirements for Local Registrars of Vital Statistics to endorse permits for burial, removal or other disposition of bodies of persons whose death or stillbirth occur outside of this State and requiring the filing of such permits with such Local Registrars.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 84, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a certain tract of land in Erie County Pennsylvania for use as a veterans' administration hospital and ceding jurisdiction to the United States

Which was committed to the Committee on State Government.

House Bill No. 105, entitled:

An Act to amend sections two three and four of the act approved the twenty-fourth day of March one thousand nine hundred thirty-seven (P. L. 109) entitled "An act relating to interstate cooperation creating the Pennsylvania Commission on Interstate Cooperation as well as committees on interstate cooperation of the Senate and of the House of Representatives defining the powers and duties of said commission and of said committees and imposing duties on the Governor and the Secretary of the Commonwealth" by changing the method of appointing members to the Senate and House committees and of the chairman of the commission

Which was committed to the Committee on State Government.

HOUSE CONCURS IN SENATE BILL No. 99

He also returned to the Senate, Senate Bill No. 99, entitled:

An Act to add a new section to article two of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-three (P. L. 1001), entitled, as amended, "An act providing for the regulation of aeronautics within this Commonwealth; conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto; providing for the licensing and registration of airman and aircraft; establishing the legal status of air navigation; providing for sovereignty in, and ownership of, space; providing for lawfulness of flights; regulating civil causes of action arising out of operation of aircraft; fixing the status of contracts, crimes, and torts in, by, or by means of operation of aircraft; imposing duties upon officers, burgesses, magistrates, aldermen, justices of the peace, the courts and clerks thereof; providing for denial or revocation of licenses; providing for certain penalties and their disposition; and repealing certain existing laws," defining the Commonwealth airways system.

with the information that the House has passed the same without amendments.

PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President and Members of the Senate, you will recall that on January 17, I wrote a letter to those members of the House and Senate that have toll bridges in their districts. A short time after the letters were delivered, you will recall that the gentleman from Cumberland, Senator Wade, took exception to or objected to the procedure that I had suggested, which was to draft fool proof legislation to eliminate toll bridges.

Now, first he said that my method was the wrong way, and secondly he objected to my giving the letters to the newspapers, although he himself made statements to the press prior to the time the Legislature convened, and since January 17, and you will recall that the gentleman from Fayette, Mr. Tarr, at that time, in the debate, stated that the people in his own district were saying on the streets that the Members of the Legislature did not want to free the toll bridges in Pennsylvania because every time a bill was approved, it was declared illegal or unconstitutional.

Mr. President, the gentleman from Cumberland, Sen-

ator Wade, on January 24, and I am looking at the Legislative Journal, on the floor of the Senate, stated that four Attorneys General in collaboration with the Governor, and himself, and Senator Taylor, were working on fool proof toll bridge legislation, and that it would be ready for introduction the next week—that was on January 24.

I am looking at a newspaper, the date of it is Thursday, January 27. It is the Point Marian News, and across the headlines, it states: "May Present Free Bridge Legislation Next Week." I think this newspaper is printed in Senator Tarr's district, and there are statements here made in the news column, made by Senator Wade, of Cumberland.

Frankly, Mr. President, I have a radio program every Sunday afternoon, and for the past couple of weeks, at least, I have told the radio audience that I would discuss these toll bridge bills that the Senator stated, on January 24, would be presented the following week. I listened today, and I noted that although a couple of weeks have passed, the bills have not been introduced, and because they have not been, due to the fact that statements have been made that they would be presented, the people I suppose have the right to believe that we do not want to pass legislation freeing the toll bridges.

Mr. President, at this time I would like to interrogate the gentleman from Cumberland, Senator Wade.

The PRESIDENT. Will the gentleman from Cumberland permit himself to be interrogated?

Mr. WADE. I will, Mr. President.

Mr. YOSKO. Senator Wade, in view of the statements that you made, and I am assuming that you are in touch with the four Attorneys General on the progress of drafting these bills to free the toll bridges, when do you think they will be introduced?

Mr. WADE. Mr. President, first may I correct the gentleman from Northampton, Senator Yosko. If I said four Attorneys General were working on the project, I should like to correct the record. I stated that four attorneys were working on it, two of which are Attorneys General of the Commonwealth.

Secondly, in answer to his interrogation, I should like to say that after a conference late last week, I believe the bills will be ready for introduction this week, at the latest early next week.

Mr. YOSKO. Thank you very much, Senator Wade. I hope that next week will be the last week, and I hope that the bills, when presented, will be fool proof bills.

PERMISSION TO ADDRESS SENATE

Mr. WADE asked and obtained unanimous consent to address the Senate.

Mr. WADE. Mr. President, I should like again to say to the members of the Senate, and to Senator Yosko in particular, as I said on the floor of the Senate some few weeks back, that the introduction of our plan, embodying several bills, does not preclude the possibility of other plans, and we would welcome his plan. Again I say, let us get the job done. I am in thorough accord with Senator Yosko, Senator Tarr, and any other Senator in this body, and we are particularly anxious that the measure finally adopted by the Legislature of the Commonwealth will be fool proof. Therefore, he may have

a better plan than we devised and are working on, and I suggest to him that he go ahead and prepare his plan, and present it to the body of the Senate. That is the real legislative process. All of these plans should be introduced.

PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, what we want are fool proof bills. Since the Senator from Cumberland guarantees that the bills that he will present will be fool proof bills, I see no necessity for any other committee functioning to draft similar bills. What we are interested in is freeing the toll bridges, and if he has people on the job that can do the job, that is all with all of us, not only those of us in the Senate, but the people in Pennsylvania as well, so that we will wait until he presents his bills, we will look them over, and if they are not fool proof, then we will try to draft bills that are fool proof.

Mr. WADE. Mr. President, at the expense of losing the friendship of some of my good friends in the Senate, I just want to say briefly that I do not guarantee any particular set of bills, or any of them. I am sincerely hoping that the bill, when drawn, will be a fool proof bill, and that it will get the job done.

Again, Mr. President, I want to say that we welcome any other plans. We want to make it as fool proof as possible.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Tuesday, February 8, 1949, at 2:30 o'clock p. m., Eastern Standard Time.

Mr. DONLAN. Mr. President, I second the motion. The motion was agreed to.

The Senate adjourned at 6:04 o'clock, p. m., Eastern Standard Time until Tuesday, February 8, 1949, at 2:30 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, February 7, 1949.

The House Met at 4:30 o'clock p. m.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Rev. William Hugh Freyer, offered the following prayer:

Almighty God, Who dost hold us to account for the use of all our powers and privileges; Guard us always from distraction and dissensions and grant that we may do well the work Thou givest us to do. Especially we pray Thee to guide these Thy servants, that by wise legislation and faithful administration the rights of all may be protected and our State be enabled to fulfill Thy purpose, through Jesus Christ our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Wednesday, February 2, 1949.

The Clerk proceeded to read the Journal of Wednesday, February 2, 1949, when, on motion of Mr. AMARANDO unanimously agreed to, the further reading was dispensed with and the Journal approved.

REPORT OF THE DOLLAR SAVINGS BANK

The SPEAKER laid before the House the 187th Semi-annual Statement, December 1, 1948, together with a list of depositors who have not made a deposit within two years, of the Dollar Savings Bank, Pittsburgh.

(For report see Appendix).

COMMUNICATIONS

The SPEAKER laid before the House a communication from Frederick A. Meyers, dated January 24, 1949, in re proposed amendment to the Public Utility Law.

Referred to the Committee on Public Utilities.

The SPEAKER laid before the House a communication from the Ignatius K. Werwinski Insurance Agency, South Bend, Indiana, together with a resolution in re General Pulaski's Memorial Day.

Referred to the Committee on Rules.

PETITIONS

The SPEAKER laid before the House a petition from The Ridgway Rifle Club, Inc., Ridgway, Elk County in re amendment of the Penal Code.

Referred to the Committee on Game and Forestry.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. BOORSE asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 301, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the use of the Water and Power Resources Board in continuing the work of correcting existing and preventing future silting of the Schuylkill River.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 4, entitled:

An Act authorizing the Armory Board of the State of Pennsylvania, with the approval of the Governor, to acquire a certain tract of land for use of the Armory Board of the State of Pennsylvania and making an appropriation therefor.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 65, entitled:

An Act to further amend section one of the act, approved the twenty-eighth day of May, one thousand nine hundred seven (P. L. 292), entitled "An act to provide for the protection of insane persons, feeble-minded persons, and epileptics, and the appointment of a guardian for the said insane persons, feeble-minded persons, and epileptics, unable to care for their own property; authorizing the guardian to support the wife and children of the said insane persons, feeble-minded persons, and epileptics; defining the powers of the guardian, and authorizing the sale of real estate of the ward," permitting petitions to be presented to the president judge of the court of common pleas when such courts are not in session.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 122, entitled:

An Act to amend section four thousand one hundred eleven of the act, approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending revising, and consolidating the law relating thereto," authorizing appeals directly to the court of common pleas in certain cases from action of council relating to zoning.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 123, entitled:

An Act to amend section five hundred ten point eight of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An Act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," authorizing appeals directly to the court of common pleas in certain cases from action of the county commissioners relating to zoning.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 124, entitled:

An Act to amend section three thousand three hundred five of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by authorizing appeals directly to the court of common pleas in certain cases from actions of council relating to zoning.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 125, entitled:

An Act to amend section three thousand one hundred five of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), en-

titled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," authorizing appeals directly to the court of common pleas in certain cases from action of the board relating to zoning.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 126, entitled:

An Act to amend section two thousand five of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto" by authorizing appeals directly to the court of common pleas in certain cases from actions of the supervisors relating to zoning.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 176, entitled:

An Act validating certain sheriffs' sales of real estate for non-payment of taxes and other municipal liens, and validating the title to such real estate in the hands of purchasers, their heirs, grantees, and assigns.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 55, entitled:

An Act to further amend clause (b) of section fifty and section two hundred sixty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," further providing for the number of openings in minnow traps.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 5, as follows:

An Act to further amend paragraph (j) of section fourteen hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administra-

tive officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by restricting the application of certain provisions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Paragraph (j) of section fourteen hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as last amended by the act approved the twenty-first day of June one thousand nine hundred thirty-seven (P. L. 1866) is hereby further amended to read as follows

(j) Appoint a board of not less than three commissioned officers of the Pennsylvania National Guard for the purpose of investigating claims for damages based on injuries to persons or damages to property arising out of accident or negligence and incident to the organization training discipline maintenance and service of the Pennsylvania National Guard and upon the recommendation of the board so appointed to adjust and pay such claims for damages Provided however That each such claim shall be in an amount not exceeding two hundred and fifty dollars (\$250) And provided further however That all claims paid hereunder shall be subject to audit by the Department of the Auditor General And provided further however That no claim shall be paid under the provisions of this paragraph when such claim has arisen from the operation of state owned or federally owned automobiles when operated by state officers or employes or officers or enlisted men of the Pennsylvania National Guard

Section 2 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, I would like to interrogate the gentleman from Lancaster, Mr. Royer, as to the purpose of this bill and the reason for its introduction

Mr. SPEAKER. Will the gentleman from Lancaster permit himself to be interrogated?

Mr. ROYER. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, is the object of this bill

to shift the burden from the state to the federal government?

Mr. ROYER. Mr. Speaker, in answer to the gentleman from Cambria, the shift will be made from the state government to private insurance companies. They will be the insurer instead of the state being liable for \$250, which the present law incorporates.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Altshuler.	Frost.	Loftus,	Rose.
Amarando,	Gaffney.	Lovett,	Rosen.
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer.
Barkdoll,	Gibson,	McCullough,	Sarraff,
Baumunk,	Glembocki,	McGee,	Sax.
Beaver,	Good.	McKinney,	Scanlon,
Bednarek,	Goodling,	McMillen,	Schmidt,
Blair,	Graybill,	McNally,	Schuster,
Bloom,	Green.	Mihm,	Scott,
Boles,	Greenwood,	Mikula,	Seyler,
Bombberger,	Greer.	Miller,	Shoemaker,
Boorse,	Guarnieri,	Milliken,	Smith, C. C.,
Bower,	Guthrie,	Mills,	Smith, W. B.,
Brandon,	Hagerty,	Mintess,	Snider,
Breisch,	Hall.	Monroe,	Sollenberger,
Breth,	Hamilton,	Moore, C. E.,	Spencer,
Brice,	Harney,	Moore, H. A.,	Stank.
Brown, H. S.,	Harris,	Moran,	Sternberg,
Brown, W. E.,	Haudenshield,	Munley,	Stimmel,
Brunner,	Heatherington,	Murray,	Stuart,
Bucchin,	Helm,	Musro,	Swope,
Cadwalader,	Herman,	Nagel,	Tahl.
Clapper,	Hersch,	Najaka,	Taylor.
Clendenning,	Hewitt,	Needham,	Thompson,
Cochran,	Hocker,	Neff,	Tompkins,
Cole,	Hoffman,	Nixon,	Toomey,
Coleman,	Hoggard,	O'Dare,	Varallo,
Conway,	Hunter,	O'Donnell,	Varner,
Cooper,	Jenkins,	Olsen,	Verona.
Costa,	Jennings,	Orban,	Wachhaus,
Dalrymple,	Jim.	Penglase,	Wagner,
DeLong,	Johnson,	Pentrack,	Wargo,
Dennison,	Jones, G. E.,	Peta,	Waterhouse,
Depuy,	Jones, J. M.,	Petrosky,	Watkins.
Dougherty,	Jump,	Pettigrew,	Weidner,
Driscoll,	Kamyk,	Pfaff,	Weiss.
Duffy,	Keller,	Polen,	Welsh.
Dye,	Kemp,	Posta,	Wescott,
Elder,	Kent,	Powers,	Westrick,
Erb,	Kirley,	Price, H. W., Jr.,	Wheeler.
Evans,	Kilne,	Price, R. A.,	Williams.
Ewing,	Kohl,	Propert,	Wood,
Felton,	Kolankiewicz,	Readinger,	Worley,
Ferster,	Kondrath,	Reagan,	Yaffe,
Filo,	Kratz,	Reese,	Yeakel,
Firmstone,	Kurtz,	Reidenbach,	Yester,
Flack,	Lederer,	Relly, J. M.,	Yetzer,
Fleming,	Lee,	Reynolds,	Young.
Floyd,	Leisey,	Riley, R. L.,	Ziegler,
Fox,	Leonard,	Robbins,	Sorg.
Frank.	Limper,	Robertson,	Speaker

NAYS—0

NOT VOTING—1

Krise.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 17, as follows:

An Act to amend section two of the act approved the twenty-sixth day of March one thousand nine hundred twenty-five (P. L. 83) entitled "An act for the protection of public health by regulating the serving of milk for drinking purposes to patrons of hotels restaurants lunch rooms fountains and dining cars and providing penalties" making first violations of said act summary offenses instead of misdemeanors and changing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the twenty-sixth day of March one thousand nine hundred twenty-five (P. L. 83) entitled "An act for the protection of public health by regulating the serving of milk for drinking purposes to patrons of hotels restaurants lunch rooms fountains and dining cars and providing penalties" is hereby amended to read as follows

Section 2 [Any person who shall violate any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than twenty-five (\$25) dollars nor more than fifty (\$50) dollars or imprisonment for not less than thirty (30) days nor more than ninety (90) days or either or both at the discretion of the court] Any person co-partnership association or corporation violating any of the provisions of this act or any rule regulation or order made pursuant to this act shall for the first offense upon summary conviction thereof be sentenced to pay a fine not exceeding two hundred dollars (\$200) and in default thereof such person or the responsible officers and agents of the corporation or association shall be sentenced to undergo imprisonment for not more than sixty (60) days and for a second or subsequent offense be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars (\$500) or in the case of individuals and the responsible officers and agents of corporations and associations to undergo imprisonment not exceeding six months or both

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, while I was in general agreement with the purpose for which this bill was designed, as outlined last Wednesday, and I am still in general agreement with that purpose, I was impressed by the arguments advanced by the gentleman from Westmoreland, Mr. Weiss, who from my point of view pointed out valid objections to the measure as returned from the Committee, as the Committee amended it. I refer to the interpolation of the phrase "violation of any provision of this act or any rule, regulation or order." There has been a pronounced disposition to curtail the powers of our departments to promulgate rules and regulations and orders that have the force of law, but which may not actually be the law, as it is sometimes proven when the orders and regulations are taken into court.

Therefore, Mr. Speaker, because of that particular provision I must oppose this bill as I would have opposed the other bills had I been sufficiently alert last Tuesday to notice the character of the amendments made by the Committee.

Mr. BRUNNER. Mr. Speaker, I have listened with interest to the remarks made by the gentleman from Cambria as to the possibility that these bills may have the effect of giving enlarged powers to the Department of Agriculture. I, nevertheless, at the last meeting of this House on Tuesday heard the gentleman from Westmoreland advance his argument, and I have requested that

a copy of his remarks be transcribed at the earliest possible moment so that they might be presented to The Chairman of the Senate Committee which received the ten bills which were passed last Wednesday.

I do not now comment on the merits of the gentleman's remarks or the merits of his argument. But I feel that the Senate in receiving this bill might, along with the arguments on the other ten bills, consider the remarks made by the gentleman from Westmoreland. However, it would seem that if the Senate does have a group of ten or eleven measures, they could do the same thing with the eleventh that I presume they will do with the ten, if they find merit in the gentleman's contention.

For that reason, I urge that the membership of this House support this measure and pass it over to the Senate so that the measures may be considered in a group.

Mr. ANDREWS. Mr. Speaker, I desire to interrogate the gentleman from Montgomery, Mr. Brunner.

The SPEAKER. Will the gentleman from Montgomery permit himself to be interrogated?

Mr. BRUNNER. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, when the other bills were pending on third reading, was the Majority Leader fully cognizant of all the implications contained in the amendments to the bill?

Mr. BRUNNER. I was not, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, I have to confess to this House my lack of diligence. I should have checked and double checked on the amendments as made by the Committee. That was a lesson I learned thirty years ago, and I regret so say that I will have to learn it all over again. I hope that I will not be remiss on future occasions, but I find some consolation in the fact that the Majority Leader of this House arose in his place, as I sat silent in my place and voted for the amendment to an important string of bills, an amendment which he did not know anything about and did not know it was in the bill. Now, because the gentleman said he erred ten times last week he says that the proper thing to do is to repeat the error once again. I submit that that is a distinctly unparliamentary way of doing things. The bill is either right or wrong; the amendments are either right or wrong. If it is wrong, then this House, should evidence its regret that the respective Floor Leaders did not more fully inform the Members to instruct the Senate by amending the eleven bills.

Mr. BRUNNER. Mr. Speaker, I believe that the Minority Leader did not intend to add to my remarks a different interpretation than I meant to give them. I answered the gentleman to the effect that I was not aware of the implications that those bills might have had. I do not yet concede that the point raised by the Gentleman from Westmoreland, Mr. Weiss, is correct nor will I at this time. I therefore, see no reason for holding this bill back from Senate consideration, anymore than the other bills which were passed on Wednesday, and I again take the position that this bill merits favorable consideration.

Mr. LOVETT. Mr. Speaker, I would like to interrogate the Majority Floor Leader, the gentleman from Montgomery, Mr. Brunner.

The SPEAKER. Will the gentleman from Montgomery permit himself to be interrogated?

Mr. BRUNNER. I shall, Mr. Speaker.

Mr. LOVETT. Mr. Speaker, does the gentleman from Montgomery have any figures to show the amount of revenue that was collected by the Department during the pervious bills, before these bills were amended?

Mr. BRUNNER. I do not, Mr. Speaker.

Mr. LOVETT. Mr. Speaker, is there any way in which we can find out how much money the Department collected from fines under these particular bills?

Mr. BRUNNER. Mr. Speaker, I believe that that information is available and could be readily obtained.

Mr. LOVETT. Mr. Speaker, would the gentleman object to holding the bill up until such time as we can get the revenue, due to the fact that we are now amending the bill to the extent that the Department can make rules or regulations and possibly be much more interested in the revenue that is derived from this source?

Mr. BRUNNER. Mr. Speaker, if I can understand the gentleman's alleged question, which I think is more of a statement, may I say that I do not agree with the gentleman, in the first place that these bills give the administration more power. Therefore, I do not think it is relevant to delay the passage of this bill until such time as we can find out from the Department of Agriculture how much in fines and penalties was obtained under the Act before we amended it.

Mr. LOVETT. Mr. Speaker, may I ask the gentleman from Montgomery, Mr. Brunner, if when these bills were recommitted on second reading the amendments which were then put into the bill gave the Department the right to make rules and regulations under the law.

Mr. BRUNNER. Mr. Speaker, May I say to the gentleman I believe so, but may I also add this point, which I overlooked in replying to his previous question? I I would not look at a criminal measure as a revenue producing measure. That is an incident to the enforcement. These bills increase the penalties against any violator, that is the basic objective of these bills, and for that reason, together with the other reasons which I have expressed, I see no reason why this bill should not take the same course as the others did last Wednesday.

Mr. LOVETT. Mr. Speaker, I want to thank the gentleman.

This particular bill is no different from the other measures which we adopted on the floor last Wednesday, and I say to you that rather than strengthen the law, we are weakening this law. Now, if it is for revenue for the Department, well and good, let us admit it. If not, then to my mind we are not strengthening the law, and I ask the Members to vote against this bill.

Mr. BRETH. Mr. Speaker, I desire to interrogate the gentleman from Montgomery, Mr. Brunner.

The SPEAKER. Will the gentleman from Montgomery permit himself to be interrogated?

Mr. BRUNNER. Briefly, Mr. Speaker, I will.

Mr. BRETH. Mr. Speaker, I have a clipping from the Philadelphia Inquirer of last Friday, in which the headlines are "Dog Food Firm Fined \$500 for Misbranding." The article goes on to say: "A dog food firm of 777 North 45th Street, accused of misbranding food for animals, pleaded guilty to charges when arraigned yesterday. The owners of the firm waived a hearing and were

fined \$500 and costs." Mr. Speaker, what I would like to know is, were they fined under the present law?

Mr. BRUNNER. Mr. Speaker, it is obvious that they must have been fined under the present law because these bills are in process of being acted on.

Mr. BRETH. Mr. Speaker, under the present law does not such a violation demand court action?

PARLIAMENTARY INQUIRY

Mr. BRUNNER. Mr. Speaker, I arise to a parliamentary inquiry.

The SPEAKER. The gentleman from Montgomery will state his parliamentary inquiry.

Mr. BRUNNER. Mr. Speaker, the gentleman is not talking about the objective of House Bill 17, Printer's No. 25, and I ask that he be informed to that effect.

The SPEAKER. The gentleman's interrogation should be directed to the bill before the House.

Mr. BRETH. Mr. Speaker, this bill is one of eleven and I see no reason why we should not deal with this bill upon its own merits, and when the roll call is taken I request that only those answering to their names be recorded.

The SPEAKER. Only those answering to their names will be recorded.

Mr. GUARNIERI. Mr. Speaker, for the same reasons which I expressed last Wednesday, I wish to repeat my objections to this companion measure, the reduction of the penalties and the nature of the offense from that of a misdemeanor on the first offense to a summary offense on the first offense.

I state again to the House that I am unalterably opposed to the bill before us today as I was to the ten companion measures last Wednesday, and for the reasons stated, namely that the penalty in such cases of adulteration of food should be increased and not lessened, and the offense should not be reduced from a misdemeanor to a summary offense on the first offense. We have a situation in Philadelphia in the minor judiciary which demands that greater safeguards should be imposed for the public safety and that the powers of the local minor judiciary should not be enhanced at this time, but rather they should be reduced. Therefore, for that reason, Members of the House, I beseech you, as I said before, to vote against this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—121

Altshuler,	Flack,	Lee,	Scott,
Barkdoll,	Fleming,	Leisey,	Shoemaker,
Baumunk,	Fox,	Loftus,	Smith, C. C.,
Bednarek,	Frank,	Madigan,	Snider,
Blair,	Frost,	McCormack,	Sollenberger,
Bloom,	Gallagher,	McCullough,	Spencer,
Bombberger,	George,	McKinney,	Stank,
Boorse,	Gibson,	McMillen,	Stimmel,
Bower,	Goodling,	Mikula,	Stuart,
Brandon,	Graybill,	Miller,	Swope,
Breisch,	Green,	Milliken,	Tahl,
Brice,	Greenwood,	Mintess,	Thompson,
Brown, H. S.,	Greer,	Moore, C. E.,	Tompkins,
Brown, W. E.,	Guthrie,	Moore, H. A.,	Toomey,
Brunner,	Hall,	Murray,	Varner,
Cadwalader,	Harney,	Najaka,	Wachhaus,
Clapper,	Haudenschild,	Neff,	Wagner,
Clendenning,	Helm,	O'Dare,	Waterhouse,
Costa,	Herman,	O'Donnell,	Watkins,

Dalrymple,	Hewitt,	Orban,	Weldner,
DeLong,	Hocker,	Price, H. W., Jr.,	Wescott,
Dennison,	Jennings,	Propert,	Wheeler,
Depuy,	Johnson,	Reagan,	Wood,
Driscoll,	Jump,	Reilly, J. M.,	Worley,
Dye,	Keller,	Riley, R. L.,	Yaffe,
Elder,	Kemp,	Robbins,	Yeakel,
Erb,	Kent,	Robertson,	Young,
Ewing,	Kline,	Royer,	Ziegler,
Felton,	Kohl,	Sax,	Sorg,
Ferster,	Kratz,	Schmidt,	Speaker.
Firmstone,	Kurtz,		

NAYS—80

Amarando,	Hamilton,	Mihm,	Reidenbach,
Andrews,	Harris,	Mills,	Reynolds,
Bane,	Heatherington,	Monroe,	Rose,
Beaver,	Hersch,	Moran,	Rosen,
Boles,	Hoggard,	Munley,	Rovansek,
Breth,	Hunter,	Musto,	Sarraff,
Buchin,	Jenkins,	Nagel,	Scanlon,
Cochran,	Jim,	Needham,	Schuster,
Cole,	Jones, G. E.,	Nixon,	Seyler,
Coleman,	Jones, J. M.,	Olsen,	Smith, W. B.,
Conway,	Kamyk,	Penglase,	Sternberg,
Dougherty,	Kirley,	Pentrack,	Taylor,
Evans,	Kolankiewicz,	Peta,	Varallo,
Filo,	Kondrath,	Petrosky,	Verona,
Floyd,	Lederer,	Pfaff,	Wargo,
Gaffney,	Leonard,	Polen,	Welsh,
Glenbocki,	Limper,	Posta,	Westrick,
Good,	Lovett,	Price, R. A.,	Williams,
Guarnieri,	McGee,	Readinger,	Yester,
Hagerty,	McNally,	Reese,	Yetzer,

NOT VOTING—7

Cooper,	Hoffman,	Pettigrew,	Weiss,
Duffy,	Krise,	Powers,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 81 as follows:

An Act to amend section twenty-five of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 414) entitled "An act relating to vital statistics and to make uniform the law with reference thereto" by eliminating the requirement for Local Registrars of Vital Statistics to endorse permits for burial removal or other disposition of bodies of persons whose death or stillbirth occur outside of this State and requiring the filing of such permits with such Local Registrars

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section twenty-five of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 414) entitled "An act relating to vital statistics and to make uniform the law with reference thereto" is hereby amended to read as follows

Section 25 Foreign Permit for Removal Burial or Other Disposition of Body When death or stillbirth occurs outside this State and the body is accompanied by a permit for burial removal or other disposition issued in accordance with the law and regulations in force where the death or stillbirth occurred the permit shall authorize the transportation of the body into or through this State [but before] or burial cremation or other disposal of the body within this State without the permit [shall be] being endorsed by the local registrar [who shall keep a record thereof] of Vital Statistics Provided however That in all cases after the burial cremation or other disposition of the body within this State the permit shall be filed with the local registrar of Vital Statistics

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarraff,
Baumunk,	Glenbocki,	McGee,	Sax,
Beaver,	Good,	McKinney,	Scanlon,
Bednarek,	Goodling,	McMillen,	Schmidt,
Blair,	Graybill,	McNally,	Schuster,
Bloom,	Green,	Mihm,	Scott,
Boles,	Greenwood,	Mikula,	Seyler,
Bomberger,	Greer,	Miller,	Shoemaker,
Boorse,	Guarnieri,	Milliken,	Smith, C. O.,
Bower,	Guthrie,	Mills,	Smith, W. B.,
Brandon,	Hagerty,	Mintess,	Snider,
Breisch,	Hall,	Monroe,	Sollenberger,
Breth,	Hamilton,	Moore, C. E.,	Spencer,
Brice,	Harney,	Moore, H. A.,	Stank,
Brown, H. S.,	Harris,	Moran,	Sternberg,
Brown, W. E.,	Haudenshield,	Munley,	Stimmel,
Brunner,	Heatherington,	Murray,	Stuart,
Buchin,	Helm,	Musto,	Swope,
Cadwalader,	Herman,	Nagel,	Tahl,
Clapper,	Hersch,	Najaka,	Taylor,
Clendening,	Hewitt,	Needham,	Thompson,
Cochran,	Hocker,	Neff,	Tompkins,
Cole,	Hoffman,	Nixon,	Toomey,
Coleman,	Hoggard,	O'Dare,	Varallo,
Conway,	Hunter,	O'Donnell,	Verner,
Cooper,	Jenkins,	Olsen,	Verona,
Costa,	Jennings,	Orban,	Wachhaus,
Dalrymple,	Jim,	Penglase,	Wagner,
DeLong,	Johnson,	Pentrack,	Wargo,
Dennison,	Jones, G. E.,	Peta,	Waterhouse,
Depuy,	Jones, J. M.,	Petrosky,	Watkins,
Dougherty,	Jump,	Pettigrew,	Weidner,
Driscoll,	Kamyk,	Pfaff,	Weiss,
Duffy,	Keller,	Polen,	Welsh,
Dye,	Kemp,	Posta,	Wescott,
Elder,	Kent,	Powers,	Westrick,
Erb,	Kirley,	Price, H. W., Jr.,	Wheeler,
Evans,	Kline,	Price, R. A.,	Williams,
Ewing,	Kohl,	Propert,	Wood,
Felton,	Kolankiewicz,	Readinger,	Worley,
Ferster,	Kondrath,	Reagan,	Yaffe,
Filo,	Kratz,	Reese,	Yeakel,
Firmstone,	Kurtz,	Reidenbach,	Yester,
Flack,	Lederer,	Reilly, J. M.,	Yetzer,
Fleming,	Lee,	Reynolds,	Young,
Floyd,	Lelsey,	Riley, R. L.,	Ziegler,
Fox,	Leonard,	Robbins,	Sorg,
Frank,	Limper,	Robertson,	Speaker

NAYS—0

NOT VOTING—1

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 84 as follows:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a certain tract of land in Erie County Penn-

sylvania for use as a veterans' administration hospital and ceding jurisdiction to the United States

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The consent of the Commonwealth of Pennsylvania is hereby granted in accordance with the seventeenth clause eight section of the first article of the Constitution of the United States to the acquisition by the United States of America of a certain tract or parcel of land lying in the City of Erie Erie County Pennsylvania for use as a Veterans' Administration Hospital bounded and described as follows

Commencing at an iron pipe located at the most southerly corner of the intersection of East 38th Street Boulevard and Old French Road said iron pipe being designated as Station Y 714,227.46/ X 1,372,646.08 thence southerly along the westerly line of Old French Road a distance of 305.0 feet to an iron pin the point of beginning thence continuing southerly and along the westerly line of Old French Road a distance of 819.15 feet to an angle iron thence South 65°08' West a distance of 901.9 feet to an iron pipe thence North 24°38' West a distance of 1071.9 feet to an ironwood tree located on the southerly line of East 38th Street Boulevard thence northeasterly along the southerly line of East 38th Street Boulevard a distance of 809.5 feet to a point thence South 24°34' East a distance of 288.8 feet to a point thence North 65°05' East a distance of 319.1 feet to the point of beginning containing approximately 23.503 acres

Section 2 Exclusive jurisdiction in and over the aforesaid parcel of land is hereby ceded to the United States of America by the Commonwealth of Pennsylvania for the erection of forts magazines arsenals dockyards and other needful buildings to be used by the United States for military and other public purposes with the exception of roads abutting on the said land which are not already under the jurisdiction of the United States

Section 3 The jurisdiction so ceded to the United States is granted upon the express condition that the Commonwealth of Pennsylvania shall retain concurrent jurisdiction with the United States in and over the land and buildings aforesaid in so far that civil process in all cases and such criminal process as may issue under the authority of the Commonwealth of Pennsylvania against anyone charged with crime committed outside said land may be executed thereon in the same manner as if this jurisdiction had not been ceded The United States shall retain such jurisdiction so long as the said land shall be used for the purposes for which jurisdiction is ceded and no longer

Section 4 The jurisdiction so ceded to the United States shall be upon the further condition that the Commonwealth reserves to itself and its political subdivisions whatever power of taxation it may constitutionally reserve to levy and collect all taxes now or hereafter imposed by the Commonwealth and its political subdivisions upon property persons and franchises within the boundaries so ceded

Section 5 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovanssek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarraf,
Baumunk,	Glembockl,	McGee,	Sax,
Beaver,	Good,	McKinney,	Scanlon,
Bednarek,	Goodling,	McMillen,	Schmidt,
Blair,	Graybill,	McNally,	Schuster,

Bloom,	Green,	Mihm,	Scott,
Boles,	Greenwood,	Mikula,	Seyler,
Bomberger,	Greer,	Miller,	Shoemaker,
Boorse,	Guarnieri,	Milliken,	Smith, C. C.,
Bower,	Guthrie,	Mills,	Smith, W. B.,
Brandon,	Hagerty,	Mintess,	Snider,
Breisch,	Hall,	Monroe,	Sollenberger,
Breth,	Hamilton,	Moore, C. E.,	Spencer,
Brice,	Harney,	Moore, H. A.,	Stank,
Brown, H. S.,	Harris,	Moran,	Sternberg,
Brown, W. E.,	Haudenshield,	Munley,	Stimmel,
Brunner,	Heatherington,	Murray,	Stuart,
Bucchin,	Helm,	Musto,	Swope,
Cadwalader,	Herman,	Nagel,	Tahl,
Clapper,	Hersch,	Najaka,	Taylor,
Clendening,	Hewitt,	Needham,	Thompson,
Cochran,	Hocker,	Neff,	Tompkins,
Cole,	Hoffman,	Nixon,	Toomey,
Coleman,	Hoggard,	O'Dare,	Varallo,
Conway,	Hunter,	O'Donnell,	Varnar,
Cooper,	Jenkins,	Olsen,	Verona,
Costa,	Jennings,	Orban,	Wachhaus,
Dalrymple,	Jim,	Penglase,	Wagner,
DeLong,	Johnson,	Pentrack,	Wargo,
Dennison,	Jones, G. E.,	Peta,	Waterhouse,
Depuy,	Jones, J. M.,	Petrosky,	Watkins,
Dougherty,	Jump,	Pettigrew,	Weidner,
Driscoll,	Kamyk,	Pfaff,	Weiss,
Duffy,	Keller,	Polen,	Welsh,
Dye,	Kemp,	Posta,	Wescott,
Elder,	Kent,	Powers,	Westrick,
Erb,	Kirley,	Price, H. W., Jr.,	Wheeler,
Evans,	Kline,	Price, R. A.,	Williams,
Ewing,	Kohl,	Probert,	Wood,
Felton,	Kolankiewicz,	Readinger,	Worley,
Ferster,	Kondrath,	Reagan,	Yaffe,
Filo,	Kratz,	Reese,	Yeakel,
Firmstone,	Kurtz,	Reidenbach,	Yester,
Flack,	Lederer,	Reilly, J. M.,	Yetzer,
Fleming,	Lee,	Reynolds,	Young,
Floyd,	Leisey,	Riley, R. L.,	Zickler,
Fox,	Leonard,	Robbins,	Sorg,
Frank,	Limper,	Robertson,	Speaker

NAYS—0

NOT VOTING—1

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 105 as follows:

An Act to amend sections two three and four of the act approved the twenty-fourth day of March one thousand nine hundred thirty-seven (P. L. 109) entitled "An act relating to interstate cooperation creating the Pennsylvania Commission on Interstate Cooperation as well as committees on interstate cooperation of the Senate and of the House of Representatives defining the powers and duties of said commission and of said committees and imposing duties on the Governor and the Secretary of the Commonwealth" by changing the method of appointing members to the Senate and House committees and of the chairman of the commission

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections two three and four of the act approved the twenty-fourth day of March one thousand nine hundred thirty-seven (P. L. 109) entitled "An act relating to interstate cooperation creating the Pennsylvania Commission on Interstate Cooperation as well as committees on interstate cooperation of the Senate and of the House of Representatives defining the powers and duties of said commission and of said committees and imposing duties on the Governor and the Secretary of the Commonwealth" are hereby amended to read as follows

Section 2 There is hereby established a select Committee on Interstate Cooperation of the Senate to consist of five senators The members [and chairman] of this committee shall be [designated in the same manner as is customary in the case of the members and chairman of standing committees] appointed by the President pro tempore of the Senate who shall also designate one of the members of the committee as chairman The Lieutenant Governor may [serve] be appointed as one of the five members of this committee

Section 3 There is hereby established a similar select Committee on Interstate Cooperation of the House of Representatives also to consist of five members and the members [and chairman] of this committee shall be [designated in the same manner as is customary in the case of the members and chairmen of standing committees] appointed by the Speaker of the House of Representatives who shall also designate one of the members of the committee as chairman

Section 4 The said Commission on Interest Cooperation shall be composed of fifteen members namely

The five members of the Committee on Interstate Cooperation of the Senate

The five members of the Committee on Interstate Cooperation of the House of Representatives

Five officials of the State government named by the Governor [one of whom shall be designated by him as the chairman of the commission]

The members of the commission shall elect one of its members as chairman and one of its members as vice-chairman

The Governor shall be an honorary member of the commission

Section 2 The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarraf,
Baumunk,	Glembocki,	McGee,	Sax,
Beaver,	Good,	McKinney,	Scanlon,
Bednarek,	Goodling,	McMillen,	Schmidt,
Blair,	Graybill,	McNally,	Schuster,
Bloom,	Green,	Mihm,	Scott,
Boles,	Greenwood,	Mikula,	Seyler,
Bomberger,	Greer,	Miller,	Shoemaker,
Boorse,	Guarnieri,	Milliken,	Smith, C. C.,
Bower,	Guthrie,	Mills,	Smith, W. B.,
Brandon,	Hagerty,	Mintess,	Snider,
Breisch,	Hall,	Monroe,	Sollenberger,
Breth,	Hamilton,	Moore, C. E.,	Spencer,
Brice,	Harney,	Moore, H. A.,	Stank,
Brown, H. S.,	Harris,	Moran,	Sternberg,
Brown, W. E.,	Haudenschild,	Munley,	Stimmel,
Brunner,	Heatherington,	Murray,	Stuart,
Bucchin,	Helm,	Musto,	Swope,
Cadwalader,	Herman,	Nagel,	Tahl,
Clapper,	Hersch,	Najaka,	Taylor,
Clendening,	Hewitt,	Needham,	Thompson,
Cochran,	Hocker,	Neff,	Tompkins,
Cole,	Hoffman,	Nixon,	Toomey,
Coleman,	Hoggard,	O'Dare,	Varallo,
Conway,	Hunter,	O'Donnell,	Varner,
Cooper,	Jenkins,	Olsen,	Verona,
Costa,	Jennings,	Orban,	Wachhaus,
Dalrymple,	Jim,	Pengrase,	Wagner,
DeLong,	Johnson,	Pentrack,	Wargo,
Dennison,	Jones, G. E.,	Peta,	Waterhouse,
Depuy,	Jones, J. M.,	Petrosky,	Watkins,
Dougherty,	Jump,	Pettigrew,	Weidner,
Driscoll,	Kamyk,	Pfafl,	Weiss,

Duffy,	Keller,	Polen,	Welsh,
Dye,	Kemp,	Posta,	Wescott,
Elder,	Kent,	Powers,	Westrick,
Erb,	Kirley,	Price, H. W., Jr.,	Wheeler,
Evans,	Kilne,	Price, R. A.,	Williams,
Ewing,	Kohl,	Propert,	Wood,
Felton,	Kolankiewicz,	Readinger,	Worley,
Ferster,	Kondrath,	Reagan,	Yaffe,
Filo,	Kratz,	Reese,	Yeakel,
Firmstone,	Kurtz,	Reidenbach,	Yester,
Flack,	Lederer,	Reilly, J. M.,	Yetzer,
Fleming,	Lee,	Reynolds,	Young,
Floyd,	Lelsey,	Riley, R. L.,	Ziegler,
Fox,	Leonard,	Robbins,	Sorg,
Frank,	Limper,	Robertson,	Speaker

NAYS—0

NOT VOTING—1

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 99 as follows:

An Act to add a new section to article two of the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1001) entitled as amended "An act providing for the regulation of aeronautics within this Commonwealth conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto providing for the licensing and registration of airman and aircraft establishing the legal status of air navigation providing for sovereignty in and ownership of space providing for lawfulness of flights regulating civil causes of action arising out of operation of aircraft fixing the status of contracts crimes and torts in by or by means of operation of aircraft imposing duties upon officers burgesses magistrates aldermen justices of the peace the courts and clerks thereof providing for denial or revocation of licenses providing for certain penalties and their disposition and repealing certain existing laws" defining the Commonwealth airways system

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article two of the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1001) entitled as amended "An act providing for the regulation of aeronautics within this Commonwealth conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto providing for the licensing and registration of airman and aircraft establishing the legal status of air navigation providing for sovereignty in and ownership of space providing for lawfulness of flights regulating civil causes of action arising out of operation of aircraft fixing the status of contracts crimes and torts in by or by means of operation of aircraft imposing duties upon officers burgesses magistrates aldermen justices of the peace the courts and clerks thereof providing for denial or revocation of licenses providing for certain penalties and their disposition and repealing certain existing laws" is hereby amended by adding at the end thereof a new section to read as follows

Section 202 Commonwealth Airways System The Commonwealth airways system is hereby declared to consist of all air navigation facilities available for public use now existing or hereafter established whether publicly or privately owned and whether natural or man-made except those under the jurisdiction of the United States Government It is hereby declared that jurisdiction over the Commonwealth airways system is vested in the Pennsylvania

Aeronautics Commission and that expenditure of public funds in the interest of safety on any or all of the facilities of the airways system serves a useful public purpose and satisfies a public need

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarraf,
Baumunk,	Glembocki,	McGee,	Sax,
Beaver,	Good,	McKinney,	Scanlon,
Bednarek,	Goodling,	McMillen,	Schmidt,
Blair,	Graybill,	McNally,	Schuster,
Bloom,	Green,	Mihm,	Scott,
Boles,	Greenwood,	Mikula,	Seyler,
Bomberger,	Greer,	Miller,	Shoemaker,
Boorse,	Guarnieri,	Milliken,	Smith, C. C.,
Bower,	Guthrie,	Mills,	Smith, W. B.,
Brandon,	Hagerty,	Mintess,	Snider,
Breisch,	Hall,	Monroe,	Sollenberger,
Breth,	Hamilton,	Moore, C. E.,	Spencer,
Brice,	Harney,	Moore, H. A.,	Stank,
Brown, H. S.,	Harris,	Moran,	Sternberg,
Brown, W. E.,	Haudenshield,	Munley,	Stimmel,
Brunner,	Heatherington,	Murray,	Stuart,
Buchin,	Helm,	Musto,	Swope,
Cadwalader,	Herman,	Nagel,	Tahl,
Clapper,	Hersch,	Najaka,	Taylor,
Clendening,	Hewitt,	Needham,	Thompson,
Cochran,	Hocker,	Neff,	Tompkins,
Cole,	Hoffman,	Nixon,	Toomey,
Coleman,	Hoggard,	O'Dare,	Varallo,
Conway,	Hunter,	O'Donnell,	Varner,
Cooper,	Jenkins,	Olsen,	Verona,
Costa,	Jennings,	Orban,	Wachhaus,
Dalrymple,	Jim,	Penglase,	Wagner,
DeLong,	Johnson,	Pentrack,	Wargo,
Dennison,	Jones, G. E.,	Peta,	Waterhouse,
Depuy,	Jones, J. M.,	Petrosky,	Watkins,
Dougherty,	Jump,	Pettigrew,	Weidner,
Driscoll,	Kamyk,	Pfaff,	Weiss,
Duffy,	Keller,	Polen,	Welsh,
Dye,	Kemp,	Posta,	Wescott,
Elder,	Kent,	Powers,	Westrick,
Erb,	Kirley,	Price, H. W., Jr.,	Wheeler,
Evans,	Kline,	Price, R. A.,	Williams,
Ewing,	Kohl,	Propert,	Wood,
Felton,	Kolankiewicz,	Readinger,	Worley,
Ferster,	Kondrath,	Reagan,	Yaffe,
Filo,	Kratz,	Reese,	Yeakel,
Firmstone,	Kurtz,	Reidenbach,	Yester,
Flack,	Lederer,	Reilly, J. M.,	Yetzer,
Fleming,	Lee,	Reynolds,	Young,
Floyd,	Lelsey,	Riley, R. L.,	Ziegler,
Fox,	Leonard,	Robbins,	Sorg,
Frank,	Limper,	Robertson,	Speaker

NAYS—0

NOT VOTING—1

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

REPORT OF JOINT STATE GOVERNMENT COMMISSION

Mr. DEPUY presented a report of the findings and recommendations on the Pennsylvania Tax System by the Tax Study Committee of the Joint State Government Commission, supplemental data bearing upon Part II of the report.

(For report, see Appendix).

FORMER MEMBERS WELCOMED

The SPEAKER. The Chair at this time is pleased to welcome a former Member of the House, the gentleman from Dauphin, the Honorable David Reese.

The Chair is also pleased to welcome a former Member of the House from the County of Philadelphia, the Honorable Paul D'Ortona.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. GUARNIERI asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. WILLIAMS asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

SENATE MESSAGE

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate which were laid upon the table.

RESOLUTION

THANKS EXTENDED TO FRANCE

Messrs. KEMP and NEFF offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and adopted as follows:

In the House of Representatives, February 7, 1949

The members of the House of Representatives were fortunate today in witnessing a beautiful act of friendship extended from one great people to another. The people of France, grateful in their hour of need to the people of Pennsylvania, and in recognition of the ties existing between the two, have sent to their friends across the sea a memento of that gratitude and friendship.

The ceremony accepting the Pennsylvania Car of the Gratitude Train, was simple, but impressive, and rang of sincerity; therefore be it

Resolved, by the members of the House of Representatives, That we extend to the people of France our sincere thanks for their touching gesture, and to everyone who aided in making the acceptance ceremony such a complete success.

COMMITTEE MEETINGS

Motor Vehicles, Room Number 522, Monday, February 7, during recess.

Public Utilities, Room Number 329, Monday February 7, during recess.

Railroads and Railways, Room Number 325, February 7, during recess.

State Government, Room Number 324, February 7, during recess.

Workmens' Compensation, Room Number 330, February 7, during recess.

RECESS

The SPEAKER. If there is no objection, the Chair will declare a recess for thirty minutes. The Chair hears none, and a recess is declared until 6:00 p. m.

AFTER RECESS

The House reconvened at 6:00 p. m.

The SPEAKER (Herbert P. Sorg) in the Chair.

BILLS INTRODUCED AND REFERRED

By Mr. STUART.

HOUSE BILL No. 337.

An Act to amend section two thousand six hundred twenty-one of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and revealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by requiring the auditors in the school districts of the second and third classes to publish annual financial statements; and providing penalties.

Referred to the Committee on Education.

By Mr. ORBAN.

HOUSE BILL No. 338.

An Act to further amend section one hundred eighty-eight of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by authorizing the appointment of a solicitor for the sheriff in counties of the sixth class.

Referred to the Committee on Counties.

By Mr. CLAPPER.

HOUSE BILL No. 339.

An Act providing for and requiring in certain cases, preference in appointing to or promoting in public position, for orphans.

Referred to the Committee on State Government.

By Messrs. BOORSE, REAGAN, SWOPE and WOOD.

HOUSE BILL No. 340.

An Act to further amend the act, approved the fourteenth day of April, one thousand nine hundred five (P. L. 162), entitled "An act regulating the method and procedure in the erection of line or partition fences," by eliminating township and borough auditors and councils of cities of the third class as fence viewers and substituting the county surveyor of the county or an adjoining county as the fence viewer.

Referred to the Committee on Municipal Corporations.

By Mr. BRANDON.

HOUSE BILL No. 341.

An Act creating a joint legislative committee to investigate the Milk Control Commission; providing for the appointment of its members; defining its powers and duties, and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. BOWER.

HOUSE BILL No. 342.

An Act to further amend clause (f) of section two of the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," including school districts within the provisions of the act.

Referred to the Committee on Education.

By Messrs. GUTHRIE and HELM.

HOUSE BILL No. 343.

An Act to amend section seven hundred twenty of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by changing the period of holding field trials.

Referred to the Committee on Game and Forestry.

By Mr. BOWER.

HOUSE BILL No. 344.

An Act to further amend section seven hundred eleven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined, "by regulating the dismissal, suspension, demotion and retirement of enlisted members of the Pennsylvania State Police.

Referred to the Committee on State Government.

By Mr. STUART.

HOUSE BILL No. 345.

An Act to add section six hundred ninety-nine point eight to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by making it unlawful for landlords to conspire to evict tenants and prescribing penalties.

Referred to the Committee on Judiciary.

By Mr. CADWALADER. HOUSE BILL No. 346.

An Act to further amend sections four and ten of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled "An act imposing a State Tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are ordinarily, practically, and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards, imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties and making an appropriation," by increasing the amount of the additional tax and by extending the provisions of the additional tax for a limited time; and further providing for the distribution of the additional tax to certain political subdivisions of this Commonwealth, with certain conditions.

Referred to the Committee on Ways and Means.

By Mr. CADWALADER. HOUSE BILL No. 347.

An Act to reenact and further amend the title and the act, approved the fourteenth day of May, one thousand nine hundred forty-seven (P. L. 249), entitled as amended, "An act to provide revenue by imposing an excise tax, payable by those herein defined as manufacturers and bottlers of bottled soft drinks, and syrups as herein defined, prepared, used, sold, transported or delivered within the Commonwealth and by others; requiring persons as herein defined engaged in the manufacture, bottling, distribution, sale, and transportation of syrup and bottled soft drinks to secure permits; prescribing the method and manner of evidencing the payment and collection of such tax or assessing the tax; conferring powers and imposing duties on the Department of Revenue and those manufacturing, bottling, distributing, selling and transporting syrup or bottled soft drinks and providing penalties," by further regulating the procedure and the jurisdiction of the Department of Revenue and of the Board of Finance and Revenue relative to claims for refunds, and by extending the provisions thereof for a limited period of time.

Referred to the Committee on Ways and Means.

By Mr. CADWALADER. HOUSE BILL No. 348.

An Act to reenact and further amend the title and the act, approved the fourteenth day of June, one thousand nine hundred thirty-five (P. L. 341), entitled as amended "An Act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined; requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits; prescribing the method and manner of collecting such tax; conferring powers and imposing duties on the Department of Revenue, and persons, as herein defined, engaged in the sale of cigarettes at retail or wholesale; and providing penalties," by exempting from its provisions certain sales of cigarettes to patients in Veterans' Administration Hospitals and dealers making such sales, making unlawful the possession of cigarettes upon which the tax has not been paid and providing penalties therefor, and extending the provisions of the act for a further limited period of time.

Referred to the Committee on Ways and Means.

By Mr. CADWALADER. HOUSE BILL No. 349.

An Act to further amend section three of the act approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 284), entitled, as amended "An act imposing a State tax, payable by those herein defined as manufacturers and by others, on malt or brewed beverages used, sold, transported, or delivered within the Commonwealth; prescribing the method and manner of evidencing the payment and collection of such tax; conferring powers and imposing duties on the Department of Revenue, and those using or engaged in the sale, at retail or wholesale, or in the transportation of malt or brewed beverages taxable hereunder; and providing penalties," increasing the rates of certain taxes for a further limited period of time.

Referred to the Committee on Ways and Means.

By Mr. CADWALADER. HOUSE BILL No. 350.

An Act to reenact and further amend the title and the act, approved the sixteenth day of May, one thousand nine hundred thirty-five (P. L. 208), entitled, as amended "An act to provide revenue for State purposes by imposing an excise tax, for a limited period of time, on the net incomes of certain corporations, joint-stock associations, and limited partnerships; providing for the assessment, collection, settlement and re-settlement of taxes, and reviews and appeals therefrom; conferring powers, and imposing duties on certain persons, corporations, joint-stock associations, limited partnerships, State, and county officers, boards, and departments; making an appropriation; and providing penalties," extending the provisions of the act for a further limited period of time.

Referred to the Committee on Ways and Means.

By Mr. CADWALADER. HOUSE BILL No. 351.

An Act to further amend section twenty-one of the act, approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," postponing the manufacturing exemption with regard to capital stock tax and the franchise tax on domestic and foreign corporations, joint-stock associations, limited partnership and companies for a further limited period of time.

Referred to the Committee on Ways and Means.

By Mr. CADWALADER. HOUSE BILL No. 352.

An Act to further amend section twenty-three of the act approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by increasing for a further limited period of time the rate of tax imposed upon the gross receipts of certain companies, limited partnerships, associations, joint-stock associations, copartnerships and persons.

Referred to the Committee on Ways and Means.

By Mr. CADWALADER. HOUSE BILL No. 353.

An Act to reenact and amend the title and the act, approved the ninth day of June, one thousand nine hundred thirty-six (Special Session of one thousand nine hundred thirty-six, P. L. 13), entitled "An act imposing an emergency State tax for a limited period of time on liquor, as herein defined, sold by the Pennsylvania Liquor Control Board; providing for the collection and payment of such tax; and imposing duties upon the Department

of Revenue and the Pennsylvania Liquor Control Board," as previously reenacted and amended, by extending the provisions thereof, for a further limited period of time.

Referred to the Committee on Ways and Means.

By Messrs. ELDER and RAY L. RILEY.

HOUSE BILL No. 354.

An Act to amend section one of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinances or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," limiting the right to tax wages or income to the net wage or income of residents only.

Referred to the Committee on Municipal Corporations.

By Mr. KENT.

HOUSE BILL No. 355.

An Act to further amend section thirty-three of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "An act relating to the collection of taxes levied by counties, county institution districts, cities of the third class, boroughs, towns, townships, certain school districts and vocational school districts; conferring powers and imposing duties on tax collectors, courts and various offices of said political subdivisions; and prescribing penalties," by further prescribing the pro rata payments to be made by cities of the third class, counties and school districts for certain salaries and expenses in connection with the collection of taxes by the city treasurer.

Referred to the Committee on Municipal Corporations.

By Mr. KENT.

HOUSE BILL No. 356.

An Act to further amend section one of the act, approved the first day of June, one thousand nine hundred and fifteen (P. L. 706), entitled "An act requiring the county commissioners to provide, at the expense of the county, a telephone, typewriter, and stenographer for the use of the county superintendent of schools," by making the provisions of said act mandatory and requiring the county to provide office furniture and equipment and necessary stenographic and clerical help.

Referred to the Committee on Counties.

By Mr. KENT.

HOUSE BILL No. 357.

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by empowering counties to set apart lands and buildings and to acquire real estate by lease, purchase or gift, for use as fairgrounds; authorizing county commissioners of such counties to do all things necessary for the establishment and maintenance of county agricultural fairs and fairgrounds, including the appropriation of funds, the levy and collection of taxes and the creation of county fair boards and the acceptance of State contributions.

Referred to the Committee on Counties.

By Messrs. JENKINS and HEATHERINGTON.

HOUSE BILL No. 358.

An Act to amend article two of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for compensation to be paid to school directors in school districts of the second, third and fourth class.

Referred to the Committee on Education.

By Messrs. HEATHERINGTON and JENKINS.

HOUSE BILL No. 359.

An Act to further amend section four hundred ten of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by eliminating the limitations upon the number of delegates a board of school directors may appoint to a State convention or association of school directors.

Referred to the Committee on Education.

By Mr. BRANDON.

HOUSE BILL No. 360.

An Act to further amend section four of the act, approved the nineteenth day of July, one thousand nine hundred thirty-five (P. L. 1356), entitled "An act to regulate the sale and delivery of solid fuel, as herein defined; providing for appointment of licensed weighmasters; prescribing their powers and duties; authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs; and providing penalties," by making mandatory the insertion of the substituted purchaser's name and address on weighmaster's certificate.

Referred to the Committee on State Government.

By Mr. McGEE.

HOUSE BILL No. 361.

An Act to amend section one of the act, approved the thirty-first day of March, one thousand nine hundred five (P. L. 87), entitled "An act to provide for notice in the recovery of possession of premises by a landlord, in all cases where the tenant holds for a term less than one year, either by license or lease for an indeterminate time," by extending the period of time for a tenant or occupant to deliver possession of the premises.

Referred to the Committee on Judiciary.

By Mr. DeLONG.

HOUSE BILL No. 362.

An Act to amend the definition "Superannuation retirement age," in section two of the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "An act authorizing the creation of, and providing for, and regulating the maintenance and operation of a county employees' retirement system in counties of the fourth class, imposing certain charges on counties, and fixing penalties," by changing such age from sixty years to fifty years.

Referred to the Committee on Counties.

By Mr. DeLONG.

HOUSE BIL No. 363.

An Act to amend section twelve of the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "An act authorizing the creation of, and providing for, and regulating the maintenance and operation of a county employees' retirement system in counties of the fourth class, imposnig certain charges on counties, and fixing penalties," by changing the amount of the county annuity to which a beneficiary is entitled upon retirement for superannuation.

Referred to the Committee on Counties.

By Mr. BLOOM.

HOUSE BILL No. 364.

An Act authorizing the Department of Property and Supplies, with the approval of the Pennsylvania Historical and Museum Commission, to acquire, on behalf of the Commonwealth, certain land at the recognized site of William Penn's first landing in Pennsylvania in the city of Chester, Delaware County, as a historical site; providing for the control, management, supervision, improvement, and maintenance thereof; authorizing the Pennsylvania Historical and Museum Commission to make and enforce rules and regulations for the preservation and visitation thereof; and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. ELDER.

HOUSE BILL No. 365.

An Act to amend the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by making it unlawful for any person to hunt with any shotgun or rifle, when such firearm is loaded with live ammunition in either the chamber or magazine, if the firearm is ready to be discharged by normal finger pressure on the trigger, or if the safety device or mechanism is in the "off safe" position, except during the momentary interval of time necessary to discharge such firearm; and providing penalties.

Referred to the Committee on Game and Forestry.

By Mr. FLEMING

HOUSE BILL No. 366.

An Act to amend sections four and eight of the act, approved the thirty-first day of May, one thousand nine hundred forty-five (P. L. 1198) entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method; regulating such mining; and providing penalties," by increasing the amount of the bond which the operator must file and the annual charges against completion.

Referred to the Committee on Mines and Mining.

By Mr. FLEMING.

HOUSE BILL No. 367.

An Act to amend sections six, eight and nine of the act, approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1095), entitled "An act providing for the regulation of mining of anthracite coal by the open pit or strip mining method and for the conservation and improvement of lands affected directly or indirectly by such mining; requiring operators to register, pay a license fee and secure a permit to engage in strip mining and file a bond conditioned for compliance with this act; requiring backfilling of stripping pits and leveling and planting lands affected to prevent erosion and the pollution of waters and to protect public health, safety and welfare; conferring powers and imposing duties upon the Department of Mines and the Department of Forests and Waters; providing for appeals, and imposing penalties, and making appropriations," by increasing

the amount of the bond which the operator must file and the annual charges against completion.

Referred to the Committee on Mines and Mining.

By Messrs. MORAN and HUNTER.

HOUSE BILL No. 368.

An Act to further amend subsection (b) of section one thousand seventeen and add section one thousand seventeen point one to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of the Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by regulating the meeting or overtaking of school buses while taking on or discharging passengers.

Referred to the Committee on Motor Vehicles.

By Mr. WORLEY.

HOUSE BILL No. 369.

An Act to further amend section one thousand eight of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by regulating passing on three line highways.

Referred to the Committee on Motor Vehicles.

By Mr. FLEMING.

HOUSE BILL No. 370.

An Act to further amend the penalty clause of section nine hundred three of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, includ-

ing liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue; the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by increasing the amount of the fine and the length of imprisonment.

Referred to the Committee on Motor Vehicles.

By Mr. BRANDON.

HOUSE BILL No. 371.

An Act to amend section nine hundred six of the act, approved the twenty-eighth day of April, one thousand nine hundred thirtyseven (P. L. 417), entitled "An act relating to milk and the products thereof; creating a Milk Control Commission; establishing its jurisdiction, powers and duties; regulating the production, transportation, manufacturing, processing, storage, distribution, delivery and sale of milk and certain products thereof; providing for the licensing of milk dealers and the payment of fees therefor; requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers; authorizing the holding of hearings and the issuance of subpoenas by the commission; conferring jurisdiction upon courts to punish contempts and to prohibit violations of this act and of rules, regulations and orders of the Commission; authorizing the commission to adopt rules, regulations and orders, and to enter into interstate and Federal compacts; requiring persons who weigh, measure, sample or test milk to produce permits or certificates, to take examinations, to pay fees therefor, to furnish certain notices, records and statements, and to use certain methods of weighing, measuring, sampling and testing; authorizing the commission to examine the business, papers and premises of milk dealers and producers, requiring the keeping of records and the filing of reports by milk dealers, and permitting, with limitations, the use of information obtained thereby; authorizing the commission to fix prices for milk and certain milk products subject to the approval of the Governor, and conferring certain powers upon the Governor with respect thereto; providing for appeals to the courts from decisions of the commission, and for the burden of proof upon such appeals; prescribing penalties, fines, and imprisonment for violations of this act and rules, regulations and order of the commission; defining perjury; defining remedies; repealing legislation supplied and superseded by this act, and saving rights, duties and proceedings thereunder; and making appropriations," by imposing upon the commission the duty to evoke the best evidence rule and to require the production and allowance of basic account books in certain cases.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. WORLEY.

HOUSE BILL No. 372.

An Act to permit any person entitled to vote to absent himself from any service or employment in which he is then engaged or employed for a period of two hours in certain cases without deduction in salary or wages.

Referred to the Committee on Labor Relations.

By Mr. VERONA.

HOUSE BILL No. 373.

An Act to further amend subsection (b) and (c) of section nineteen of the act, approved the third day of

May, one thousand nine hundred thirty-three (P. L. 252), entitled, as amended, "An act to regulate and restrain the traffic in malt and brewed beverages, as herein defined; providing for the licensing of the manufacture, transportation, sale and distribution of such beverages; imposing license and permit fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of the electors, to prevent the licensing therein of places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon the Pennsylvania Liquor Control Board, quarter sessions courts, district attorneys, the Department of Justice, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," by increasing the annual license fees of distributors and importing distributors.

Referred to the Committee on Liquor Control.

By Messrs. GUARNIERI, DOUGHERTY, AMARANDO and PETA.

HOUSE BILL No. 374.

An Act making it a public nuisance to dump, deposit or place, any rubbish, trash or refuse anywhere within any City of the First Class or to maintain a place for that purpose within any such city.

Referred to the Committee on City and County—First Class.

By Messrs. GUARNIERI, DOUGHERTY, AMARANDO and PETA.

HOUSE BILL No. 375.

An Act to extend the powers of the board of health in Cities of the First Class to abate certain public nuisances.

Referred to the Committee on City and County—First Class.

By Messrs. WILLIAMS and DALRYMPLE.

HOUSE BILL No. 376.

An Act making it a misdemeanor for any person or officer to present himself at any club duly licensed for the sale of malt and brewed beverages or liquor, and falsely pretending to be a member of such club to purchase or offer to purchase spirituous, vinous, brewed or malt liquors.

Referred to the Committee on Liquor Control.

By Messrs. CONWAY and DOUGHERTY.

HOUSE BILL No. 377.

An Act to further amend section four hundred thirty-one of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh, and eighth classes; and revising, amending and consolidating the laws relating thereto," by including the Catholic War Veterans, Inc. among the veterans' organizations for which certain appropriations may be made.

Referred to the Committee on Military Affairs.

By Mr. CHARLES C. SMITH.

HOUSE BILL No. 378.

An Act making an appropriation to The Academy of Natural Sciences of Philadelphia to be used for salaries, supplies and equipment in providing certain services to the public, and for the purpose of the maintenance of the building of said academy.

Referred to the Committee on Appropriations.

By Mr. BOWER.

HOUSE BILL No. 379.

An Act making a deficiency appropriation to the House of Representatives for the use of the minority whip.

Referred to the Committee on Appropriations.

By Messrs. WESTRICK and JIM. HOUSE BILL No. 380.

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for co-operation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties", by providing allowance for dependents.

Referred to the Committee on Workmen's Compensation.

By Mr. MILLIKEN.

HOUSE BILL No. 381.

An Act making an appropriation to The Glen Mills Schools situate in Delaware County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MILLIKEN.

HOUSE BILL No. 382.

An Act to select and adopt the Great Dane as the official dog of Pennsylvania.

Referred to the Committee on State Government.

By Mr. MILLIKEN.

HOUSE BILL No. 383.

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware, Commonwealth of Pennsylvania, and prescribing certain conditions upon which the appropriation will be available to the school.

Referred to the Committee on Appropriations.

By Messrs. MILLS and WEISS. HOUSE BILL No. 384.

An Act to further amend the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled: "An act for the protection of the public safety regulating the use of highways and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances and legal claims, registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," permitting

aldermen, magistrates and justices of the peace to issue temporary registration plates.

Referred to the Committee on Motor Vehicles.

By Messrs. SARRAF and KAMYK.

HOUSE BILL No. 385.

An Act providing for the protection of the public safety by prohibiting the manufacture, the sale, the offering for sale, or exposing for sale of any air-rifle, B-B gun, or similar toy which has become a dangerous instrumentality and providing penalties.

Referred to the Committee on Judiciary.

By Mr. GREENWOOD.

HOUSE BILL No. 386.

An Act to further amend section nine hundred five of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by regulating the issuance of permits for movements of machinery used exclusively for agricultural purposes.

Referred to the Committee on Motor Vehicles.

By Mr. VARNER.

HOUSE BILL No. 387.

An Act to amend sections five hundred one, five hundred two and seven hundred twenty-one of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 372), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by increasing penalties.

Referred to the Committee on Judiciary.

By Mr. VARNER.

HOUSE BILL No. 388.

An Act to further amend section one thousand one hundred one of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by increasing the limitation upon the bounty paid for foxes.

Referred to the Committee on Game and Forestry.

By Mr. VARNER.

HOUSE BILL No. 389.

An Act to further amend clause (q) of section seven hundred thirty-one of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by increasing certain penalties.

Referred to the Committee on Game and Forestry.

By Mr. VARNER.

HOUSE BILL No. 390.

An Act to amend subsection (b) of section three hundred two of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by authorizing county boards of elections to establish rules governing the selection of polling places.

Referred to the Committee on Elections and Apportionment.

By Mr. VARNER.

HOUSE BILL No. 391.

An Act prohibiting discrimination by landlords against families with minor children.

Referred to the Committee on Judiciary.

By Mr. WEISS.

HOUSE BILL No. 392.

An Act making it unlawful for two or more landlords to conspire and agree to evict or threaten to evict their respective tenants in certain cases; making exceptions; providing for injunctive relief; and prescribing penalties.

Referred to the Committee on Judiciary.

By Messrs. ROSE and GUARNIERI.

HOUSE BILL No. 393.

An Act for the better government of cities of the first class of the Commonwealth by providing, among other things, for the election of a Mayor and a Council; the creation, abolition, and change of departments and the addition to departments of certain functions pertaining to parks, detention and correction, planning within the City, weights and measures, and dependent, neglected, incorrigible, and delinquent children transferred from certain county offices to the extent of the performance of such functions within such cities; improvement of the civil service, increased control over finances by requiring balanced current and capital budgets and by greater control over the collection of charges, fees, and taxes, and over payments of salaries and other expenditures out of the City treasury; improvement in the making and revision of assessments; the grant of home rule to such cities; the merging of all offices of counties of the first class into such cities and departments thereof, if, as, and when consolidation of such cities and counties become effective through adoption of a constitutional amendment and penalties.

Referred to the Committee on City and County—First Class.

By Messrs. WOOD, BOORSE, REGAN and SWOPE.

HOUSE BILL No. 394.

An Act to further amend the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," as heretofore amended and reenacted, by changing the fiscal year and the dates for meetings, budgets, taxation, audits, and reports, changing the compensation of supervisors and auditors and the expense allowance of delegates, providing for appointment of non-resident persons as tax collectors and policemen, authorizing police pension annuities, empowering

supervisors to acquire and operate airports, to establish police protection districts and assess the cost thereof, to widen, deepen and embank water-courses, to employ township managers and certified public accountants, changing the definition of volunteer firemen for workmen's compensation insurance purposes, the method of advertising for bids, the limitation on taxes for fire hydrant purposes, the requirements for street and road improvements, and the vote of supervisors required for zoning changes, and clarifying and revising certain provisions of said act.

Referred to the Committee on Townships.

By Mr. BRICE.

HOUSE BILL No. 395.

An Act authorizing the conveyance of the interest of either former spouse after a divorce to the other without the joinder of the other, of such former spouse's interest in real estate which is held by them as tenants by the entirety; and validating such conveyances formerly made.

Referred to the Committee on Judiciary.

By Messrs. KRATZ, PROPERT, BOORSE and CADWALADER.

HOUSE BILL No. 396.

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Fort Washington Park Commission; to acquire certain lands adjacent to such park for recreational purposes; and making an appropriation.

Referred to the Committee on Appropriations.

By Messrs. KRATZ, PROPERT, BOORSE and CADWALADER.

HOUSE BILL No. 397.

An Act making an appropriation to the Fort Washington Park Commission for the payment of the costs of developing Fort Washington Park into a recreation area and for the payment of maintenance costs.

Referred to the Committee on Appropriations.

By Mrs. VARALLO, Mrs. MONROE, Mrs. MUNLEY and Mr. REIDENBACH.

HOUSE BILL No. 398.

An Act to further amend clause (b) of section nine of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by establishing the amount of assistance to aged persons; and providing for uniformity in payment.

Referred to the Committee on Welfare.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. THOMPSON.

(Concurrent) RESOLUTION No. 19.

In the House of Representatives, February 7, 1949.

Whereas, It has been proposed time and again that serious consideration be given to the question of revising the Gregorian Calendar promulgated in the year one thousand five hundred eighty-two and now in use all over the world; and

Whereas, The World Calendar Association has worked diligently for more than two decades in an effort to promote a constructive calendar reform program and to devise a more useful and logical calendar system than that resulting under the outmoded Gregorian Calendar; and

Whereas, That association after careful study and consultation has produced a new calendar which is known as the World Calendar; and

Whereas, The World Calendar, which is a twelve-month, equal-quarter schedule designed to eliminate the innumerable frustrations caused by current calendar irregularity has many advantages over the Gregorian Calendar which have a strong appeal to the public in general as well as to business interests in particular namely:

- (1) The two halves of the year are identical.
- (2) The four quarters of the year are exactly alike with respect to the number of days and business days.
- (3) There are exactly thirteen weeks in each quarter.
- (4) Each month has the same number of week days.
- (5) All the years will be the same, so that a given date (such as, e. g. the twenty-fifth of December) will always fall on the same day of the week; and

Whereas, The Gregorian Calendar, our present calendar system, will next coincide with the World Calendar on January first one thousand nine hundred fifty, and the changeover from the Gregorian Calendar to the World Calendar could be made at the end of this year—and if it is not done then, cannot be done until January first one thousand nine hundred fifty-six; and

Whereas, The governments of seventeen nations are already formally on record as favoring the adoption of the World Calendar sponsored by the World Calendar Association, and if the government of the United States adopted it, it is likely that most other governments would follow suit; now therefore be it

Resolved (if the Senate concur). That the General Assembly of the Commonwealth of Pennsylvania hereby memorializes the Congress of the United States to adopt the World Calendar sponsored by the World Calendar Association before January first one thousand nine hundred fifty, in order that the changeover from the Gregorian Calendar may be made at the end of this year one thousand nine hundred forty-nine; and be it further

Resolved, That copies of this resolution be transmitted by the Chief Clerk of the House of Representatives, to the President of the United States, to the presiding officers of both houses of the Congress of the United States, and to each Representative and Senator from Pennsylvania in the Congress of the United States.

Referred to the Committee on Rules.

By Messrs. EVANS, ROVANSEK, COLE, NIXON, POLEN and WILLIAMS.

(Concurrent) RESOLUTION No. 20.

In the House of Representatives, February 7, 1949.

Whereas, The law known as the Taft-Hartley law passed by the Eightieth Congress of the United States is in disfavor with organized labor and restricts much of the power held by Labor Unions; and

Whereas, Organized labor is a dominating force—if not the dominating force—in the life of the United States today and discrimination like that of the Taft-Hartley law against organized labor is unthinkable when the gains of labor and labor unions during the past few decades are considered; now therefore be it

Resolved (if the Senate concur), That the General Assembly of Pennsylvania hereby memorializes the Congress of the United States to repeal the Taft-Hartley law; and be it further

Resolved, That copies of this resolution be transmitted by the Chief Clerk of the House to the President of the

United States, the presiding officers of each House of the Congress of the United States and to each Senator and Representative from Pennsylvania in the Congress of the United States.

Referred to the Committee on Rules.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 32.

An Act to further amend section two hundred twenty of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by providing for the issuing of lifelong free resident fishing licenses to persons sixty-five years of age or over.

Referred to the Committee on Fisheries.

SENATE BILL No. 182.

An Act providing for the acquisition by the Department of Property and Supplies in the name of the Commonwealth of certain land in Dauphin County for use of the various State departments, boards and commissions, and making an appropriation.

Referred to the Committee on Appropriations.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. ROSE asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. WOOD asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. KRATZ asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. WOOD asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

SENATE MESSAGE

HOUSE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 3.

An Act to further amend the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of

the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by changing the rank which the Adjutant General may have in the Pennsylvania National Guard.

With the information that the Senate has passed the same without amendment.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced, presented the following extract from the Journal of the Senate, which was read as follows, viz:

In the Senate, February 7, 1949.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvenes on Monday, February 14, 1949, at four P. M., E. S. T., and when the House of Representatives adjourns this week it reconvenes on Monday, February 14, 1949, at four-thirty o'clock, P. M., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HOUSE BILL No. 3.

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards, and commissions shall be determined," by changing the rank which the Adjutant General may have in the Pennsylvania National Guard.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

RESOLUTION

BIRTHDAY OF TADEUSZ KOSCIO SZKO

Messrs. SARRAF and KAMYK offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and adopted as follows:

In the House of Representatives, February 7, 1949.

February 12th, is the birthday of Tadeusz Kosciuszko, a benefactor of the infant United States, and far too little appreciated by the ultimate beneficiaries of his sacrifices and life devoted to the realization of the dignity of man.

Since his beliefs and convictions, not concerned with territorial boundaries, were those also of Jefferson and Lafayette, it was natural that the cause of freedom, wherever it existed should bring such men together.

Our own struggle for the enjoyment of those inalienable rights, for the fulfillment of the destiny of individuals, did attract this man to our shores, where he shared the privations sacrifices and bitter defeats, then glorious victories of that small band, under General Washington, who gave us our heritage of freedom. He served in the artillery and became Washington's adjutant, friend and counselor.

When the liberty of America was secure General Kosciuszko returned to his native Poland, and fought and bled, in its struggle to free itself of the fetters of Russia.

His personal life was as beautiful as his ideals; he was among the first to sponsor freedom for American slaves; he emancipated the serfs on his own estate, insisting upon the sole condition that they provide free education for their children; he refused to use his talents as a soldier in the cause of tyranny, rejecting the plumes of Napoleon.

Since our country made this man one of its citizens, and he made himself one of its heroes; therefore be it

Resolved, That the members of the House of Representatives of the Commonwealth of Pennsylvania, acknowledge the debt, the people of America owe to Tadeusz Kosciuszko, and in his honor, bow in fervent prayer that his beloved Poland be delivered, as he helped deliver us, from the chains of thralldom.

REPORTS FROM COMMITTEES

Mr. McKINNEY from the Committee on State Government, reported as committed, Senate Bill No. 2, entitled:

An Act to amend article fourteen of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by adding thereto a new section placing additional powers upon the Department of Military Affairs and increasing the duties of other administrative departments in connection with the establishment of a recreational camp at Indiantown Gap Military Reservation.

Mr. TAHL from the Committee on Appropriations, reported as committed, Senate Bill No. 182, entitled:

An Act providing for the acquisition by the Department of Property and Supplies in the name of the Commonwealth of certain land in Dauphin County for use of the various State departments, boards and commissions, and making an appropriation.

PERMISSION REQUESTED TO READ BILL FIRST TIME

Mr. TAHL. Mr. Speaker, I ask unanimous consent to have Senate Bill No. 182, entitled:

An Act providing for the acquisition by the Department of Property and Supplies in the name of the Commonwealth of certain land in Dauphin County for use of the various State departments boards and commissions and making an appropriation.

read the first time.

The SPEAKER. Will the House give its unanimous consent to read this bill the first time? Is there objection?

Mr. ANDREWS. Mr. Speaker, I object.

The SPEAKER. The Chair hears objection, and consent is not granted.

RULES 41 AND 43 SUSPENDED

Mr. BRUNNER. Mr. Speaker, I move the suspension of Rules 41 and 43 for the specific purpose of reading Senate Bill 182 for the first time.

On the question,

Will the House agree to the motion?

Mr. ANDREWS. Mr. Speaker, we yield.

On a rising vote, one hundred fourteen members having voted in the affirmative, the motion was agreed to, and Rules 41 and 43 were suspended.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 182, entitled:

An Act providing for the acquisition by the Department of Property and Supplies in the name of the Commonwealth of certain land in Dauphin County for use of the various State departments, boards and commissions, and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILL RECOMMENDED

Mr. TAHL from the Committee on State Government returned House Bill No. 136, entitled:

An Act to add subsection (d) to section twelve of the act, approved the third day of May, one thousand nine

hundred thirty-three (P. L. 252), entitled as amended "An act to regulate and restrain the traffic in malt and brewed beverages, as herein defined; providing for the licensing of the manufacture, transportation, sale and distribution of such beverages; imposing license and permit fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of the electors, to prevent the licensing therein of places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon the Pennsylvania Liquor Control Board, quarter sessions courts, district attorneys, the Department of Justice, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," limiting the number of distributors' and importing distributors' licenses to be issued.

with the request that it be recommitted to the Committee on Liquor Control.

The SPEAKER. The bill is recommitted to the Committee on Liquor Control.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mrs. VARALLO asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by her.

FORMER MEMBER WELCOMED

Mr. SPEAKER. The Chair at this time welcomes to the hall of the House the gentleman from Mercer, the Hon. Thomas Lyons, a former Member of this House.

COMMITTEE MEETINGS

Cities—Third Class, Room Number 521, Tuesday, February 8, at 10:00 a. m.

Judiciary, Room Number 149, Tuesday, February 8, at 11:00 a. m.

Municipal Corporations, Room Number 521, Tuesday, February 8, at 10:30 a. m.

Townships, Room Number 522, Tuesday, February 8, at 11:30 a. m.

Ways and Means, Room Number 140, Tuesday, February 8, at 11:45 a. m.

Legislative Kiwanis Club, Tuesday, February 8, at 8:30 a. m., in Private Dining Room of Cafeteria.

Republican Caucus, Tuesday, February 8, at 12:30 p. m., in Room 140 (new House Caucus Room).

ADJOURNMENT

Mr. BEDNAREK. Mr. Speaker, I move that this House do now adjourn until Tuesday, February 8, 1949 at 1:00 p. m.

The motion was agreed to, and (at 6:46 p. m.) the House adjourned.

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., TUESDAY, FEBRUARY 8, 1949.

No. 11.

SENATE

TUESDAY, February 8, 1949.

The Senate met at 2:30 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

PRAYER

The Chaplin Rev. DOCTOR PHILIP DAVID BOOKSTABER, Rabbi, offered the following prayer:

This being Scout Anniversary, the greatest movement for boys, for developing citizenship and character, which movement represents the different sections, regardless of race, creed, or color in Pennsylvania, your Chaplain will give the Scout Oath, that we may by example inspire the youth of our Commonwealth and our Country.

On my honor, I will do my duty to God and my Country, to obey the Scout Law, to help other people at all times, to keep myself physically strong, mentally awake, and morally straight; a Scout is trustworthy, loyal, helpful, friendly, courteous, kind, obedient, cheerful, thrifty, brave, clean, and reverent.

We pray to Thee, oh Heavenly Father, that the founders of this movement, chartered by Congress, and that all of us, as leaders in our Commonwealth, by precept, example, and vision and courage, to take the stewardship we have for the youth of our Commonwealth, and lead them into upright citizenship and character.

Bless the leaders of our Commonwealth, our Governor, our Lieutenant-Governor, and these men of the Senate who deliberate for the welfare and the integrity of our Commonwealth.

Forevermore we ask it in Thy name. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. KEPHART, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 8, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

Thomas C. Kelly, R. D. 1, Harmony, Butler County, as Justice of the Peace in and for the Township of Jackson, Butler County, until the first Monday of January, 1950, to fill a vacancy.

John L. McHugh, Little Meadows, Susquehanna County, as Justice of the Peace in and for the Borough of Little Meadows, Susquehanna County, until the first Monday of January, 1950, vice J. L. Jones, deceased.

JAMES H. DUFF.

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 8, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

ARMSTRONG COUNTY

William J. Binder (Democrat), Ford Street, Ford City, Armstrong County, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice Joseph Kamer, Ford City, resigned.

Todd K. Glenn (Republican), Penn Glenn Oil Company, Leechburg, Armstrong County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment)

Jean P. Turping (Republican), 107 West High Street, Kittanning, Armstrong County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment)

BLAIR COUNTY

Mrs. Virgie M. Cowan (Republican), Claysburg, Blair County, to serve until December 31, 1951, and until her successor is duly appointed and qualified. (Reappointment)

Rev. Richard J. Walsh (Democrat), 1405 Fifth Avenue, Altoona, Blair County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment)

POTTER COUNTY

Mrs. Lilah C. Wandall (Republican), Coudersport, Potter County, to serve until December 31, 1949, and until

her successor is duly appointed and qualified, to fill a vacancy.

Henry C. James (Republican), Genesee, Potter County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointed)

SCHUYLKILL COUNTY

Daniel H. H. Lengel (Republican), 114 North 16th Street, Pottsville, Schuylkill County, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice Archie D. Straughn, Shenandoah Heights, deceased.

Miss Ann Noragong (Republican), 222 Market Street, Tamaqua, Schuylkill County, to serve until December 31, 1951, and until her successor is duly appointed and qualified. (Reappointment)

Harvey Luckenbill (Democrat), Pinedale, Orwigsburg, Schuylkill County, to serve until December 31, 1951, and until his successor is duly appointed and qualified, vice Mrs. Martha Haley, Pottsville, resigned.

JAMES H. DUFF.

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. LORD, JR. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on February 8, 1949.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 8, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

ALLEGHENY COUNTY

Aaron Cohen, Pittsburgh, 1305 Berger Bldg. (19)
Mrs. May H. Davis, Pittsburgh, 701 Investment Bldg.

CLARION COUNTY

Mrs. Lucille G. Wurster, Clarion.

CRAWFORD COUNTY

R. O. Anderson, Meadville.

DAUPHIN COUNTY

Miss Ruth Sherman, Harrisburg.

DELAWARE COUNTY

Miss Theresa I. Fry, Chester.

Charles Gabries, Chester.

Edgar W. Powell, Jr., Newton Twp., Post Office Bldg., Newton Square.

ERIE COUNTY

R. H. Rossbacher, Corry.

FRANKLIN COUNTY

Miss Rhoda M. Wilkins, Chambersburg.

LANCASTER COUNTY

Albert F. Montgomery, Lancaster.

LEBANON COUNTY

Miss E. J. Light, Lebanon.

MERCER COUNTY

Miss Ruth H. Phillips, Sharon.

MIFFLIN COUNTY

J. Russell Reigle, Lewistown.

NORTHAMPTON COUNTY

Franklin E. Kenyon, Bethlehem.

Miss Mary A. Marcincin, Bethlehem.

PHILADELPHIA COUNTY

George A. Ford, 322 Chestnut St. (6)

August P. Schulz, 94 W. Champlost Ave.

Marvin Stein, 919 N. Broad St. (23)

SCHUYLKILL COUNTY

Russell J. Moyer, Orwigsburg.

WYOMING COUNTY

James C. Sands, Mehoopany Twp., Mehoopany.

To compute from dates set opposite their names

FOREST COUNTY

James A. Foreman, Tionesta, 2-19-49.

WESTMORELAND COUNTY

Miss Marion L. Reamer, Monessen, 2-20-49.

FAYETTE COUNTY

C. E. Jeffries, Menallen Twp., Mill St., New Salem, 2-23-49.

JAMES H. DUFF.

CONSIDERATION OF NOTARIES PUBLIC

A motion was made by Mr. LORD, Jr., and Mr. HARE, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Haluska,	Meade,	Tarr,
Berger,	Hare,	Neff,	Taylor,
Blass,	Holland,	Pechan,	Toole,
Chapman,	Homsher,	Peelor,	Wade,
Crowe,	Kephart,	Robinson,	Wagner,
Dent,	Lane,	Rosenfeld,	Walker,
Diehm,	Leader,	Ruth,	Watkins,
DiSilvestro,	Letzler,	Scarlett,	Watson,
Doehla,	Lord,	Snowden,	Wolfe,
Donlan,	Mahany,	Stevenson,	Wood, L. H.,
Farrell,	Mallery,	Stiefel,	Wood, T. N.,
Frazier,	McPherson, Jr.,	Tallman,	Yosko,
Geltz,			

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE CONCURRENT
RESOLUTION

The Clerk of the House of Representatives being introduced informed the Senate that the House has concurred in Resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, February 7, 1949.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, February 14, 1949, at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, February 14, 1949, at four-thirty o'clock, p. m., E. S. T.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 3, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "Administrative Code of 1929." by changing the rank which the Adjutant General may have in the Pennsylvania National Guard.

Senate Bill No. 99, entitled:

An Act to add a new section to article two of the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1001) entitled as amended "An act providing for the regulation of aeronautics within this Commonwealth conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto providing for the licensing and registration of airman and aircraft establishing the legal status of air navigation providing for sovereignty in and ownership of space providing for lawfulness of flights regulating civil causes of action arising out of operation of aircraft fixing the status of contracts crimes and torts in by or by means of operation of aircraft imposing duties upon officers burgesses magistrates aldermen justices of the peace the courts and clerks thereof providing for denial or revocation of licenses providing for certain penalties and their disposition and repealing certain existing laws" defining the Commonwealth airways system

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

COMMUNICATION

The CHAIR cleared his table and laid before the Senate the following communication which was read by the Clerk:

THE LEHIGH COAL AND NAVIGATION COMPANY

Philadelphia 9, Pa.
December 15, 1947.

To the Senate and House of Representatives of the Commonwealth of Pennsylvania in the General Assembly met:

In compliance with the requirements of the 19th Section of Act of Assembly, passed March 20, 1918, entitled "An Act to Improve the Navigation of the River

Lehigh," I wish to report that no tolls were received on the Lehigh Navigation during the year 1947.

Very truly yours,

JOHN C. BOLINGER, Jr.
Assistant Secretary.

Commonwealth of Pennsylvania }
County of Philadelphia } ss

Before me, the subscriber, a Notary Public of the County of Philadelphia and Commonwealth of Pennsylvania, personally appeared on this fifteenth day of December, 1947, John C. Bolinger, Jr., Assistant Secretary of The Lehigh Coal and Navigation Company, who being duly affirmed according to law, did depose and say that the above statement is just and true to the best of his knowledge, information and belief.

JOHN C. BOLINGER, Jr.

Affirmed and subscribed before me the day and year aforesaid.

RITA McMAHON, Notary Public.

COMMUNICATION

The CHAIR cleared his table and laid before the Senate the following communication which was read by the Clerk:

SAVING FUND SOCIETY OF GERMANTOWN AND ITS
VICINITY

Philadelphia, January 9, 1948.

Mr. Charles A. P. Bartlett, Librarian,
Senate of Pennsylvania,
Harrisburg, Penna.

Dear Sir:

We are pleased to enclose for your files two copies of the 93rd Annual Statement of the Saving Fund Society of Germantown and Its Vicinity.

Very truly yours,

H. H. HEWITT, Treasurer.

The PRESIDENT. The communication will be noted in the Journal and the report will be printed in full in the Appendix.

PETITIONS AND REMONSTRANCES

Mr. DiSILVESTRO. Mr. President, two weeks ago in this chamber, I excoriated the Republican gang which has the City of Philadelphia throttled in its bloodsucking grip like an octopus or a boa-constrictor. At that time I mentioned a precinct leader who is alleged to have bought a \$45,000 home in a straw name. Someone mentioned Magistrate O'Malley and I denied that. I said I would take care of Magistrate O'Malley later.

That time has now come. A jury has acquitted Magistrate O'Malley of the charges brought against him by the Commonwealth. That is enough for me. I believe in the jury system and if a jury has seen fit to acquit, its verdict should be accepted. I hold no brief for Magistrate O'Malley or for the Republican gang in Philadelphia.

But one good thing has come out of Magistrate O'Malley's trial and that is an article appearing in the Philadelphia Evening Bulletin on Friday, February 4, 1949, by Earl Selby. I would like to read it into the record.

"Larry Eldredge, it can now be disclosed, came out of the O'Malley trial with one major belief:

"He thinks Our State ought to legalize gambling.

"With the storm of the trial behind him the grey-haired

Eldredge sat in the cushy green leather chair of his law office and said:

"It's obvious we can't stop gambling.

"You can't have laws that run counter to the settled conviction of the community. I'm not looking at the morals of whether you ought—or ought not—to gamble. I'm a legal scholar, interested in facing the facts.

"If gambling is a fact—and it is—let's face it. Let's take out of the hands of criminal gangs the millions of dollars that they take from gambling. Let's stop them from using these millions to bribe policemen, magistrates and other public officials. Let's take the profits out of gambling, insofar as the criminal gangs are concerned.

"You can do this by stopping any need of protection. Let the profits go to the State. Have a state lottery. Legalize horse racing. Let the profits be used by the State for hospitals, for penal institutions, for other vital services.

"You can destroy the criminal gangs by destroying their financial power. Gambling is the only thing they make millions out of today. They use this money to pervert the processes of law. Take the money out of this system and it collapses. That's the only way to stop the criminals." * * *

"Sadder and much less rigid than when we first interviewed him last summer, Eldredge said he was discouraged—'Not because I've lost a case—I've lost cases before and I'll lose them again'—but because the jury acted as it did in acquitting O'Malley.

"This was a good jury—a good cross section of the people. We had good reports on those men and women. And yet after one hour they threw out our case. I guess all you can say is that if that's the kind of government people want that's the kind they'll get.

When he started the case, Eldredge said, 'I knew it was going to be dirty, and nasty. I knew I was getting into something I knew nothing about. I knew nothing about criminal law. I knew nothing about criminal procedure. I knew I would be scorned. (I knew I'd be reviled.) I knew I was going to make enemies. I knew I might even make them among judges.'

"And yet I had to accept the attorney general's offer to go into the case. For 20 years in three great law schools I've been teaching that lawyers, with their training and skill, should willingly accept public service. I've been trying to make my students see that is their responsibility. And yet in the trial people challenged my motives.' * * *

"The Special Prosecutor frankly admitted that he could not get the legal evidence to prove in court what he felt to be true in fact.

"Evidence disappeared,' he said. 'Other information was withheld through fear.

"You'll be gone in a few months,' I was told time and again. 'I'll be in the gambling racket all the rest of my life. If I tell I'll be thrown out. My business will be done.'

"They laughed at me when I asked for facts. People told me things that were true, yet when I went to the primary source all mouths were closed. When you try to prove graft and acceptance of bribes you have only two sources of proof—the underworld people, who won't talk because of fear or ruination

of their business, or the few crooked lawyers who are the actual 'pay-off' men. These lawyers won't talk because they know it means disbarment and jail.

"One gambler made a mistake and inadvertently said too much. A few nights later, after word of this got around, he walked into a restaurant patronized by the gamblers. All he heard from the others was 'shhh' and 'rat.' He got white in the face, turned on his heels and walked out.

"The best compliment ever paid me was by a coldly cynical political leader. He complained that 'no one could get to Eldredge.'

"I'm not sorry I took the case. I couldn't live with my conscience if I hadn't.

"But now it's all over.

"I'm glad to be out of it. * * *

I am very happy to subscribe to every thing that Mr. Eldredge said.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for five minutes.

Mr. TALLMAN. Mr. President, I second the motion. The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

COMMITTEE FOR THE SAINT PATRICK'S DAY DINNER

The PRESIDENT. At this time, the Chair recognizes the gentleman from Philadelphia, Senator Farrell, for a very important announcement.

Mr. FARRELL. Mr. President, I have an announcement of the Bi-Annual Dinner of the Pennsylvania Legislative Sons of St. Patrick, which will be held on Tuesday Evening, March 29, 1949, at the Penn-Harris Hotel, Harrisburg, Pennsylvania.

The House has asked me to announce the Committee of the Senate for this famous St. Patrick's Day Dinner, which is as follows:

Joseph M. Barr, G. Graybill Diehm, Fraser P. Donlan, Louis H. Farrell, Elmer J. Holland, A. H. Letzler, John W. Lord, Jr., Roland B. Mahany, John R. Meade, A. J. Tallman, Paul L. Wagner, John M. Walker, Lloyd H. Wood, T. Newell Wood, and G. Robert Watkins.

Thank you.

PERMISSION TO ADDRESS SENATE

Mr. KEPHART asked and obtained unanimous consent to address the Senate.

Mr. KEPHART. Mr. President, there are a number of bills now pending in this body that relate to the government of Philadelphia. They require careful consideration and study, and should be in one committee, as suggested by several members of the Joint State Government Commission.

The Committee on Constitutional Changes has before it Senate Bills Nos. 3 and 5, relating to the consolidation of the City and County of Philadelphia and Home Rule for that City. It also has the bill that was introduced by the gentleman from Philadelphia, Senator Rosenfeld, the number of which I do not have before me.

There is now before the Elections Committee Senate Bill No. 4, transferring the functions of the Registration Commission to the County Board of Elections. Inasmuch as this bill is part of the same subject, I now report it, on behalf of the committee, for re-referral to the Committee on Constitutional Changes.

I am requesting that the Chairman of the Committee on Constitutional Changes hold a public hearing at an early date on all bills in his Committee that refer to Philadelphia's governmental structure. I also suggest that the Committee on First Class Cities of the House be invited to attend, in joint session, with the Senate Committee on Constitutional Changes. This will avoid the necessity for another hearing to be heard by the House Committee when bills on this subject reach that body, as I trust they soon will. Everyone appreciates the extreme importance of this legislation now before the Senate, and it should be fully considered after a public hearing at which all who so desire may be given an opportunity to express their opinion.

REPORTS FROM COMMITTEES

BILL RE-REFERRED

Mr. KEPHART, from the Committee on Elections, reported as committed, Senate Bill No. 4, entitled:

An Act to amend the act, approved the thirtieth day of March, one thousand nine hundred thirty-seven (P. L. 115), entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commission, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, certain public service companies, persons, firms, and corporations operating vehicles for moving furniture and household goods, and boards of school directors; and imposing penalties," abolishing the registration commission in such cities and requiring the county commissioners at the expense of the county to act as a registration commission therefor.

which was re-referred to the Committee on Constitutional Changes and Federal Relations.

Mr. STIEFEL, from the Committee on State Government, reported as committed, Senate Bill No. 72, entitled:

An Act to further amend section two hundred five of the act approved the ninth day of April, one thousand nine hundred twenty-nine, (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and cer-

tain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," increasing the maximum aggregate number of officers and men in the State Police Force.

Mr. LLOYD H. WOOD, from the Committee on State Government, reported as committed, Senate Bill No. 17, entitled:

An Act to amend section seven of the act, approved the eleventh day of June, one thousand nine hundred forty-one (P. L. 101), entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction, operation and maintenance of a turnpike from a point at or near Irwin in Westmoreland County, the western terminus of the turnpike heretofore constructed by said Commission, to a point on the western boundary line of the Commonwealth of Pennsylvania touching on the State of Ohio or the State of West Virginia, and conferring powers and imposing duties on the Pennsylvania Turnpike Commission; authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds and for the cost of maintenance, operation and repair of the turnpike; making such turnpike bonds exempt from taxation; constituting such bonds legal investments in certain instances; requiring suits against the commission to be brought in Dauphin County prescribing conditions upon which such turnpike shall become free; providing for grade separations, grade changes, and relocation and restoration of public roads and State highways affected by the turnpike; providing for condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission; and authorizing the issuance of turnpike revenue refunding bonds," by providing for salaries for appointed members of the Commission.

Mr. HOMSHER, from the Committee on Local Government, reported as committed, Senate Bill No. 169, entitled:

An Act to further amend clause (f) of section two of the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "An act providing for the incorporation as bodies corporate and politic of 'Authorities' for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," extending the definition of "municipality" so as to include school districts.

Mr. DOEHLA, from the Committee on Local Government, reported as committed, Senate Bill No. 10, entitled:

An Act to amend section one of the act, approved the twenty-first day of March, one thousand nine hundred five (P. L. 46), entitled "An act authorizing the municipalities of the Commonwealth to vacate, in whole or in part, all streets, lanes and alleys within their corporate limits, laid out by this Commonwealth, whenever the same, or the portion to be vacated, shall have remained unopened for a continuous period of thirty years

next preceding such vacation," eliminating the requirement that the portion vacated shall have remained unopened for thirty years, and providing that vacated portions shall not be any part of a State Highway route, and validating vacations heretofore made.

Mr. MALLERY, from the Committee on Local Government, reported as committed, Senate Bill No. 239, entitled:

An Act to provide for and regulate the accumulation, investment, and expenditure of funds by cities, boroughs, incorporated towns, townships and municipality authorities for the construction, improvement, or replacement of sewage disposal systems for which plans have been approved by the Sanitary Water Board of the Commonwealth.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. T. NEWELL WOOD, from the Committee on Executive Nominations reported with a favorable recommendation the following nominations, made by His Excellency, the Governor, which was laid on the table:

TREASURER IN AND FOR THE COUNTY OF SNYDER

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 7, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Ira G. Sanders, 524 North 8th Street, Selinsgrove, Snyder County, for appointment as Treasurer in and for the County of Snyder, until the first Monday of January, 1950, vice Ray G. F. Leach, Selinsgrove, resigned.

JAMES H. DUFF.

MEMBERS OF THE SNYDER COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 7, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Snyder County Board of Assistance:

Mrs. Maude Runkle (Democrat), Middleburg, Snyder County, to serve until December 31, 1949, and until her successor is duly appointed and qualified, vice Mrs. Frances P. Ulrich, Middleburg, resigned.

Guy E. Narehood (Republican), Beavertown, Snyder County, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice J. Barner Rine, Beavertown, resigned.

JAMES H. DUFF.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 2, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Edward Dunn, 135 West Water Street, Mount Carmel, Northumberland County, for appointment as Justice of the Peace in and for the Borough of Mount Carmel, Northumberland County, until the first Monday of January, 1950, vice Edward Hook, deceased.

JAMES H. DUFF.

MEMBERS OF THE BOARD OF TRUSTEES OF WEST CHESTER STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 2, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Members of the Board of Trustees of West Chester State Teachers' College:

Thomas A. Riley, Esquire, Chester Road, Westtown, Chester County, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Mrs. Anna B. Cooper, Woodlawn Farm, Pineville, Bucks County, until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified.

Abram M. Kulp, 55 North Main Street, Hatfield, Montgomery County, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Mrs. Frances Price Donahoo, 2428 Edgemont Avenue, Chester, Delaware County, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

Raymond S. Shortlidge, South Valley Road, Paoli, Chester County, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Samuel P. Cloud, R. D., Sconnettstown, West Chester, Chester County, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JAMES H. DUFF.

REPORTS FROM COMMITTEES

Mr. HARE, from the Committee on Elections, reported as committed, Senate Bill No. 195, entitled:

An Act to further amend section two of Article XVI of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (P. L. 581) entitled "An act for the better government of cities of the first class of this Commonwealth" by changing the provisions relating to filling vacancies in the office of city councilman in such cities.

He also, from the Committee on Elections, reported as committed, Senate Bill No. 196, entitled:

An Act to further amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by providing for the holding of special elections to fill vacancies in the councils or legislative bodies of cities boroughs towns and townships and for nominating candidates therefor.

BILL RE-REFERRED

Mr. BERGER, from the Committee on State Government, reported as committed, Senate Bill No. 176, entitled:

An Act to further amend subsection (15) of paragraph one of clause (a) of section forty-one of the act, approved the seventh day of June, one thousand nine hundred

seventeen (P. L. 447), entitled, as amended "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisal of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein; the survival of causes of action and suits thereupon by or against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings and the fees therefor; appeals in certain cases; and, also generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," making bonds of the State Public School Building Authority legal investments for fiduciaries.

which was re-referred to the Committee on Judiciary General.

REPORTS FROM COMMITTEES

Mr. BERGER, from the Committee on State Government, reported as committed, Senate Bill No. 179, entitled:

An Act to further amend clause six of section one of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled, "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," further defining State employees to include officers and employees of the State Public School Building Authority.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 177, entitled:

An Act to amend the act, approved the fifth day of July, one thousand nine hundred forty-seven (P. L. 1217), entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania; creating a State Public School Building Authority as a body corporate and politic with power to construct, improve and operate projects and to lease the same and to fix and collect fees, rentals and charges for the use thereof; authorizing school districts to enter into contracts to lease; authorizing and regulating the issuance of bonds by said Authority; and providing for the payment of such bonds and the rights of the holders thereof; granting the right of eminent domain; increasing the powers and duties of the Department of Public Instruction; and providing that

no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act; and making an appropriation to said Authority to pay expenses incident to its formation," changing membership of the Authority and prescribing the members' bonds and salaries; stating the purposes for which money may be borrowed; further defining the basis for establishing the fees, rentals and charges for the use of its projects; authorizing school districts singly or jointly with other districts to contract to lease and lease the projects of the Authority; extending the authorized term of leases and bond issues; providing for facsimile and manual signatures on bonds; making bonds of the Authority legal investments; providing for the issuance of refunding bonds; permitting public or private sale of bonds; permitting the board to delegate powers to officers, agents, employees and the Department of Property and Supplies; providing for a sinking fund; and providing that property leased, owned, acquired or held in any manner by the Authority shall be tax exempt.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 181, entitled:

An Act declaring bonds, issued by the State Public School Building Authority, legal investments for the School Employees' Retirement Fund.

Mr. ROSENFELD, from the Committee on Local Government, reported as amended, Senate Bill No. 149, entitled:

An Act to authorize any city of the first class to use a facsimile signature of the City Controller in lieu of his manual signature and a facsimile of the seal of the City upon any bonds issued by it; and declaring that signatures and facsimile signatures of former officers shall be valid and sufficient.

BILLS INTRODUCED AND REFERRED

Mr. CROWE read in his place and presented to the Chair Senate Bill No. 218, entitled:

An Act to further amend the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 252), entitled, as amended "An act to regulate and restrain the traffic in malt and brewed beverages, as herein defined; providing for the licensing of the manufacture, transportation, sale and distribution of such beverages; imposing license and permit fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of the electors, to prevent the licensing therein of places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon the Pennsylvania Liquor Control Board, quarter sessions courts, district attorneys, the Department of Justice, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," by providing for a minimum quantity of malt or brewed beverages to be sold by any manufacturer, distributor, importing distributor or retail dispenser; further regulating advertisements allowed on and about licensed premises.

Which was committed to the Committee on Law and Order.

He also read in his place and presented to the Chair Senate Bill No. 219, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the General Hospital of Monroe County.

Which was committed to the Committee on Appropriations.

Mr. DONLAN read in his place and presented to the Chair Senate Bill No. 220, entitled:

An Act making an appropriation to the Department of Military Affairs for the payment of certain claims against the Commonwealth and that Department.

Which was committed to the Committee on Military Affairs and Aeronautics.

He also read in his place and presented to the Chair Senate Bill No. 221, entitled:

An Act to further amend section thirty-eight of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 869), entitled "An act providing for the organization, government, discipline, maintenance, and regulation of the armed land forces of this Commonwealth," by changing certain allowances and expenses.

Which was committed to the Committee on Military Affairs and Aeronautics.

He also read in his place and presented to the Chair Senate Bill No. 222, entitled:

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section providing for absentee voting by bedridden or hospitalized war veterans.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 223, entitled:

An Act establishing within the limits of Philadelphia the Pennsylvania State Medical School for the training of men and women as medical doctors; providing for a board of trustees as a departmental administrative board within the Department of Public Instruction to manage such school; conferring powers and imposing duties on such board; providing for admission of applicants to the school; requiring the establishment of a hospital in connection therewith; and making an appropriation.

Which was committed to the Committee on Education.

Messrs. STIEFEL, ROSENFELD and DiSILVESTRO read in place and presented to the Chair Senate Bill No. 224, entitled:

An Act making an appropriation to the Moore Institute of Art, Science and Industry, formerly Philadelphia School of Design for Women at Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. WATKINS read in his place and presented to the Chair Senate Bill No. 225, entitled:

An Act to amend the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by requiring boroughs to establish police pension funds in certain cases; and permitting private police pension funds in boroughs to elect to transfer their funds to borough police pension funds.

Which was committed to the Committee on Local Government.

Mr. T. N. WOOD read in his place and presented to the Chair Senate Bill No. 226, entitled:

An Act to further amend the act, approved the nineteenth day of June, one thousand nine hundred thirty-one (P. L. 589) entitled, as amended, "An act to promote the public health and safety, by providing for the examination and licensure of those who desire to engage in the occupation of barbering; regulating barber shops and barber schools, and apprentices and students therein; regulating compensation for service rendered; conferring certain powers and duties on the Department of Public Instruction; and providing penalties," by changing the provisions as to fees charged, apprentices and students, requiring all barber shops to be registered, providing for the employment of inspectors, and transferring the administration of several provisions of this act to the State Board of Barber Examiners.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 227, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof, and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating the State Board of Barber Examiners as a departmental administrative board in the Department of Public Instruction.

Which was committed to the Committee on Education.

Mr. SNOWDEN read in his place and presented to the Chair Senate Bill No. 228, entitled:

An Act relating to and regulating the practice of shorthand reporting; creating a State Board of Shorthand Reporters in the Department of Public Instruction and defining the powers and duties of the board and of the department; providing for issuance of certificates to qualified persons and for the suspension, revocation and reinstatement of such certificates; and providing penalties.

Which was committed to the Committee on Education.

Mr. CHAPMAN read in his place and presented to the Chair Senate Bill No. 229, entitled:

An Act making an appropriation to the Department of Welfare to reimburse state-aided hospitals for part of the cost of training student nurses in approved schools of nursing.

Which was committed to the Committee on Appropriations.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 230, entitled:

An Act to amend section one of the act, approved the twenty-eighth day of May, one thousand eight hundred fifty-eight (P. L. 622), entitled "An act regulating the Rate of Interest," by excepting loans made under the National Housing Act.

Which was committed to the Committee on Banking.

He also read in his place and presented to the Chair Senate Bill No. 231, entitled:

An Act to further amend the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 457), entitled "An act relating to the business of building and loan associations; providing for the organization and voluntary dissolution of such associations; defining the rights, powers, duties, liabilities, and immunities of such associations, and of their officers, directors, shareholders, solicitors, and other employees; prohibiting the transaction of business in this Commonwealth by foreign building and loan associations; conferring powers and imposing duties upon the courts, recorders of deeds, and certain State departments, commissions and officers; establishing limitations of actions; imposing penalties; and repealing certain acts and parts of acts," by modifying limitations upon officers holding more than one office; permitting additional borrowing; permitting additional investment in property used in the transaction of business; broadening mortgage lending limitations; and permitting associations to make loans to mortgagors for improvements on notes insured under the National Housing Act.

Which was committed to the Committee on Banking.

Mr. STEVENSON read in his place and presented to the Chair Senate Bill No. 232, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Township of Allison, Clinton County, Pennsylvania, with the approval of the Governor.

Which was committed to the Committee on Highways.

Mr. DiSILVESTRO read in his place and presented to the Chair Senate Bill No. 233, entitled:

An Act making an appropriation to the Trustees of Pennsylvania State College, for awards of four annual scholarships to students selected by said Trustees, for study abroad of advanced methods in agriculture, silviculture and horticulture.

Which was committed to the Committee on Appropriations.

Mr. TARR on behalf of Messrs. BARR and WALKER read in his place and presented to the Chair Senate Bill No. 234, entitled:

An Act to amend the act, approved the twenty-fourth day of May, one thousand nine hundred forty-five (P. L. 967), entitled "An act making it unlawful for any individual or individuals to carry on any business under an assumed or fictitious name, style or designation, unless upon advertisement and the filing of an application to that effect in the office of the Secretary of the Commonwealth and of the prothonotary; requiring nonresident applicants to have a resident agent; prescribing the effect of failure to file such application; providing that certificates of the Secretary of the Commonwealth shall be admitted in evidence; requiring county commissioners, at the expense of the county, to provide books or other means of reproduction for the entry of such applications; requiring the cancellation of such application or the withdrawal from the business; providing methods therefor; fixing the fees of the Secretary of the Commonwealth and prothonotary;

and providing penalties," by providing for the filing of supplemental statements giving notice of change of address; and setting fees for filing such statements.

Which was committed to the Committee on Judiciary General.

He also on behalf of Messrs. BARR and WALKER read in his place and presented to the Chair Senate Bill No. 235, entitled:

An Act to amend section six of the act, approved the twenty-fourth day of May, one thousand nine hundred forty-five (P. L. 967), entitled "An act making it unlawful for any individual or individuals to carry on any business under an assumed or fictitious name, style or designation, unless upon advertisement and the filing of an application to that effect in the office of the Secretary of the Commonwealth, and of the prothonotary; requiring nonresident applicants to have a resident agent; prescribing the effect of failure to file such application; providing that certificates of the Secretary of the Commonwealth shall be admitted in evidence; requiring county commissioners, at the expense of the county, to provide books or other means of reproduction for the entry of such applications; requiring the cancellation of such application or the withdrawal from the business; providing methods therefor; fixing the fees of the Secretary of the Commonwealth and prothonotary; and providing penalties," by empowering the Secretary of State and the prothonotary to make an additional charge for entering the names of certain individuals on applications.

Which was committed to the Committee on Judiciary General.

Mr. YOSKO read in his place and presented to the Chair Senate Bill No. 236, entitled:

An Act creating a special committee under the Joint State Government Commission to make a study of the accounting methods and systems employed by the various departments, boards, commissions, budgets, State owned institutions and State-aided institutions and any other agencies of the Commonwealth subject to audit of the Commonwealth, providing for the appointment of the committee members; prescribing its powers and duties; authorizing the employment of necessary assistants and making an appropriation.

Which was committed to the Committee on State Government.

THE HONORABLE JOHN C. BELL, JR., FORMER GOVERNOR, PRESENTED TO THE SENATE

THE PRESIDENT. At this time, the Chair would like to call to the attention of the Senators that we are honored today by the presence of a former Governor and Lieutenant-Governor of this Commonwealth, the Honorable John C. Bell, Jr. Governor Bell presided over this body at the last session prior to the time I was made Lieutenant-Governor.

Governor Bell, we will be very glad if you will come to the rostrum.

REMARKS BY FORMER GOVERNOR JOHN C. BELL, JR.

GOVERNOR BELL. Mr. President and Members of the best Senate in the United States, it is always nice to come back to the place where you have had such happy memories, and it is certainly a great pleasure for me.

I hope you have a fine session. Thank you very much.

FORMER SENATOR RAUHAUSER PRESENTED TO THE SENATE

Mr. WALKER. Mr. President, while we are on this particular order of business, I would like to call the Chair's attention to the fact that a very distinguished citizen of Allegheny County, a former member of this august body, and now the distinguished District Attorney of Allegheny County, is with us today, and I would like to have him stand up and take a bow. I refer to a former Senator, "Bill" Rauhauser.

The PRESIDENT. We welcome you here, Mr. District Attorney, and hope you will come back to see us many times.

RESOLUTION

URGING THAT THE JOINT STATE GOVERNMENT COMMISSION BE DIRECTED TO MAKE INVESTIGATION CONCERNING THE MERGER, CONSOLIDATION AND REINCORPORATION OF INSURANCE COMPANIES AND MAKE A REPORT TO THE NEXT SESSION OF THE GENERAL ASSEMBLY

Mr. KEPHART offered the following resolution which was twice read and referred to the Committee on Insurance:

In the Senate, February 8, 1949.

Whereas, Recent years have witnessed the assimilation of many small and independent insurance companies by the larger insurance companies many of which have interlocking directorates and

Whereas, This monopolistic tendency may prove detrimental to the welfare of the people of the Commonwealth, therefore be it

Resolved, That the Joint State Government Commission is hereby directed to make an investigation concerning the merger, consolidation and reincorporation of insurance companies, including the purchase of property of one company by another for the purpose of determining whether such activities are detrimental to the general welfare of the citizens of the Commonwealth and to make a report thereon, together with its recommendations, to the next regular session of the General Assembly.

CALENDAR

BILLS ON THIRD READING

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 2, on third reading, entitled:

An Act to further amend sections thirty-one and thirty-two of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 869) entitled "An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth" by eliminating certain provisions for per diem pay.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 67, on third reading, entitled:

An Act to amend the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1046) entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creat-

ing a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an aporopriation" by changing the time for the beginning of the use of market values for the determination and apportionment of Commonwealth subsidies

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 101, as follows:

An Act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto

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ARTICLE XXVI STATE SCHOOL FUND

- Section 2601 How Constituted
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ARTICLE XXVII REPEALS

- Section 2701 Specific Repeals
 - Section 2702 General Repeal
- The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Article I

Preliminary Provisions

Section 101 Short Title and Effective Date This act shall be known and may be cited as the "Public School Code in 1949" The provisions thereof shall become effective on the first day of July one thousand nine hundred forty-nine except in so far as they affect school districts of the first class In so far as they affect school districts of the first class the provisions of this act shall become effective on the first day of January one thousand nine hundred fifty

Section 102 Definitions When used in this act the following words and phrases shall have the following meanings

(1) "Board of school directors" shall include the board of public education in school districts of the first class except where specifically limited to school districts of other classes It shall also include the board of directors of vocational schools of vocational school districts in all cases where the provisions apply to school districts under the supervision of a county superintendent.

(2) "School district" shall include school districts of all classes except where specifically limited to districts of a particular class or classes It shall also include vocational school districts in all cases where the provisions apply to school districts under the supervision of a county superintendent.

(3) "School term" shall mean the period of time elapsing between the opening of the public school in the fall of

one year and the closing of the public schools in the spring of the following year

(4) "School year" shall mean the period of time elapsing in school districts of the first class between the first day of January and the thirty-first day of December of any year and in school districts of all other classes and in the vocational school districts between the first Monday of July of one year and the day immediately preceding the first Monday of July of the following year

Section 103 Excluded Provisions This act does not include any provisions of and shall not be construed to repeal

(1) The School Employees Retirement Law approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043)

(2) The Municipal Claim and Tax Lien Law approved the sixteenth day of July one thousand nine hundred twenty-three (P. L. 207)

(3) "The Administrative Code of 1929" approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177)

(4) "The Vehicle Code" approved the first day of May one thousand nine hundred twenty-nine (P. L. 905)

(5) The "Delinquent Tax Sales Act of 1931" approved the twenty-ninth day of May one thousand nine hundred thirty-one (P. L. 280)

(6) The "Municipal Borrowing Law" approved the twenty-fifth day of June one thousand nine hundred forty-one (P. L. 159)

(7) The "Local Tax Collection Law" approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1050)

(8) The "Real Estate Tax Sale Law" approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368)

(9) The Act Relating to Strikes by Public Employees approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1183)

(10) Any law relating to elections

(11) Any temporary law

(12) Any law validating past actions or proceedings

(13) Any amendment or supplement of any of the laws referred to in this section

Section 104 Saving Clause The provisions of this act so far as they are the same as those of existing laws are intended as a continuation of such laws and not as new enactment The repeal by this act of any Act of Assembly or part thereof shall not revive any act or part thereof heretofore repealed or superseded nor affect the existence or class of any school district heretofore created The provisions of this act shall not affect the title to or ownership of any property real or personal vested prior to the effective of this act The provisions of this act shall not affect any act done liability incurred or right accrued or vested or affect any suit or prosecution pending or to be instituted to enforce any right or penalty or punish any offense under the authority of such repealed laws All rules and regulations made pursuant to any Act of Assembly repealed by this act shall continue with the same force and effect as if such act had not been repealed Any person holding office under any Act of Assembly repealed by this act shall continue to hold such office until the expiration of the term thereof subject to the conditions attached to such office prior to the passage of this act

Section 105 Right of Appeal Saved Except as herein otherwise provided nothing in this act contained shall be held to preclude the right of appeal in actions arising under this act from any court wherein such action shall be brought

Section 106 Publication of Notices etc Proofs of Publication (a) Whenever under the provisions of this act notice is required to be published in one newspaper such publication shall be made in a newspaper of general circulation as defined by the Newspaper Advertising Act of May sixteen one thousand nine hundred twenty-nine (P. L. 1784) printed in the county unless the

matter in connection with which the advertising is being done affects only a school district in which case such advertisement shall be published in a newspaper printed in such school district if there is such a newspaper and if not then in a newspaper circulating generally in such school district. If such notice is required to be published in more than one newspaper it shall be published in at least one newspaper of general circulation defined as aforesaid printed if there be such a newspaper or circulating generally as above provided in the school district.

(b) When such notice relates to any proceeding or matter in any court or the holding of an election for the increase of indebtedness or the issue and sale of bonds to be paid by taxation such notice in each school district shall also be published in the legal newspaper if any designated by the rules of court of the proper county for the publication of legal notices and advertisements. Provided That auditors' statements summaries of auditors' statements advertisements inviting proposals for public contracts and for bids for materials and supplies or lists of delinquent taxpayers shall be published only in newspapers of general circulation defined as aforesaid.

(c) Proof of publication of any notice required to be given by the posting of handbills or statements shall be made by attaching an original copy of such handbill or statement as actually printed and posted to an affidavit made by the person posting such notice. Such affiant shall not be an interested party or an employe of any person or persons interested in the subject matter of said notice. His affidavit shall state where and when the notices were posted and where the notice was published in newspapers as aforesaid a printed copy exactly as published in said newspaper shall be securely attached to a similar affidavit of the publisher or his designated agent.

Section 107 Compensation for Services or Additional Services Where by the provisions of this act any services or additional services are imposed upon any public official for which no compensation is provided the board of school directors of the proper district may unless such service is required to be performed without compensation pay out of the funds of the district such reasonable compensation for such service or additional service as it may determine subject to the provisions of this act.

Section 108 Religious or Political Tests etc Prohibited No religious or political test or qualification shall be required of any director visitor superintendent teacher or other officer appointee or employe in the public schools of this Commonwealth.

Section 109 Disposition of Fines All fines that are imposed and collected under any of the provisions of this act shall be paid to the treasurer of the proper school district or when the proper school district cannot be determined into the State School Fund.

Article II

School Districts

(a) Designation and Classification

Section 201 How Constituted All school districts shall remain as now constituted until changed as authorized by this act. Except as otherwise now or hereafter constituted each city incorporated town borough or township in this Commonwealth now existing or hereafter created shall constitute a separate school district to be designated and known as the "School District of". Provided That where any city incorporated town borough or township or a part of the school district remaining after its separation would constitute a fourth class school district it shall remain a part of the school district to which it formerly belonged until the change to a new school district is approved by the State Council of Education as hereinafter provided.

Section 202 Classification The several school districts of the Commonwealth are hereby divided into four classes as follows:

Each school district having a population of five hun-

dred thousand (500,000) or more shall be a school district of the first class.

Each school district having a population of thirty thousand (30,000) or more but of less than five hundred thousand (500,000) shall be a school district of the second class.

Each school district having a population of five thousand (5,000) or more but of less than thirty thousand (30,000) shall be a school district of the third class.

Each school district having a population of less than five thousand (5,000) shall be a school district of the fourth class.

Section 203 Creation of New Cities Boroughs and Townships When a new school district is formed by the creation of a new city borough or township the court of common pleas having jurisdiction shall determine and enter in its decree the class of school districts to which such new district if formed shall belong and if of the first second or third class it shall thereupon become a new school district of such class. If the newly created city borough or township would constitute a school district of the fourth class the court of common pleas having jurisdiction shall so certify and a new school district shall be formed only if and when it is approved by the State Council of Education as hereinbefore provided.

Section 204 Basis for and Change of Classification The last United States census as set forth in the official report thereof shall be the basis on which the population of the several school districts shall be computed. A change from one class of school district to another shall be made in the following cases and in no other.

(1) After the taking of a United States census showing the population of any school district to be such as to entitle it to be changed from one class of school district to another.

(2) When a district which at a decennial census had sufficient population to entitle it to an advance to another class of district has since suffered a large decrease in population a census of the district may be authorized by the board of school directors of the district and if it shall appear that said district has not the required population to remain in the class in which the same then is the Superintendent of Public Instruction upon receipt of the facts disclosed by said census may issue his proclamation declaring such district to be of the class to which it properly belongs as disclosed by the census of the school board.

(3) Where the population of two districts combined subsequent to the taking of a United States census and ascertained by such census is such as to entitle the new or combined district to be in a class different from the class of either of the districts so combined.

(4) Where since the last preceding United States census any territory has been annexed to any city borough town or township whereby the population of such city borough town or township has been increased and the population of such annexed territory cannot be ascertained from the last preceding census of the United States the directors of the school districts affected by such annexation may apply to the court of common pleas for the appointment of a commissioner to make an enumeration of the population of such annexed territory. The court shall certify the population of the annexed territory so ascertained together with the population of the city borough town or township as shown by the last preceding United States census to the Superintendent of Public Instruction. The cost of the proceeding including reasonable compensation for the commissioner to be fixed by the court shall be paid by the school district.

Section 205 Change of Class How Effected Whenever it shall appear in any case hereinafter enumerated that the population of any school district in this Commonwealth is such that it should be included in another class of school districts the Superintendent of Public Instruction shall issue a certificate to said school district to that effect and such school district shall with the beginning of the next school year after said certificate has been issued become a school district of the class to which it

properly belongs The provisions of this section shall apply when

(1) The Superintendent of Public Instruction after the taking of each United States census has canvassed the same so far as it relates to the population of the several school districts which he is hereby required to do

(2) Territory comprising a separate school district is annexed to a city borough or township and the decree of the court or the vote of the electors effecting such annexation has been certified to the Superintendent of Public Instruction

(3) Territory has been annexed to a city borough town or township and enumeration of the population of such annexed territory has been made

(b) Powers and Duties etc

Section 211 General Powers of Districts The several school districts in this Commonwealth shall be and hereby are vested as bodies corporate with all necessary powers to enable them to carry out the provisions of this act

Section 212 Corporate Seal Each school district of this Commonwealth may by a majority vote of the members of the board of school directors of such district adopt a corporate seal for the use of said district. The seal shall have engraved thereon the following "School District of Pennsylvania," and such other inscription or design as the board of school directors may direct

Section 213 Right to Sue and be Sued Each school district shall have the right to sue and be sued in its corporate name Any legal process against any school district shall be served on the president or secretary of its board of school directors

Section 214 Competency as Witnesses No person on account of being a taxpayer or resident in any school district shall be reason thereof be incompetent to testify in any suit or action in which such school district is a party

Section 215 Conveyances by Districts Any deed for school property properly executed and delivered in the name of any school district as established by this act shall convey to the grantee the entire interest of the grantor in such property irrespective of the manner or name in which said property was conveyed to or acquired by or is held by the school district conveying the same

Section 216 Gifts to Districts Investment Accounts (a) It shall be lawful for any school district to receive and hold absolutely or in trust any devise bequest grant endowment gift or donation of any property real or personal which shall be made to said school district or for any of the purposes of this act Any such devise bequest grant endowment gift or donation shall be administered by or under the direction of the board of directors of the district to which it is made subject to all the conditions and trusts thereto annexed The board of school directors shall not be obliged to accept any such devise bequest grant endowment gift or donation unless it deems it proper so to do

(b) The board of school directors shall promptly invest and keep invested as constantly as possible and to the best advantage any devise bequest grant endowment gift or donation accepted and the proceeds thereof Such investment may be made only in bonds legally and properly issued by a school district in this Commonwealth or in municipal bonds in which savings banks of Pennsylvania are authorized by law to invest their deposits Except in school districts of the first class all investments must be first approved by the president judge of the court of common pleas of the judicial district in which such school district is situated

(c) It shall be the duty of the board of school directors to keep an accurate account of all devises bequests grants endowments gifts and donations accepted the income arising therefrom the proceeds thereof and the expenses of administering the same and at the end of each fiscal year to render a detailed statement of such devises bequests grants endowments gifts and donations held and

possessed by such school district the proceeds thereof the investments which have been made therewith the income arising therefrom the expenses of administration and the purposes to which the income arising therefrom have been applied Such statement shall be audited as hereinafter provided for the auditing of school finances

Section 217 Unlawful Gifts It shall be unlawful for any member of or any board of school directors to demand request or accept directly or indirectly any gift or donation from any teacher or supervisor within its employ

(c) Changes in Districts

Section 226 Change in Districts When Effective If any new school district is made by the creation of any city borough township or independent school district or by the annexation of territory comprising a separate school district to a city or borough or township or if the boundary lines of any school district are changed by reason of the changing of the boundary lines of any city incorporated town borough township or independent school district then in any such case the change so far as it relates to school districts or school affairs shall take effect at the beginning of the first school year after such new city borough township or independent school district has been created or such annexation affected or such change in boundary lines permanently effected

Section 227 Filing Copy of Action Creating New District or Affecting Fourth Class District with Superintendent of Public Instruction Whenever a new school district is created by the creation of a new city borough township or independent school district or by the consolidation of two or more districts as a union district or an existing school district of the fourth class is affected by the annexation to a city or borough or township or territory included within a school district of the fourth class the clerk of the courts or other proper officer shall within ten days thereafter make a certified copy of the petition therefor agreement or ordinance and the decree or order creating such new city borough township or independent school district or union school district or of the decree of the court or vote of the electors affecting such annexation and mail the same to the Superintendent of Public Instruction Department of Public Instruction Harrisburg Pennsylvania

Section 228 Approval or Disapproval of Creation or Change of Fourth Class Districts (a) If the newly created city borough or township or independent school district or union school district or the part of a school district remaining after the separation would constitute a school district of the fourth class the receipt of said certified copy shall be deemed an application for the creation of a new school district of the fourth class or change in the boundaries of an existing school district of the fourth class and the Superintendent of Public Instruction shall within sixty days thereafter cause the State Council of Education to be convened The council shall thereupon consider such application and determine whether such new school district or independent school district or union school district or change in the boundaries of an existing school district of the fourth class is desirable and whether the welfare of the pupils within the territory affected thereby will be promoted by the creation of such district or change in the boundaries of such existing district

(b) If the council shall approve such application it shall certify its findings and its approval of such new district or change in such existing district thereon and transmit a certified copy thereof to the clerk of the courts or other proper officer from whom the application was received who shall file the same in such original proceedings whereupon the new city borough or township will become a new school district of the fourth class or the school district of the fourth class remaining after such annexation shall constitute a separate school district as so changed

(c) If in the judgment of the council the application should not be granted it shall endorse thereon "not approved" and transmit a certified copy thereof to the clerk of the courts or other proper officer from whom the ap-

plication was received who shall file the same in the original proceeding. In such event the boundaries of the existing school districts shall remain unchanged. Provided The State Council of Education may for cause shown upon subsequent application by ten taxables of a school district of the fourth class not coterminous with a city borough incorporated town or township vacate such refusal and may approve the creation of such new district of the fourth class or change in boundaries of an existing district of the fourth class and thereupon the same proceedings shall be had as herein provided upon the original application and with like effect.

Section 229 Annexation of District of First Class Whenever hereafter the territory comprising a school district of the second third or fourth class is annexed to a city comprising a school district of the first class the annexed school district shall immediately become merged in and become a part of said school district of the first class.

Section 230 Approval of Contracts and Changes after Vote for Annexation Where under the provisions of any act of Assembly an election shall be held for and against the annexation of territory comprising a school district of the second third or fourth class to a city comprising a separate school district and if it shall appear by the vote when counted that a majority has voted for said annexation and the result of said election shall have been certified to the court of quarter sessions having jurisdiction of the proceedings of the board of school directors of said annexed school district shall not thereafter make any change in text books or adopt additional textbooks or contract for any new school sites or let any contract for the erection enlargement alteration equipment or furnishing of any new school sites or let any contract for the erection enlargement alteration equipment or furnishing of any school building without the approval of the board of school directors of the said school district of such annexing city.

Section 231 Tax Levy or Debt for Building or Grounds Pending Change of Boundaries etc While proceedings are pending in court for the changing of any boundary lines of any city incorporated town borough or township or the creation of any new city borough or township the board of school directors in every school district to be affected by such change of boundary lines or creation of a new municipality shall be permitted to levy and assess a school tax and incur debts for the purpose of purchasing ground or building or enlarging a school building in the same manner as though such proceedings were not pending in court for the changing of any boundary lines of any such city incorporated town borough or township or the creation of any new city borough or township.

Section 232 Special Tax Directed by Court In addition to the levies provided for in the preceding sections when it is shown to the court of quarter sessions that by reason of the partition of any school district and the apportionment of the debts of the original district the debts of such school district exceed the amount which the board of directors may collect in any year by taxation the court after ascertaining the amount of indebtedness of any school district may by a writ of mandamus direct the board of school directors by special taxation to collect an amount sufficient to pay the same. If the amount of such indebtedness is so large as to render it inadvisable to collect the same in any one year taking into consideration other necessary taxation the court may direct the same to be levied and collected by annual installments and may order such special taxes to be levied and collected during such successive years as may be required for the payment of the same. The special tax shall be subject to the same penalties for non-payment and shall be computed and collected in the same manner as other school taxes.

(d) Independent Districts

Section 241 Creation of Independent Districts A majority of the taxable inhabitants of any contiguous terri-

tory in any school district or school districts as herein established may present their petition to the court of common pleas of the county in which each contiguous territory or a greater part in area thereof is situated asking that such territory be established as an independent school district. Where the territory described in any such petition is to be taken from two or more school districts such petition shall be signed by a majority of all the taxable inhabitants of the part of each school district which is to be included in such independent district. Such petition shall set forth a proper description of the boundaries of the territory to be included in such proposed independent school district and the desire of the petitioners for better school facilities than are or would be provided and maintained by the district or districts of which such proposed independent school district is a part. The court shall hold a hearing thereon of which hearing the school district or districts out of whole territory such proposed independent school district is to be taken shall have ten (10) days' notice. After taking into consideration the welfare of the pupils and taxpayers of such school district or school districts as well as of such proposed independent school district the court may make a decree establishing an independent school district and fix the boundaries thereof which may be more or less than those set forth in such petition.

Section 242 Approval of Fourth Class Districts Adjustment of Indebtedness Costs In all cases where such independent school district is created or the remaining part of the original district would constitute a fourth class school district the merits of the petition for its creation from an educational standpoint shall be passed upon by the Superintendent of Public Instruction and the petition shall not be granted unless approved by him. The court shall also determine the amount if any of the indebtedness of the school district from whose territory such independent district is taken that it shall assume and pay. If any such independent district so created shall include the territory of any former independent school district abolished by the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) having any indebtedness such indebtedness shall be assumed and paid by such newly created independent school district. Any independent district thus created shall belong to the class of school districts herein provided to which it is entitled to belong by its population as determined by the last preceding United States census.

In all cases where such proceedings result in the creation by decree of the court of a new school district the cost and office fees shall be paid by the new district otherwise by the petitioners.

Section 243 Abolition of Independent Districts Any independent school district established as herein provided may be abolished at any time by the court of common pleas of the county in which its school buildings are located on the petition of its board of school directors or on the petition of a majority of the resident taxpayers in the independent school district after hearing of which due notice shall be given as the court may direct to the school district or districts to which its lands would revert. When so abolished the territory thereof shall become part of and belong to the several school districts within whose boundaries the same is situated and its property and indebtedness if any shall be apportioned among them as hereinbefore provided.

(e) Union Districts

Section 251 How formed Any two or more school districts may form a union school district in the following manner. Each of the districts desiring to form a union school district shall present a petition to the county commissioners of the county where such district is located signed by at least a majority of the members of the board of school directors of each of said districts. The county commissioners shall take no action upon such petitions until they have been approved in writing by the Superintendent of Public Instruction. After such petitions have been approved and filed it shall be the duty of the county commissioners to submit to the electors of

the respective districts desiring to form a union school district at the next general or municipal election a question whether or not such school districts shall be united into a union school district. Such question shall be submitted in the form and manner provided by the general election laws of this Commonwealth for the submission of similar questions.

Section 252 Return of Election If a majority of the voters of each school district voting at said election shall be in favor of establishing a union district as shown by the returns of said election a certificate of the return shall be filed with the Superintendent of Public Instruction and with the clerk of the court of quarter sessions of the county and with the board of school directors of each of said school districts.

Section 253 When Established Classification Whenever any union district shall be formed as herein provided such district shall become a union school district on the first Monday in July after it has been formed. The classification of any such union school district shall be determined for the purposes of this act by the combined population of all the districts united as shown by the last preceding decennial census of the United States.

Section 254 Liabilities and Property of Component Districts Whenever any two or more school districts shall be consolidated into a union school district as herein provided all the debts and liabilities of the several districts shall become the debts of the union school district unless otherwise provided by an agreement in writing approved by a majority vote of each board of school directors prior to the time said question of forming a union school district is submitted to the voters. All rights of creditors against any of the districts shall be preserved against the union school district. All property heretofore vested in the several districts shall become vested in the union district and all debts and taxes owing to the districts uncollected in the several districts and all moneys in the treasuries of the several districts shall be paid to the treasurer of the new district.

(f) Merger of Districts

Section 261 Standards and Regulations Approval of Plans The State Council of Education shall adopt and prescribe standards and regulations for the merger of school districts or parts thereof. Such standards and regulations shall take into consideration the following factors: topography, density of population, community interests, facility of transportation of pupils, financial ability of the district, school organization and existing school plants. Such standards and regulations may be revised from time to time by the State Council of Education as the need therefore appears.

The State Council of Education shall review and approve or disapprove all plans for the merger of school districts or parts of school districts and for the reorganization of administrative units and attendance areas submitted by county boards of school directors in accordance with the prescribed standards and regulations.

Section 262 County-Wide Plans for Merger etc. In the event that in any county county-wide plans for the merger of school districts or parts of school districts and for the reorganization of attendance areas and administrative units have not been approved and assented to by the electors of the districts affected thereby the county board of school directors shall prepare revised plans and shall submit the same to the State Council of Education on or before the first Monday of July one thousand nine hundred fifty-three. If such plans or any plans heretofore prepared and submitted for any county are approved by the State Council of Education the county board shall cause such plans to be submitted to the electors of the districts affected as hereinafter provided.

Section 263 Petitions and Elections for Mergers Returns When Effective Upon the approval of said plans by the State Council of Education it shall be the duty of the county board of school directors to prepare and present petitions for such mergers to the court of common pleas of the county. In case such districts or parts of districts are situated in two or more counties the petitions shall

be presented to the court of common pleas of the county in which the largest part in area of the land affected is situated which court shall have exclusive jurisdiction over the matter.

The petition for any such merger shall request the submission of the question of such merger to the electors of each district affected thereby at the next general or municipal election to be held at least ninety (90) days after the presentation of said petition. The question to be submitted to the electors shall be framed by the court and be by it certified to the county commissioners for submission to the electors of each district affected thereby. Such submission shall be in accordance with the laws of this Commonwealth relating to the submission of similar questions.

If a majority of the electors of each school district voting therein shall be in favor of merger as shown by the returns of the election a certificate of the returns shall be filed with the Superintendent of Public Instruction, the prothonotary of the court of common pleas, the county board of school directors and the board of school directors of each of said school districts. The merger shall become effective on the first Monday in July next succeeding the election. The merger shall be effective as to only those districts in which a majority of the electors voting on the question shall have assented to the merger. If the electors do not assent to the merger revised plans shall be submitted within five years in accordance with the foregoing procedure.

Section 264 Merged Districts Assets and Liabilities Whenever any school district shall be merged with any other district or districts all the debts and liabilities of the several districts shall become the debts of the merged school district unless otherwise provided by an agreement in writing approved by a majority vote of each board of school directors prior to the time the question of merging is submitted to the voters. All rights of creditors against any of the districts shall be preserved against the merged school district. All property heretofore vested in the several districts shall become vested in the merged district and all debts and taxes owing to the districts uncollected in the several districts and all moneys in the treasuries of the several districts shall be paid to the treasurer of the new district.

In each case where only a part of a district is merged the distribution of assets and liabilities of the part merged and the part not to be merged shall be determined by written agreement by the county board and the board of the district affected before the question is submitted to the electors.

(g) Apportionment of Property and Indebtedness

Section 271 Amicable Adjustment and Apportionment In any case where (1) any school district is abolished and its land reverts to or becomes a part of two or more school districts or (2) any land heretofore annexed to one school district is made a part of the district in which it is located or (3) a new district is made by the creation of a new city, borough, township or independent school district out of one or more school districts or (4) the boundary lines of any district are changed by the changing of the boundary lines of any city incorporated town, borough, township or school district or (5) any part of any school district is merged with any other district or districts or parts thereof then in any such case the school districts to which land has been annexed or from which land has been taken or which have been newly created shall make a just and proper adjustment and apportionment of all school property, real and personal, including funds as well as indebtedness if any to and among such school districts. Such adjustment and apportionment shall be made as of the date of the decree or order creating such new city, borough, township or school district or of the decree of the court or vote of the electors effecting such annexation or merger.

Section 272 Apportionments How and When Made In making such adjustment and apportionment of property and indebtedness the amount and assessed value of land acquired by or taken from such districts as compared with

the amount and assessed value of the other land in the districts as well as the value of the school grounds together with the buildings thereon and the furniture and equipment therein and other school property in such districts shall be taken into consideration in determining the amount if any that shall be paid by one district to another or in apportioning the indebtedness if any that shall be assumed and paid by any of the districts. Such adjustment and apportionment of property and liability shall be made by the boards of school directors of the several districts concerned before or during the first school year after such boundaries have been changed.

Section 273 Apportionment by Commissioners In case the boards of school directors of the several school districts cannot make amicable apportionment and adjustment of their property and indebtedness before or during the first school year beginning after any such change in their boundary lines is made any one of such school districts may at any time within the succeeding school year present its petition to the court of common pleas of the county in which such school districts is located. The court shall appoint three disinterested commissioners residents and taxpayers of the county not residing in either of the districts whose boundary lines are changed. Such commissioners after a hearing shall make a report to the court making an apportionment and adjustment according to the provisions of this act of all school property as well as indebtedness if any to and among the several school districts from which or to which land has been taken or added or which have been newly created as the case may be. Said report shall state the amount if any that shall be due and payable from one district to another as well as the amount of indebtedness if any that shall be assumed by any district. Due notice of such hearing shall be given to the several districts interested as the court may direct.

Section 274 Confirmation of Report Effect Costs The commissioners shall give the several districts interested at least five (5) days' notice of the filing of their report. Unless exceptions are filed thereto by any district interested within thirty (30) days after the filing thereof the same shall be confirmed by the court absolutely. Any sum awarded by said report to any school district shall be a legal and valid claim in its favor against the school district charged therewith. The amount of debt if any apportioned to any school district shall be a legal and valid claim against such district charged therewith. Upon the report of the commissioners being confirmed such claims or indebtedness charged against any school district may be collected in the same manner as a judgment is collected against any school district.

Such commissioners shall be allowed three dollars (\$3) per day for each day actually spent by them in the performance of their duties together with their actual necessary expenses. All costs and expenses of such proceeding shall be apportioned by the court to and among the several school districts as it shall deem proper.

Section 275 Court to Dispose of Exceptions In case exceptions are filed to the report of the commissioners the court shall dispose of the same taking testimony therein if it deems advisable. The decision of the court thereon shall be final and binding on the several districts without any right of appeal.

Section 276 Apportionment by Bill in Equity If the respective school districts shall neglect or refuse to petition the court for the appointment of commissioners to secure an apportionment and adjustment within the period of the second year as herein provided either of said school districts or any ten resident citizens owning taxable property within either of said school districts may file a bill in equity at any time within six (6) years from the date of said change in boundary lines in the name of the school district or for the use of the school district against the other school district in the court of common pleas of the proper county to have such indebtedness apportioned and adjusted and setting forth the facts upon which any claim of amounts due shall be made in accordance with the manner of adjustment set forth in the

preceding sections of this act. Such case shall be proceeded with in accordance with the equity rules and a decree of dismissal or of payment shall be made after due hearing by the court subject to further right of appeal as allowed by law.

Section 277 Districts in More Than One County In cases in which such districts are situated in two or more counties the court of common pleas of the county in which the largest part in area of the land annexed to or taken from any district is situated shall have exclusive jurisdiction over the matter. If commissioners are to be appointed the court may appoint the commissioners from any one or all such counties.

Article III

School Directors

Section 301 Board of Directors Election or Appointment The public school system of the Commonwealth shall be administered by a board of school directors to be elected or appointed as hereinafter provided. At each election of school directors each qualified voter shall be entitled to cast one vote for each school director to be elected. Any system providing for cumulative voting for the office of school director is hereby abolished.

Section 302 Number and Appointment in Districts First Class Terms of Office In each school district of the first class the board shall be known as the "Board of Public Education" and shall consist of fifteen (15) school directors whose term of office shall be six (6) years. The terms of five of the members shall expire on the second Monday of November of each odd numbered year as now provided by law. The judges of the courts of common pleas of the county in which such school district is situated shall in October of every odd numbered year appoint five (5) members for terms of six (6) years. Their term of office shall begin on the second Monday of November next following their appointment.

Section 303 Number and Election in Districts Second Class Terms of Office In each school district of the second class there shall be a board of nine (9) school directors who shall be elected at large and whose terms of office shall be six (6) years. The terms of three of the members shall expire on the first Monday of December of each odd numbered year as now provided by law. At each municipal election three school directors shall be elected at large for terms of six (6) years. Their terms of office shall begin on the first Monday of December following their election.

Section 304 Number and Election in Districts Third Class Terms of Office In each school district of the third class there shall be a board of seven (7) school directors who shall be elected at large and whose terms of office shall be six (6) years. The terms of the members now in office shall expire at the end of the terms for which they were respectively elected. At each of the municipal elections held in November one thousand nine hundred and forty-nine (1949) and in November one thousand nine hundred and fifty-one (1951) two school directors shall be elected. At the municipal election held in November one thousand nine hundred and fifty-three (1953) three school directors shall be elected. At each of the first two municipal elections thereafter two school directors shall be elected. At the third municipal election three shall be elected. Thereafter two school directors shall be elected at each of the two succeeding municipal elections and three at each third municipal election. All shall be elected at large for terms of six years. Their terms of office shall begin on the first Monday of December following their election.

Section 305 Number and Election in Districts Fourth Class Terms of Office In each school district of the fourth class there shall be a board of five (5) school directors who shall be elected at large and whose terms of office shall be six (6) years. The terms of the members now in office shall expire at the end of the terms for which they were respectively elected. At each of the municipal elections held in November one thousand nine hundred and forty-nine (1949) and in November one thousand nine hundred and fifty-one (1951) two school directors shall be

elected At the municipal election held in November one thousand nine hundred fifty-three (1953) one school director shall be elected At each of the first two municipal elections thereafter two school directors shall be elected At the third municipal election one shall be elected Thereafter two school directors shall be elected at each of the two succeeding municipal elections and one at each third municipal election All shall be elected at large for terms of six (6) years Their terms of office shall begin on the first Monday of December following their election

Section 306 Elections Where District Not Coextensive With or in More than One City Borough or Township Whenever any school district is not coextensive with a city borough incorporated town or township the county commissioners shall furnish the proper election officials with a certified list of the qualified electors of such school district and with necessary ballots to enable such electors to vote on matters pertaining solely to such school district When such school district lies in two or more cities boroughs incorporated towns or townships or any combination thereof the judge inspectors and clerks of each election district within such school district which lies in two or more cities borough incorporated towns and townships or any combination thereof shall make out a complete return of all the votes given at any election for officers in the school district or for the submission of any question to the electors of such district designating the number of votes cast for each person and for and against each question so submitted to the electors Whereupon the judge and inspectors shall appoint one of their number for return judge to meet the other return judge or judges of the school district on the second day after any such election at the oldest election place within the district or at such place within the district as shall have been appointed by the court of common pleas The judges shall then and there add together with number of votes cast for each person voted for and for and against any question submitted to the electors and shall make out the returns as the nature of the election may require complying in all respects with the provisions of existing election laws After the performance of such duties the return judges shall appoint one of their number by consent or lot to deliver within two days thereafter the full returns of the vote for officers to the prothonotary of the court of common pleas and of the vote on questions submitted to electors to the clerk of the court of quarter sessions of the proper county in the manner now provided by law for making townships or borough returns Such judges shall ascertain and declare the result of such election and shall issue certificates to persons elected to fill such offices within five (5) days after making such returns

Section 307 Newly Formed Districts Where a new school district of the first second or third class is formed by the creation of a new city borough or township and where a new school district of the fourth class is so formed and is approved by the State Council of Education the court of common pleas having jurisdiction shall appoint a board of school directors for such new school district which shall serve until the first Monday of December next following the first municipal election occurring more than thirty (30) days after the formation of such new school district

Section 308 Elections or Appointments in Newly Formed Districts At the first municipal election occurring more than thirty (30) days subsequent to the formation of such new school district a board of school directors for such district shall be elected or appointed as provided in this act Such school directors shall be elected or appointed for such terms that the number and terms of those whose places are to be filled at each succeeding municipal election shall be the same as the number and terms of those whose places are filled at the corresponding election in other school districts of the same class

Section 309 Change of Class of Districts If any school district hereafter becomes a district of the first class a new board of school directors shall be appointed in the manner provided in this act for the appointment of school directors in districts of the first class If any school dis-

trict hereafter becomes a district of any of the other classes and the number of directors therein is increased the additional directors shall be appointed or elected as vacancies in the board of directors are now filled and for terms corresponding to those of directors in other school districts of the same class When the change reduces the number of directors in such district the school directors then in office shall hold office during the respective terms for which they are elected and as vacancies are about to happen by the expiration of the terms of any directors a number of directors shall be elected at the municipal election preceding such vacancies equal to the number of directors required by law to be elected at the corresponding election in other school districts of the same class

Section 310 Annexation of Territory Consolidations When territory comprising a separate school district is annexed to a city or boroughs or township the terms of office of all the school directors of such annexed territory shall expire at the beginning of the first school year after such annexation is affected except the terms of the president and vice-president who shall hold office during the respective terms for which they were elected When two or more school districts are consolidated as a union school district or when two or more school districts are consolidated as a result of the consolidation of boroughs as provided in the General Borough Act the school directors then in office in both or all of the districts shall hold office during the respective terms for which they were elected In either case no election for school director in the district shall be held unless on the first Monday of January next following a municipal election there would be a less number of directors than is provided by law for the district of the same class

At each subsequent municipal election only so many school directors shall be elected as will on the first Monday of January then next following bring the number of school directors to the proper number of the district

Section 311 Appointment in Independent Districts Terms of Office Every independent school district established as herein provided shall have its affairs administered by a board of school directors subject to all the provisions of this act relating to the class of school districts to which such independent district belongs The court establishing such independent school district shall at the time of so doing appoint a board of properly qualified residents of the district of like number and for the same terms as is herein provided for such class of districts In November of every odd year such court shall appoint the proper number of directors for the full term of six years whose terms shall begin on the first Monday of December following their appointment Any vacancy in such board shall be filled by the court for the unexpired term

Section 312 Union Districts Whenever any two or more school districts shall be consolidated into a union school district the directors then in office in each of said districts shall continue in office until the expiration of their respective terms and shall jointly constitute the board of school directors of the union school district At the first municipal election after a union school district is created and at each subsequent municipal election there shall be elected in the union school district the same number of school directors and for like terms as is provided by this act for school districts of the class to which such union school district belongs so that upon the expiration of the terms of the directors of the former districts which were united the board of school directors of the union school district shall be composed of the same number as in other districts of its class

Section 313 Merged Districts In any instance in which a school district is merged with another district or districts by the terms of this act the directors then in office in each of said districts shall continue in office until the expiration of their respective terms and shall jointly constitute the board of school directors of the resulting merged school district At the first municipal election after a merged school district is created and at each subsequent municipal election there shall be elected in the merged school district the same number of school directors and

for like terms as is provided by law for school districts of the class to which the merged school district belongs so that upon the expiration of the terms of the directors of the former districts which were merged the board of school directors of the merged district shall be composed of the same number as in other districts of its class

Section 314 Two or More Persons Receiving Same Number of Votes If at any election two (2) or more candidates for school director receive the same number of votes for the same office such persons shall in such manner as they see fit decide which of them shall be entitled to the office for which they received an equal number of votes. In case they fail so to do and to file with the president or secretary of the board of school directors in said district within twenty (20) days after the election a paper signed by all the candidates receiving the same number of votes stating which of said persons shall hold said office then the office for which they were candidates shall be vacant and the board of school directors organizing in December following such election shall during the month of December fill such vacancy by the appointment of an eligible person but none of the parties who had received an equal number of votes for such office shall be eligible for such vacancy

Section 315 Filling of Vacancies In case any vacancy shall occur in any board of school directors by reason of death resignation removal from the district or otherwise such vacancy shall in a school district of the first class be filled for the unexpired term by the court of common pleas of the county in which such school district is situated and in a school district of the second third or fourth classes the remaining members of the board of school directors shall by a majority vote thereof fill such vacancy within thirty (30) days thereafter in a district or the second third or fourth class the persons selected to fill such vacancy shall hold his office if the term thereof so long continues until the first Monday of December after the first municipal election occurring more than thirty (30) days after his appointment. At such election an eligible person shall be elected for the remainder of the unexpired term. If by reason of a tie vote or otherwise such vacancy shall not have been filled by the board of school directors within thirty (30) days after such vacancy shall have occurred the court of common pleas of the proper county upon the petition of ten or more resident taxpayers shall fill such vacancy by the appointment of a suitable person for the unexpired term. When any member of a board of school directors heretofore or hereafter enlists or is inducted into the military or naval forces of the United States in time of war a temporary vacancy shall be declared which shall be filled by the remaining members of the board or the court as the case may be until the return of such members of the board from the military or naval service or until the expiration of the term for which he shall have been elected whichever shall be the shorter period

Section 316 Vacancies in Majority of Members In case vacancies occur whereby the offices of a majority of the members of any board of school directors other than the board of school directors of a school district of the first class becomes vacant the remaining members shall fill such vacancies one at a time giving the new appointee such reasonable notice of his appointment as to enable him to meet and act with the then qualified members of the board in making further appointments until a majority of the board has been secured when such majority shall fill the remaining vacancies at a meeting attended by the majority of said board. All appointees shall receive a majority of the votes of the members present at any such meeting. The persons selected to fill such vacancies shall hold their offices if the terms thereof continue so long until the first Monday in December after the first municipal election occurring more than thirty (30) days after their appointment at which election eligible persons shall be elected to fill the unexpired terms

Section 317 Vacancies in All Members If at any time vacancies exist or occur in the membership of all the members of any board of school directors in any school

district other than a school district of the first class the court of common pleas of the county in which such district or the largest part in area thereof is located shall appoint a board of properly qualified persons who shall serve if the terms thereof continue so long until the first Monday in December after the first municipal election occurring more than thirty (30) days after their appointment at which election a board of school directors for such district shall be elected as herein provided in such manner that the number and terms of those whose places are to be filled at each succeeding municipal election shall be the same as the number and terms of those whose places are filled at the corresponding election in other school districts of the same class. Whenever a vacancy of the entire membership of a board of school directors in any school district of the fourth class occurs the county superintendent of schools may enter and take full charge of and at the expense of the district maintain the schools thereof in accordance with the provisions of the school laws of the Commonwealth under the direction of the Superintendent of Public Instruction and may continue in charge thereof until a board of school directors has been appointed and has qualified

Section 318 Removal for Failure to Organize or Neglect of Duty If the board of school directors in any district shall fail to organize as hereafter provided or refuse or neglect to perform any duty imposed upon it by the provisions of this act any ten resident taxpayers in the district may present their petition in writing verified by the oath or affirmation of at least three of them to the court of common pleas of the county in which such district or the largest part in area of it is located setting forth the facts of such refusal or neglect of duty on the part of such school directors. The court shall grant a rule upon the school directors returnable in not less than ten or more than twenty days from the date of issue thereof to show cause why they should not be removed from office. The school directors shall have at least five days' notice of the granting of the rule. On or before the return day of the rule the school directors individually or jointly shall file in writing their answer or answers to the petition under oath. If the facts set forth in the petition or any material part thereof is denied the court shall hear the several parties on such matters as are contained in the petition. If on such hearing or if when no answer is filed denying the facts set forth in the petition the court shall be of the opinion that any duty imposed on the board of school directors which is by the provisions of this act made mandatory upon them to perform has not been done or has been neglected by them the court shall have power to remove the board or such of its number as in its opinion is proper and appoint for the unexpired terms other qualified persons in their stead subject to the provisions of this act

The court shall impose the cost of such proceedings upon the petitioners or upon the school directors or upon the school district or may apportion the same among them as it shall deem just and proper

Any person so removed from the office of school director shall not be eligible again as school director for the period of five (5) years thereafter

Section 319 Vacancy where Director Fails to Qualify or Attend Meetings If any person elected or appointed as school director who has been notified of his election or appointment shall refuse or neglect to qualify as such director within ten days next succeeding the beginning of his term of office the remaining members of the board may declare his office as director vacant

If any person having qualified as school director shall neglect or refuse to attend two successive regular meetings unless detained by sickness or prevented by necessary absence from the district or if in attendance at any meetings shall neglect or refuse to act in his official capacity as a school director the remaining members of the board may declare his office as director vacant

Section 320 Notification of Election The number of votes cast for the several candidates for school directors in all school districts in this Commonwealth at any election shall

be returned by the election officers as provided by law and the clerk prothonotary or other proper authority shall within ten days thereafter under seal of the court certify the result of the election to each candidate duly elected and a duplicate copy of each such certificate shall be mailed to the president of the board of school directors in the district in which such person or persons were elected

Section 321 Compensation Oath of Office All persons elected or appointed as school directors shall serve without pay except as hereinafter provided Before entering upon the duties of their office each shall take and subscribe to the following oath or affirmation which may be administered by any one qualified to administer an oath or as hereinafter provided

I do solemnly swear (or affirm) that I will support obey and defend the Constitution of the United States and the Constitution of this Commonwealth and that I will discharge the duties of my office with fidelity that I have not paid or contributed or promised to pay or contribute either directly or indirectly any money or other valuable thing to procure my nomination or election (or appointment) except for necessary and proper expenses expressly authorized by law that I have not knowingly violated any election law of this Commonwealth or procured it to be done by others in my behalf that I will not knowingly receive either directly or indirectly any money or other valuable thing for the performance or non-performance of any act or duty pertaining to my office other than the compensation allowed by law

Section 322 Eligibility Incompatible Offices Any citizen of this Commonwealth having a good moral character being twenty-one (21) years of age or upwards and having been a resident of the district for at least one (1) year prior to the date of his election or appointment shall be eligible to the office of school director therein Provided That any person holding any office or position of profit under the government of any city of the first class or the office of mayor chief burgess county commissioner district attorney city borough or township treasurer member of council in any municipality township commissioner road supervisor tax collector assessor assistant assessor any comptroller auditor constable county superintendent or assistant county superintendent supervisor principal teacher or employe of any school district shall not be eligible as a school director in this Commonwealth This section shall not prevent any district superintendent assistant district superintendent supervisor teacher or employe of any school district from being a school director in a district other than the one in which he is so employed A school director shall not be eligible to the office of member of council in any municipality

Section 323 Ineligibility Any person who has held any office of trust or profit under the laws of the United States or of this Commonwealth or in any county city borough incorporated town or township therein and has been removed therefrom for any malfeasance in office shall not be eligible to the office of school director

Section 324 Not to be Employed by District Exception No school director shall during the term for which he was elected or appointed be employed in any capacity by the school district in which he is elected or appointed or receive from such school district any pay for services rendered to the district except as provided in this act Provided That one who has served as a school director for two consecutive terms of six years each may be elected to the position of attorney or solicitor for the board of which he was a member by the unanimous vote of all the other members of the board and after resigning his office as school director shall be entitled to receive such pay for his services as solicitor as the board of school directors may determine

Section 325 Offering Bribes Penalty Every person who shall individually or by or through any agent or representative directly or indirectly promise pay or give to any school director in this Commonwealth any sum of money or other valuable thing or make any promise of any office or appointment of any kind in order to influence or secure the voting for or the appointment of himself or

any other person as a teacher county superintendent district superintendent assistant superintendent associate superintendent tax collector attendance officer or to any other position connected with the public schools of this Commonwealth or for the purpose of having his salary increased while holding any appointment under the provisions of this act shall be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine of not less than five dollars (\$5) or more than five hundred dollars (\$500) or be sentenced to the county jail for not less than thirty (30) days or more than one year or both at the discretion of the court Any person so convicted shall hereafter be ineligible to be engaged as a teacher or to hold any office or appointment provided for by the provisions of this act

Section 326 Receiving Bribes Penalty Any school director in this Commonwealth who shall directly or indirectly accept or receive any money or other valuable thing for voting for or against or for withholding his vote for or against any appointment or matter or action that may come before the board or any committee thereof or before any convention of school directors of which he is a member shall be guilty of a misdemeanor and on conviction thereof shall forfeit his office and shall not be eligible again to hold office of any kind provided for in this act and shall be sentenced to pay a fine of not less than five dollars (\$5) or more than five hundred dollars (\$500) or to undergo imprisonment in the county jail for a term of not less than thirty (30) days or more than one year either or both as the court may determine

Article IV

Organization Meetings and Officers of Boards of School Directors

(a) General Provisions

Section 401 Beginning of School Year Organization Meetings (a) In all school districts of the first class the school year shall begin on the first day of January of each year and the school directors shall meet and organize annually on the second Monday of November

(b) In all school districts of the second third and fourth class the school year shall begin on the first Monday of July of each year and the school directors shall meet and organize annually on the first Monday of December

(c) When a new school district is created or when the offices of all the school directors of a district become vacant the school directors appointed by the court in any such case shall meet and organize within ten days after their appointment

(d) When two or more school districts are consolidated in any manner provided in this act and under the provisions of this act the members of the boards of directors of the respective districts continue in office during the respective terms for which they were elected and become the school directors of the consolidated district they shall organize on the first Monday of July following such consolidation by electing a president and vice-president who shall hold their respective offices until the first Monday of December following their election and by the election of a secretary for the consolidated district who shall serve for the remainder of the term for which secretaries are elected and by the election of a treasurer for the consolidated district who shall hold office for the school year

Section 402 Notice of Organization Meetings Temporary Officers etc All members of the board of school directors in every school district shall be given five days' notice by mail by the secretary of the retiring board of the time and place of meeting for organization at which time and place if a majority are present an organization shall be effected as follows In districts of the first class there shall be elected from the hold-over members a temporary president and secretary and in all other school districts there shall be elected from the hold-over members a temporary president and the secretary of the board shall act as secretary of such meeting The certificates of the election or appointment of all new school directors shall

be read and a list of the legally elected or appointed and qualified school directors prepared. If any of the members have not taken and subscribed to the oath of office required by this act the same may be administered to them by the temporary president.

Section 403 Districts First Class Permanent Organization Election of Officers. In all school districts of the first class the school directors shall effect a permanent organization by electing a president and vice-president from their members and a secretary who is not a member. They shall elect the treasurer of the city constituting such school district of the first class as the school treasurer for such school district for the ensuing fiscal year.

The school treasurer of each school district of the first class may recommend to the board of public education for appointment a deputy school treasurer. The board of public education shall appoint as deputy school treasurer the candidate recommended by the school treasurer who in case of death resignation or inability of the school treasurer to act for any cause whatsoever shall have the same powers and shall perform the same duties as imposed by law on the school treasurer. In case the school treasurer does not recommend to the board of public education for appointment a deputy school treasurer the board of public education may elect a deputy school treasurer who shall serve until such time as the school treasurer recommends to the board of public education the appointment of a deputy school treasurer. The salary of the deputy school treasurer shall be fixed by the board of public education. He shall furnish bond in the sum of ten thousand dollars (\$10,000).

Section 404 Districts Second Third and Fourth Class Permanent Organization Election of Officers. In each school district of the second third and fourth class the school directors shall effect a permanent organization by electing on the first Monday of December from their members a president and vice-president each to serve for one year and shall annually during the month of May elect a treasurer to serve for one year beginning the first Monday in July following such election and shall during the month of May one thousand nine hundred and fifty-three and every four years thereafter elect a secretary for a term of four years beginning the first Monday of July following such election. The secretary shall at the time of his election and during his term of office be a resident of the district. The treasurer may be any corporation duly qualified and legally authorized to transact a fiduciary business in the Commonwealth. Vacancies in the office of secretary shall be filled for the unexpired term. In school districts of the second class the secretary and treasurer shall not be members of the board. In districts of the third and fourth class they may be members of the board. The same person shall not be secretary and treasurer of any board of school directors.

No superintendent assistant superintendent supervisor principal or teacher shall serve either temporarily or permanently as an officer of the school board by which he is employed.

Section 405 President or Secretary Pro Tempore. In the absence of both the president and vice-president or of the secretary the board of school directors may elect a president or secretary pro tempore for such meeting only and the appointment of such temporary officer shall be noted on the minutes of such meeting.

Section 406 Solicitor and Other Appointees. Each board of school directors may appoint a solicitor and such other appointees clerks or employes as it may deem proper none of whom except as provided in section three hundred twenty-four of this act shall be a member of the board and shall define their duties and fix their salaries.

Section 407 Rules and Regulations. Each board of school directors may adopt reasonable rules and regulations for its government and control.

Section 408 Records etc Open to Taxpayers. The accounts and records of proceedings of the board of every school district of the third and fourth class and of their officers shall be open to the inspection of any taxpayer thereof his her or its agents or representative upon request therefor in writing to the board of school directors

at a regular meeting.

Section 409 Payment of Premiums on Officers' Bonds by School Districts. When any officer or employe of any school district shall be required to give a bond for the faithful performance of his duties and such bond shall be required to be endorsed by a surety company it shall be lawful for the school district to pay the premium on such bond.

(b) Meetings

Section 421 Times and Places. Each board of school directors in this Commonwealth shall have specified times and places at which it shall hold its meetings and shall during the school term meet at least once every two months. The meetings for organization and meetings provided for by any board of school directors at stated times at which such board is required to meet or any adjournment thereof shall be called "regular meetings" and all other meetings shall be called "special meetings".

Section 422 Quorum Filling Vacancies. A majority of the members of a board of school directors shall be a quorum. If less than a majority is present at any meeting no business shall be transacted at such meeting but the members present may adjourn to some stated time. Provided That if there shall be a minority of the board present because a majority of the seats are vacant then in such case the minority members at any such meeting may fill vacancies in the manner provided in this act.

Section 423 Special Meetings. Members shall have reasonable notice of all special meetings and any board may adopt reasonable rules directing the kind and length of notice of the meetings of the board that shall be given to its members by the secretary.

No business shall be transacted at any special meeting except that named in the call sent to the members for such special meeting. Provided That special meetings may be called for general purposes.

(c) President and Vice-President

Section 426 President to Preside Calling Special Meetings. The President shall preside at all meetings. He may call special meetings at any time. He shall call a special meeting whenever so requested in writing by any three members of the board of school directors. Should he fail or refuse so to do a special meeting may be called at any time by a majority of the legally qualified and acting members of the board.

Section 427 Duties of President. The president shall be the executive officer of the board of school directors and as such he together with the secretary when directed by the board shall execute any and all deeds contracts warrants to tax collectors reports and other papers pertaining to the business of the board requiring the signature of the president. In school districts other than in school districts of the first class he shall after the board has acted on and approved any bill or account for the payment of money authorized by this act sign and order on the treasurer for the payment of the same. He shall in no case except as this section otherwise provides sign any order for any sum unless the same has first been acted upon and approved by the board and the amount thereof and the name of the payee properly inserted. Any orders which shall be for the payment of amounts owing under any contracts which shall previously have been approved by the board and by the prompt payment of which the district will receive a discount or other advantage may be signed without the approval of the board first having been secured. All such orders shall be presented to the board at its next meeting. The president shall perform such other duties as the board may direct and as pertain to his office.

Section 428 Duties of Vice President. In the absence of the president the vice-president shall act in his stead.

(d) Secretary

Section 431 Bond. Before he enters upon the duties of his office the secretary of the board of school directors shall furnish to the school district for the faithful performance of his duties a bond in such amount and with such surety or sureties as may be required of him and

approved by the board of school directors. The cost of such bond may be paid for by the school district. In lieu of furnishing a surety bond the secretary may file his own collateral bond in such amount as may be required by the board of school directors secured by an actual deposit with the board of school directors or with any bank or trust company within the Commonwealth which may be agreed upon of any of the securities which depositories may use to secure the deposit of school funds as herein provided. The total market value of the securities thus deposited shall equal the amount of the collateral bond. Such collateral bond shall be conditioned upon the faithful performance of his duties as secretary. The securities thus deposited shall constitute a trust fund to be available for the satisfaction of any liability accruing upon the collateral bond.

The securities shall be accompanied by a proper assignment or power of attorney for their transfer. Such trust deposit in the event of any depreciation in its value shall be maintained upon request in writing of the board of school directors at the amount provided therein. The board of school directors may permit the secretary to substitute for any one or more bonds or obligations included in any such securities other bonds or obligations that meet the requirements of this act.

Section 432 Compensation. The secretary of the board of school directors may receive for his services such compensation as the board shall fix the amount of which shall be reported annually to the Superintendent of Public Instruction and be printed in his report.

Section 433 Duties. The secretary of the board of school directors shall perform the following duties:

(1) He shall keep a correct and proper record of all the proceedings of the board and shall prepare such reports and keep such accounts as are required by the provisions of this act.

(2) He shall after the board has acted on and approved any bill or account for the payment of money authorized by this act prepare and sign an order on the treasurer for the payment of the same. He may prepare and sign orders on the treasurer for the payment of amounts owing under any contracts which shall previously have been approved by the board and by the prompt payment of which the district will receive a discount or other advantage without the approval of the board first having been secured.

(3) He shall attest in writing the execution of all deeds, contracts, reports and other instruments that are to be executed by the board.

(4) He shall furnish whenever requested any and all reports concerning the school affairs of the district or such form and in such manner as the State Council of Education or the Superintendent of Public Instruction may require.

(5) He shall have general supervision of all the business affairs of the school district subject to the instruction and direction of the board of school directors.

(6) He shall be the custodian of all the records, papers, office property and official seal of the school district and at the expiration of his term shall turn the same over to his successor.

(7) He shall keep correct accounts with each receiver of taxes, school treasurer or school tax collector of the district reporting a statement of the same together with a statement of the finances of the district at each regular meeting of the board which statement shall be entered in full upon the minutes.

(8) He shall perform such other duties pertaining to the business of the district as are required by this act or as the board of school directors may direct.

(e) Treasurer

Section 436 Bond. Every person elected treasurer of any school district including the city treasurer elected as treasurer of a school district of the first class shall before entering upon the duties of his office furnish to the school district a proper bond in such amount and with such surety or sureties as the board of school directors therein may approve conditioned for the faithful performance of his duties as school treasurer. If any school treasurer is re-elected he

shall furnish a new bond for each year. The treasurer's bond may be paid for by the school district. In lieu of furnishing such a bond the treasurer may file his own collateral bond in such amount as may be required by the board of school directors secured by an actual deposit with the board of school directors or with any bank or trust company within the Commonwealth which may be agreed upon of any of the securities which depositories may use to secure the deposit of school funds as herein provided. The total market value of the securities thus deposited shall equal the amount of the collateral bond. Such collateral bond shall be conditioned upon the faithful performance of his duties as treasurer. The securities thus deposited shall constitute a trust fund to be available for the satisfaction of any liability accruing upon the collateral bond. The securities shall be accompanied by a proper assignment or power of attorney for their transfer. Such trust deposit in the event of any depreciation in its value shall be maintained upon request in writing of the board of school directors at the amount provided herein. The board of school directors may permit the treasurer to substitute for any one or more bonds or obligations included in any such securities other bonds or obligations that meet the requirements of this act.

The school treasurer shall not enter upon the duties of his office until his bond with the proper sureties or securities has been furnished to and approved by the board of school directors.

Section 437 Audit of Accounts. The accounts of the school treasurer shall be audited annually as hereinafter provided.

Section 438 Compensation. School treasurers shall be paid such compensation as the boards of school directors of the respective districts may determine. In all school districts of the second, third and fourth class such compensation or commission shall not exceed two per centum of the amount of funds paid out on school orders. No compensation shall be allowed to any school treasurer on account of any balance in his hands paid over to his successor nor for the repayment of any loan or redemption of bonds whether upon order or otherwise. The compensation received by each school treasurer for the preceding year shall be reported annually to the Superintendent of Public Instruction and be printed in his report.

Section 439 Receipt and Payment of School Funds. The treasurer of each school district shall receive all State appropriations, district school taxes and other funds belonging to the school district and make payments out of the same on proper orders approved by the board of school directors signed except in districts of the first class by the president and in any school district of the first class by the secretary. The treasurer may pay out such funds on orders which have been prepared and signed by the secretary and in school districts other than in school districts of the first class signed by the president without approval of the board first having been secured for the payment of amounts owing under any contracts which shall previously have been approved by the board and by the prompt payment of which the district will receive a discount or other advantage. In all school districts of the first class all school orders before being paid by the school treasurer shall be approved by the school controller of such district.

Section 440 Deposit of Funds Monthly Reports. The treasurer of each school district shall deposit the funds belonging to the school district in the school depository if any as directed by the board of school directors and shall at the end of each month make a report to the school controller if any and to the secretary of the board of school directors of the amount of funds received and disbursed by him during the month. All deposits of school funds by any school treasurer shall be made in the name of the school district.

Section 441 Settlement of Accounts. The school treasurer shall settle his accounts annually with the board of school directors for each school year.

Section 442 Other Duties. Payment of Balance to Successor. The school treasurer shall perform such other acts

and duties pertaining to the district as the board of school directors may direct or as may be required by him by law at the end of his term the school treasurer shall promptly pay over to his successor in office the balance of any and all money remaining in his hands and shall deliver to him all books accounts and other property of the school district

Section 443 Embezzlement Penalty Any school treasurer who converts to his own use in any way whatsoever or uses by way of investment any portion of the school funds or school property entrusted to him for safekeeping or disbursement or proves to be a defaulter or fails to pay a proper school warrant when properly presented or when legally required to do so or fails to pay said funds or any part thereof to his successor in office or to any other person authorized to demand and receive the same or receives and accepts for his own use any interest or profit on any school funds or fails to account for and pay over the proper school district any and all interest or profit collected by or paid to him on account of any school funds in his hands or deposited by him or deposits any of the funds of the school district in any other name than in the name of the school district shall be guilty of embezzlement of so much of said money as shall thus be taken converted invested accepted collected used not paid over unaccounted for or wrongfully deposited. Every school treasurer and every person aiding or abetting or being in any way an accessory to said acts or any of them shall be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine for the use of the school district of not less than twenty-five dollars (\$25) and not more than one thousand dollars (\$1000) or be sentenced to undergo imprisonment of not less than thirty (30) days nor more than five (5) years either or both at the discretion of the court. Any school treasurer so convicted shall forfeit his office

Article V

Duties and Powers of Boards of School Directors

Section 501 Elementary Schools The board of school directors in every school district shall establish equip furnish and maintain a sufficient number of elementary public schools in compliance with the provisions of this act to educate every person residing in such district between the ages of six and twenty-one years who may attend

Section 502 Additional Schools and Departments In addition to the elementary public schools the board of school directors in any school district may establish equip furnish and maintain the following additional schools or departments for the education and recreation of persons residing in said district and for the proper operation of its schools namely

- High schools
- Manual training schools
- Vocational schools
- Domestic science schools
- Cafeterias
- Agricultural schools
- Evening schools
- Kindergartens
- Libraries
- Museums
- Reading-rooms
- Gymnasiums
- Playgrounds
- Schools for physically and mentally handicapped
- Truant schools
- Parental schools
- Schools for adults
- Public lectures

Such other schools or educational departments as the directors in their wisdom may see proper to establish

Said additional schools or departments when established shall be an integral part of the public school system in such school district and shall be so administered

No pupil shall be refused admission to the courses in these additional schools or departments by reason of the

fact that his elementary or academic education is being or has been received in a school other than a public school

Section 503 Kindergartens The board of school directors in any school district may establish and maintain kindergartens for children between the ages of four and six years. When established the kindergartens shall be an integral part of the elementary school system of the district

The number of kindergartens in any one district shall be fixed by the board of school directors and shall be open during the school year

If the average attendance in any one kindergarten in any district is ten or less for the school year the school directors shall at the close of the school year discontinue the same

The board of school directors shall appoint and assign a sufficient number of teachers to such kindergartens who shall be certified in accordance with the rules and regulations prescribed by the State Council of Education

Section 504 Cafeterias The board of school directors in any school district shall have power to establish equip maintain and operate cafeterias in any of the schools under its jurisdiction whenever in its judgment it is deemed advisable to do so and shall have power to appoint such directors supervisors or other employees as are necessary and fix their salaries

The cost of housing and equipping such cafeterias may be charged against the funds of the school district

The food served shall be sold to the pupils teachers and school employes of the cafeterias at such price as will not materially exceed the cost of operation and will pay the cost of maintaining the cafeterias

It shall be legal for boards of school directors to authorize the proper school employe to purchase perishable food supplies for cafeterias without advertisements for bids

There shall be a separate cafeteria fund and all payments from said fund shall be made upon a special order drawn by the school employe authorized to purchase food supplies. Said employe shall present each month to the board of directors for approval a statement of receipts and expenditures

The accounts shall be subject to audit by the auditors of the school district in like manner as other accounts of the school district are audited

Section 505 Establishment and Maintenance of Consolidated Schools The Board of directors of any school district may establish equip furnish and maintain consolidated schools formed by uniting two or more public elementary schools or two or more public elementary schools with the grades of other public schools which prior to such union were maintained in separate buildings and after such union are maintained in one school organization taught by two or more teachers. Consolidated schools may be either consolidated elementary schools made up of grades one to eight only or consolidated junior high schools being approved junior high schools constituted of grades seven to nine inclusive or seven to ten inclusive. The board of school directors may transport pupils to and from such schools as provided for by this act

The State Council of Education is hereby authorized and directed to investigate and to aid in the establishment of consolidated and joint consolidated schools and to inspect and approve such schools

Section 506 Duty to Consolidate Schools Whenever graded schools can be made to accommodate the pupils of one or more one room schools by consolidating said one room school or schools with another school either graded or ungraded it shall be the duty of the board of school directors to abandon the one room school or schools and instead of repairing or rebuilding the one room schoolhouse or schoolhouses they shall erect a suitable modern building for the purpose of consolidating and properly grading all of the schools. No pupil of the abandoned schools shall be required to walk more than a mile and a half to the new school building

Section 507 General Powers Taxation In order to

establish enlarge equip furnish operate and maintain any schools or departments herein provided or to pay any school indebtedness which any school district is required to pay or to pay any indebtedness that may at any time hereafter be created by any school district or to enable it to carry out any provisions of this act the board of school directors in each school district is hereby vested with all the necessary authority and power annually to levy and collect in the manner herein provided the necessary taxes required in addition to the annual State appropriation and shall have and be vested with all necessary power and authority to comply with and carry out any or all of the provisions of this act

Section 508 Majority Vote Required Recording The affirmative vote of a majority of all the members of the board of school directors in every school district duly recorded showing how each member voted shall be required in order to take action on the following subjects

Fixing length of school term

Adopting textbooks

Appointment or dismissing district superintendents assistant district superintendents associate superintendents principals and teachers

Appointing tax collectors and other appointees

Levying and assessing taxes

Purchasing selling or condemning land

Locating new buildings or changing the locations of old ones

Dismissing a teacher after a hearing

Creating or increasing any indebtedness

Adopting courses of study

Establishing additional schools or departments

Designating depositories for school funds

Entering into contracts of any kind including contracts for the purchase of fuel or any supplies where the amount involved exceeds one hundred dollars (\$100)

Fixing salaries or compensation of officers teachers or other appointees of the board of school directors

Failure to comply with the provisions of this section shall render such acts of the board of school directors void and unenforceable

Section 509 Supervision over Schools Visitation The board of school directors shall exercise general supervision over the schools of their respective districts and shall accept in districts having district superintendents or supervising principles by one or more of their number visit every school in the district at least once a month and shall cause the report of such visit to be entered on the minutes of the board

Section 510 Rules and Regulations Safety Patrols The board of school directors in any school district may adopt and enforce such reasonable rules and regulations as it may deem necessary and proper regarding the management of its school affairs and the conduct and deportment of all superintendents teachers and other appointees or employees during the time they are engaged in their duties to the district as well as regarding the conduct and deportment of all pupils attending the public schools in the district during such time as they are under the supervision of the board of school directors and teachers including the time necessarily spent in coming to and returning from school

In the exercise of this authority the board of school directors is empowered to organize school safety patrols and with the permission of the parents to appoint pupils as members thereof for the purpose of influencing and encouraging the other pupils to refrain from crossing public highways at points other than at regular crossings and for the purpose of directing pupils not to cross highways at times when the presence of traffic would render such crossing unsafe. Nothing herein contained shall be construed to authorize or permit the use of any safety patrol member for the purpose of directing vehicular traffic nor shall any safety patrol member be stationed in that portion of the highway intended for the use of vehicular traffic. No liability shall attach either to the school district or any individual director superintendent teacher or other school employee by virtue of the organization maintenance or

operation of a school safety patrol organized maintained and operated under authority of this section.

Section 511 Rules and Regulations Governing Athletics Publications and Organizations The board of school directors in every school district of the first or second class shall and in any district of the third or fourth class may prescribe adopt and enforce such reasonable rules and regulations as it may deem proper regarding the management control or prohibition of exercises athletics or games of any kind taken part in or played by any pupils as members of or in connection with any public school and regarding the organization management supervision control or prohibition of school publications and of organizations or societies of the members of any class or school and may provide for the suspension dismissal or other reasonable penalty in the case of any superintendent teacher appointee employee or pupil who violates any of such rules and regulations

Section 512 Advertising for Bids in Trade Journals Any board of school directors of any school district whose duty it is by law to advertise for bids for public works contracts supplies or equipment may at its discretion legally authorize the publication of such advertising in addition to the newspapers specified by law also in any publication or journal devoted to the dissemination of information about construction work published in this Commonwealth at least once a week and circulating among contractors manufacturers and dealers doing business in the community in which such public works are to be constructed or supplies or equipment purchased. Provided That no advertisement for bids for public works contracts supplies or equipment shall be inserted in any publication or journal devoted to the dissemination of information about construction work which has not been established and regularly issued from a printing office and publication house in this Commonwealth for a period of at least eighteen months or which is not entered or entitled to be entered for admission to the United States mails as second class matter or which does not have a bona fide income from subscribers within the Commonwealth of not less than fifteen thousand dollars (\$15,000) per annum duly certified by a public accountant. The rates and charges of such advertising shall not be in excess of those of newspapers of general circulation as defined by the Newspaper Advertising Act of May sixteen one thousand nine hundred twenty-nine (P. L. 1784) of a like circulation published in the community in which the public works are to be constructed or the supplies or equipment purchased

Section 513 Group Insurance Contracts (a) Any school district or vocational school district may make contracts of insurance with any insurance company or nonprofit hospitalization corporation or nonprofit medical service corporation authorized to transact business within the Commonwealth insuring its employees or any class or classes thereof under a policy or policies of group insurance covering life health hospitalization medical service or accident insurance and may contract with any such company granting annuities or pensions for the pensioning of such employees and for such purposes may agree to pay part or all of the premiums or charges for carrying such contracts and may appropriate out of its treasury any money necessary to pay such premiums or charges or portions thereof

(b) The board of school directors is hereby authorized to deduct from the employee's pay salary or compensation such part of the premium as is payable by the employee and as may be so authorized by the employee in writing

(c) All contracts procured hereunder shall conform and be subject to all the provisions of any existing or future laws concerning group insurance and group annuity contracts

(d) Nothing contained in this section shall be construed to repeal any act of Assembly now providing for the granting of pensions or retirement remuneration to any of the employees of any school district

Section 514 Removal of Officers Employees etc The board of school directors in any school district except as herein

otherwise provided shall after due notice giving the reasons therefor and after hearing if demanded have the right at any time to remove any of its officers employes or appointees for incompetency intemperance neglect of duty violation of any of the school laws of this Commonwealth or other improper conduct

On the removal by the board of school directors of any officer employe or appointee such officer employe or appointee shall surrender and deliver to the secretary or other person designated by the board any and all papers property and effects of the school district in his hands at the time of such removal

Section 515 Rights and Powers Preserved In every school district the board of school directors shall continue to have and possess all the powers rights and privileges not inconsistent with this act which boards of school directors boards of school controllers or boards of public education in its respective district lawfully had on the eighteenth day of May one thousand nine hundred eleven

Section 516 State Convention or Association Delegates Expenses Membership The board of school directors of each district may appoint from among their number one delegate to any State convention or association of school directors held within the Commonwealth and may appoint the secretary of their respective board as a delegate to attend the annual State convention or association of secretaries of boards of school directors to be held at the same time and place as the State convention or association of school directors It shall be the duty of such delegates and such secretaries to attend the meetings of such convention or association and each delegate and secretary so attending shall be reimbursed for all necessary traveling and hotel expenses actually incurred Any such board may become a member of the State School Directors Association and may pay out of the school funds of the district any membership dues which may be assessed by the association at any State convention of school directors to defray the necessary expenses of maintaining the association and of holding the convention Such expenses shall be paid by the treasurer of the school district in the usual manner out of the school funds of the district upon the presentation of an itemized verified statement of such expenses

Section 517 Attendance of Superintendents etc at Educational Conferences and of Pupils at State Farm Show etc Expenses The Board of school directors of each district may authorize the attendance of the superintendent and such other members of the teaching and supervisory staff of such districts as they may specify at any educational conference or conferences when in the opinion of the board such attendance will be conducive to the best interests of the district Each person so authorized to attend and attending shall be reimbursed for all necessary traveling and hotel expenses actually incurred The board of school directors may also authorize the transportation of pupils to the State Farm Show and to other exhibitions and places of interest when their attendance at the same is deemed of educational value to such pupils and may pay the expenses of such pupils in whole or in part from the funds of the district Such expenses shall be paid by the treasurer of the school district in the usual manner out of the school funds of the district upon the presentation of an itemized verified statement of such expenses

Section 518 Retention of Records Every board of school directors shall retain as a permanent record of the district the minute book each annual auditor's report and each annual financial report All other financial records of the district including financial accounts books orders bills contracts invoices receipts and purchase orders shall be retained by the district for a period of not less than six years

Section 519 Copies of School Laws The Superintendent of Public Instruction shall send to each member of every board of school directors in the State a bound copy of each new edition of the School Laws as soon as possible after the same shall have been published

Section 520 Temporary Emergency War Provisions (a) Whenever during the continuance of any war in which

this Nation is or may become engaged it shall be found as a fact by the board of school directors of any school district and so recorded on the minutes of a regular or special meeting of such board and certified to the Department of Public Instruction that the normal operation of the schools as required by this act in respect to any of the matters hereinafter set forth shall interfere with the prosecution of such war such board of school directors shall have power subject to the approval of the district or county superintendent to put into operation in such school district any one or more temporary emergency war provisions authorized by this act but in no event longer than for a period of one year after the cessation of the hostilities of such war

(b) Subject to the foregoing provisions any board of school directors may

(1) Keep the schools of the district in session such days and number of days per week as they shall deem necessary or desirable but the provisions of this act requiring a minimum of one hundred eighty (180) session days as a school year shall not be affected thereby

(2) Extend the length of the school days in such manner as to make it possible to complete and to accredit a calendar day as a full school day and a fractional portion of an additional school day

(3) Suspend temporarily the regular session of any class or classes or close temporarily any school or all the schools of the district as an emergency war measure or when the Governor by proclamation so directs The days on which the regular sessions of classes or schools are so suspended or closed shall be recorded and credited as if they were days taught Provided that in no instance shall the session so suspended or closed exceed thirty school days during any school term for any pupil except by special wartime emergency proclamation by the Governor

(4) Adjust the assignment and reassignment of teachers in such fields subjects schedules and semesters or other periods of work and in such schools as their preparation experience and certification may qualify them No such temporary emergency assignment or reassignment shall reduce the annual compensation any teacher receives at the time of such assignment or reassignment nor shall the emergency assignment reassignment or the return to the original type of assignment when the emergency has ended be deemed to be a demotion under the tenure provisions of this act

(5) Grant farm and conservation employment permits to pupils who have attained the age of fourteen years and have completed the sixth grade or equivalent thereof and so enable group participation by pupils regularly enrolled in schools in seasonal farm and conservation activities The word "conservation" as used in this clause shall mean the conserving preserving guarding or protecting of crops forests and rivers

(6) Accept the certification of the family physician of any child as satisfactory proof of suitable physical condition for the issuance of any farm or conservation permit granted during the period of emergency

(7) Make such arrangements for extending the use of school buses or other school transportation facilities as may seem desirable for the transportation of teachers as well as pupils or for otherwise furthering the war and civilian defense effort

(8) Provide in lieu of pupil transportation required by law tuition to a school in another district when educational facilities can thus be made available without requiring such pupils to walk more than two miles to the school to which the pupil has been assigned The above provisions shall also apply in any case where the Department of Public Instruction determines that a revision of existing transportation practices will result in the more economical use of school facilities and the conservation of transportation equipment

(9) Obtain the full State subsidy provided for fully and regularly certificated teachers when at the request of the responsible local district or county superintendent of schools the Superintendent of Public Instruction has issued to a teacher temporarily employed a Special Emergency

Wartime Certificate to teach in the subject or field for which wartime emergency conditions make it necessary to employ such teacher

Section 521 Joint Action with Other Political Subdivisions Each board of school directors shall have power to enter into agreements with other political subdivisions in accordance with existing laws in making joint purchases of materials supplies or equipment and in performing governmental powers duties and functions and in carrying into effect provisions of law relating to said subjects which are common to all such political subdivisions

Article VI

School Finances

(a) General Provisions

Section 601 Information to Incoming Directors for Tax Levy and Budget The board of school directors of every school district shall annually through its proper officers furnish to the incoming board of school directors all necessary information and such detailed statements as may be needed by it to provide for the annual tax levy and to prepare the annual estimate of expenditures

Section 602 Tax Levies All taxes required by any school district in addition to the State appropriation shall be levied by the board of school directors therein

Section 603 Only One Annual Tax Levy There shall be but one levy of school taxes made in each school district in each year which shall be assessed levied and collected for all the purposes provided in this act and shall be uniform throughout the territorial limit of each school district. Provided That whenever hereafter a school district of the second third or fourth class shall be annexed to and merged in and become a part of a school district of the first class the board of public education of said school district of the first class shall have power to levy a special school tax on the territory which comprised said annexed and merged school district to provide for the expense and maintenance of the schools thereof from the end of the school year of said annexed and merged school district to the beginning of the next school year in said school district of the first class and to provide for and pay the floating indebtedness of said annexed and merged school district. Said levy shall not exceed one-half of the last previous total annual millage levied by said school district of the first class

Section 604 Property Acquired by State for Water Conservation or Flood Prevention Whenever the Commonwealth of Pennsylvania shall for the purpose of conservation of water or to prevent flood conditions acquire any lands and property within the limits of any school districts and shall by such acquisition reduce the amount of property within the district taxable for school purposes the board of school directors shall immediately after such acquisition certify to the Auditor General and to the Superintendent of Public Instruction the assessed valuation of such lands and property at the time of such acquisition

After any such acquisition the board of directors shall from year to year at the time of its annual levy of taxes for school purposes certify to the Auditor General and Superintendent of Public Instruction the rate of its levy for the next school year. Thereupon the Superintendent of Public Instruction shall ascertain the amount of taxes which would have been collected upon the assessed valuation certified as hereinbefore provided at the rate of the levy so certified. Upon the ascertainment of such amount the same shall be paid by the Commonwealth from time to time from the general fund

Section 605 Affidavit of Uncollectability of Taxes on Real Property Each certificate which any collector of school taxes makes of delinquent school taxes levied upon real estate upon which there is no personal property from which the same can be collected shall be accompanied by the affidavit of the tax collector that after the proper efforts he could not find sufficient personal property out of which the taxes or any part thereof could be made or collected as provided by law. Such affidavit shall be

conclusive as to the fact in so far as it may affect the lien of said taxes or the title of a purchaser at a sheriff's sale thereunder. In the event any such collector shall make any wilfully false return he shall be liable therefor to any person or persons injured thereby

Section 606 Collection of Taxes Where New District Created In case a new school district is created after taxes have been assessed and levied in the district out of which it is partly or wholly created but before the beginning of the school year therein then in such cases all the taxes assessed and levied in said year by the board of school directors on the property or residents within the limits of the new school district shall be collected by the tax collector of the district out of which the new district was created and all such taxes collected on property or from residents within the limits of a new school district shall be paid over by him to the treasurer of such new school district

Section 607 Payments How Made Limitations All payments made by the board of school directors of any school district from the school funds shall be made by proper school orders drawn on the treasurer. No school order shall be authorized by the board or signed by the president or secretary of any board of school directors unless there are sufficient funds in the treasury of the district to pay the same and no school order shall be made payable at any time in the future or draw interest. A separate school order shall be drawn for each account or payment. Provided That the monthly payroll of teachers janitors or other employees may be included on one or more orders which may be made payable to the order of such person or persons and distributed in such manner as the board of school directors in any school district may determine

In all school districts of the first class each school order shall state on its face the particular item of the annual school estimate upon which it is drawn

In all school districts of the second third and fourth class each school order shall state on its face the particular class of expenditure of the annual school budget upon which the same is drawn

Section 608 Liability for Improper School Orders Any school director voting for or any officer approving a school order for the payment of schools funds for any other purpose or drawn in any other manner than that provided in this act shall together with the surety or sureties on his bond in addition to the penalty herein provided be individually liable to the district for the amount thereof. Provided That on appeal from an auditor's report it shall be within the discretion of the court having jurisdiction of the matter to sustain or not to sustain a surcharge where it appears that the appellant or appellants acted honestly and in good faith for the best interests of the school district and where no loss or damage to the school district resulted from the action of such appellant or appellants

Section 609 Budgeted Funds not to be Used for Other Purposes or Exceeded The amount of funds in any annual estimate by any school district at or before the time of levying the school taxes which is set apart or appropriated to any particular item of expenditure shall not be used for any other purpose or transferred except by resolution of the board of school directors receiving the affirmative vote of two-thirds of the members thereof

No work shall be hired to be done no materials purchased and no contracts made by any board of school directors which will cause the sums appropriated to specific purposes in the budget to be exceeded

Section 610 Use of School Funds Illegal Use The board of school directors in every school district shall have the right to use and pay out in the manner herein provided any funds of the district for any and all of the purposes therein provided subject to all the provisions of this act. The use or payment of any public school funds of any school district in any manner or for any purpose not provided in this act shall be illegal

Section 611 Enforcement of Judgments Against School Districts If any judgment is obtained against any school

district and the same is not paid as required the same may be collected as follows and not otherwise

The plaintiff in any such judgment shall petition the court of common pleas in which such judgment was obtained or in which any transcript of a judgment obtained against any school district before any magistrate alderman or justice of the peace is filed whereupon the court shall issue a writ in the nature of a mandamus execution directed to the directors and treasurers of the school district against which such judgment was obtained commanding them to pay the amount of such judgment together with interest and costs out of any unappropriated funds of such school district and in case there are no unappropriated funds of such school district then out of the first funds that shall be received by said school district. The court may enforce obedience to such writ by attachment on proper cause being shown.

Section 612 Counsel Fees on Appeals from County Auditors' Reports When an appeal is taken from the county auditors' report or settlement of the account of any public officer in accordance with the laws relating thereto and such appeal results favorably to the appellants in such a manner that money is recovered for any school district the court hearing such appeal shall make an order to pay a counsel fee which it deems just and reasonable to the counsel representing such appeal out of the funds so recovered.

(b) School Depositories

Section 621 Designation of Depositories Bond The board of school directors in any school district shall designate one or more banks or bank and trust companies as a depository or depositories for its school funds. No such depository shall be named unless it receives a majority of the votes of the entire school board elected or appointed in such district. Each such depository before receiving any of the school funds shall except as herein-after otherwise provided furnish a proper bond in such amount and with such surety or sureties as may be required to be approved by the board of school directors and conditioned upon the faithful keeping paying out and accounting for all of the school funds and property of said school district that may come into its hands as well as for the payment of all interest on money deposited in such depository in accordance with any contract made by it with said school district.

Section 622 Collateral in Lieu of Bond (a). In lieu of one or more surety bonds the deposit of school funds may be secured by the deposit with the board of school directors or with any bank or trust company other than the designated depository within the Commonwealth which may be agreed upon of bonds or other interest-bearing obligations of the United States of the Commonwealth of Pennsylvania or of any state of the United States or other bonds to be approved by the board. Provided That in school districts of the second third and fourth classes such securities shall be only bonds or other interest-bearing obligations of the United States of this Commonwealth of any state of the United States or bonds of any county city borough incorporated town township school district or other political subdivision of this Commonwealth or of any other state of the United States which has not at any time within the five years immediately preceding the date of the deposit of such bonds by the depository failed punctually to pay the matured principal and interest on all of its indebtedness.

(b) When collateral security is thus deposited in lieu of one or more surety bonds the total amount of such bonds and obligations thus deposited measured by their actual market value shall be equal to the amount of the deposits secured and twenty per centum in addition. All such bonds and obligations shall be accompanied by a proper assignment or power of attorney for their transfer. Such trust deposit in the event of any depreciation in value shall be maintained on request in writing of the board of school directors at the amount provided herein.

Section 623 Insurance of Deposits of Funds All moneys belonging to any school district or held by any school district for any purpose and deposited with any banking

institution in this Commonwealth may be insured with the Federal Deposit Insurance Corporation or any other corporation hereafter organized by the United States for the purpose of insuring deposits up to the amount to which such corporation is or may hereafter be authorized to insure deposits in any one name. When so insured the school district shall not require such banking institution to furnish additional bond insurance or security to cover the amount of such deposits so insured.

Section 624 Monthly Reports by Depositories Every bank or trust company designated as a depository for school funds in any school district shall at the end of every month make a report to the school treasurer to the board of school directors and to the school controller if any stating the amount of school funds deposited with it during the month together with the balance on hand at the beginning of the month as well as the amount of school funds disbursed by it during the month any accrued interest paid or due and the balance remaining on hand at the time of making the report.

Section 625 Deposit of School Funds Treasurer Relieved of Liability School Orders The funds of the school district shall be deposited as directed by the board of school directors in a designated depository by the school treasurer in the name of the school district. After any funds have been deposited with such regularly designated depository by any school treasurer he shall thereafter be relieved from all liability therefor and all school orders drawn on the school treasurer for any funds so deposited by him shall be endorsed by said treasurer and made "Payable atdepository of the School District of". No School district shall deposit with any designated depository any amount in excess of thirty-three and one-third per centum of the total capital stock and surplus of such depository.

(c) Indebtedness

Section 631 Power to Incur Debt Limitations The board of school directors in any school district may in any year create and incur an indebtedness against such school district and issue bonds to secure the same payable as provided by the Act approved the twenty-fifth day of June one thousand nine hundred forty-one (P. L. 159) known as the "Municipal Borrowing Law" or any amendment or reenactment thereof for any or all of the following purposes:

(1) To purchase or acquire proper sites or grounds for school buildings or any lands additional to any existing school sites or grounds.

(2) To erect enlarge equip or furnish any school building.

(3) To repair remodel or rebuild any building of the school district.

(4) To purchase school buses.

(5) To pay any indebtedness incurred by any municipality for or on account of the school district or for school purposes and required by this act to be assumed by the school district.

(6) To pay any refund of taxes decreed by an order of court.

(7) To refund certain bonds as hereinafter provided.

(8) To fund floating indebtedness incurred for current expenses and debt service.

(9) To fund temporary indebtedness incurred for permanent improvements or in anticipation of proceeds from a bond issue.

In school districts of the first class the indebtedness of any such district shall never exceed two (2) per centum of the last assessed valuation of property taxable for school purposes therein.

In school districts of the second third and fourth class the indebtedness of any such school district shall never exceed seven (7) per centum of the last assessed valuation of property taxable for school purposes therein.

Section 632 Assent of Electors When Necessary and When Not Necessary The assent of the electors shall be required in all school districts of the second third and fourth class to issue bonds which will incur any new debt or increase the indebtedness to an amount in excess of two (2) per centum of the assessed valuation of prop-

erty taxable for school purposes therein The indebtedness of any such school district shall never exceed seven (7) per centum of the last assessed valuation of property taxable for school purposes therein The board of school directors of any school district of the first second third or fourth class shall have authority without the assent of the electors to issue bonds which will incur upon its own authority any amount of such indebtedness not in excess of two (2) per centum of the last assessed valuation of property taxable for school purposes therein

If the amount of bonds of any bond issue maturing in any single year is in excess of five per cent of the total amount of such bond issue the amount in excess of five per cent of such bond issue may be refunded by the board of school directors of any school district upon its own authority without submitting any such refunding bond issue to a vote of the electors

Any school district which calls bonds for payment prior to the date of maturity may issue bonds for the purpose of paying any or all such bonds as may be called for payment All bonds issued for the purpose of refunding bonds shall be issued as hereinbefore provided for the issuing of such bonds

Section 633 Reports to Superintendent of Public Instruction Withholding State Appropriations It shall be the duty of the State Superintendent of Public Instruction to require as part of the annual financial reports of all of the school districts a list of the amount of bonds or other indebtedness that becomes due during the fiscal year together with the amount paid on each item of indebtedness In case of failure on the part of any school district to furnish such report at the required time after the close of the fiscal year the State Superintendent of Public Instruction may withhold any State appropriation that may become due to any such school district until such report covering information regarding the maturities of indebtedness and payments on same during the preceding fiscal year as required herein and any other information which he may require of a school district has been received In all cases where an audit under the direction of the State Superintendent of Public Instruction reveals that the board of directors of any school district has in any year failed to pay or to provide for the payment of any indebtedness at date of maturity in accordance with the schedule under which the bonds were issued the State superintendent of Public Instruction shall notify such board of school directors of its obligation and may withhold all State appropriations that may become due to such school district until such time as he is officially advised that all obligations of such school district with reference to any bonds or other evidence of indebtedness past due have been met and paid in full or arrangements to pay same have been made in a satisfactory manner and approved by him

Section 634 Temporary Debt Any school district having no indebtedness or whose indebtedness incurred or created without the assent of the electors thereof is less than two (2) per centum of the total valuation of property taxable for school purposes therein may at any time for the purpose of providing funds in any fiscal year for current expenses and debt service for permanent improvements the acquiring of school buses or in anticipation of proceeds from a bond issue already officially authorized and (except in school districts of the first class) approved by the Department of Internal Affairs with such limitations and for such length of term as hereinafter provided by or through its board of school directors incur in addition to any bonds therein authorized a temporary debt or borrow money and issue an obligation or obligations therefor under the seal of the district if any properly executed by the president and attested by the secretary thereof and bearing interest not exceeding the legal rate but no such obligation shall be sold for less than par The incurring of any such temporary debt or borrowing money upon such obligation shall receive the affirmative vote of not less than two-thirds of the members of the board of school directors therein

In addition thereto any school district may as hereinbefore provided incur a temporary debt or borrow money

for permanent improvements where no bond issue has been previously officially authorized and refund such temporary indebtedness by the issue of bonds in the manner provided by law when the exact amount required for such permanent improvement becomes known

Section 635 Limit on Temporary Debt for Current Expenses and Debt Service The total amount of temporary indebtedness incurred for current expenses and debt service shall at no time exceed an amount equal to the State appropriations not received but payable during the fiscal year and the tax levied upon property taxable for school purposes within such school district for school purposes and remaining uncollected and unpledged for the current fiscal year All such loans shall be paid out of the receipts available or pledged for the repayment thereof when and as the funds are received The total amount of the temporary indebtedness for such purpose remaining unpaid at the close of the fiscal year shall become an obligation upon the following year's budget and be included therein

Section 636 Emergency Loans for Current Expenses and Debt Service (a) In case of an emergency any school district in any fiscal year after borrowing money in anticipation of current revenues to the full extent permitted by the provisions of section six hundred forty (640) of this act and finding the receipt from said loans together with all other receipts to be inadequate to meet the expenditures of the official fiscal year's budget may appeal to the State Superintendent of Public Instruction for permission to incur a temporary debt for the purpose of providing funds for current expenses and debt service and shall present to the State Superintendent of Public Instruction or his agent such financial statements or reports as he may require to give him adequate facts relative to the necessity of such increase in indebtedness The State Superintendent of Public Instruction is hereby authorized after due examination of the need of such school district either to refuse or grant permission to such school district to borrow additional funds for current expenses and debt service beyond the amount permitted by the provisions of section six hundred forty (640) of this act In case of approval he shall designate the maximum length of the term and shall set a maximum limit of the total amount of such temporary indebtedness that such school district may incur during the fiscal year in addition to all temporary indebtedness for other purposes outstanding at the time of such approval

(b) All temporary indebtedness for the purpose of current expenses and debt service in school districts of the first class shall not exceed four tenths of one per centum (4/10%) and in school districts of the second class shall not exceed three fourths of one per centum (3/4%) and in school districts of the third and fourth class shall not exceed one per centum (1%) of the total amount of property taxable for school purposes in such district and the total indebtedness for such purposes together with all other indebtedness incurred without authorization by vote of the electors of the district shall at no time exceed two per centum (2%) of the last total assessed valuation of the property taxable for school purposes therein

Section 637 Limit on Temporary Debt for Permanent Improvements etc Tax Levy The total amount of temporary indebtedness incurred in any school district for the purpose of permanent improvements and the acquiring of school buses shall at no time in school districts of the first and second class exceed one-half of one per centum (1/2%) of the last assessed valuation of property taxable for school purposes therein and in school districts of the third and fourth class two per centum (2%) of such assessed valuation Provided That the total indebtedness in any school district of the first class except obligations incurred under the provisions of section six hundred forty (640) of this act shall never exceed two per centum (2%) of the last assessed valuation of property taxable for school purposes therein and in school districts of the second third and fourth class shall not exceed seven per centum (7%) of such assessed valuation Except where such temporary indebtedness is to

be refunded by the issue of bonds as hereinbefore authorized at or before the time of incurring such indebtedness for such purpose provision shall be made for the collection of an annual tax sufficient to pay the interest and also the principal thereof within the term of such indebtedness as provided by law

Section 638 Temporary Debt for Permanent Improvements etc Payment All money borrowed for permanent improvements and the acquiring of school buses for which no bond issue has been previously provided for for which an obligation or obligations other than bonds have been issued shall unless refunded by the issue of bonds as hereinbefore authorized be paid within three years from date of issue of such obligation together with interest and at least one third of the total principal of the original loan shall be paid annually Such obligation or obligations may be paid in full or in part each year when the taxes are received and reborrowed again the latter part of the fiscal year Provided That the amount reborrowed is less than the amount borrowed the preceding year by at least one-third of the total amount of the original loan Each time the money is reborrowed the date and purpose for which it was originally borrowed shall be restated The amount of the original loan shall be paid in full within a maximum term of three (3) years from the date of the original loan for such purpose unless funded as hereinbefore provided

Section 639 Limit on Temporary Debt in Anticipation of Proceed of Bond Issue Payment The total amount of temporary indebtedness incurred in anticipation of proceeds from a bond issue already officially authorized and approved by the Department of Internal Affairs as hereinbefore provided shall not exceed seventy-five (75) per centum of the full amount of bonds authorized by such bond issue

All obligations other than bonds issued by any school district in anticipation of proceeds from a bond issue already officially authorized and approved by the Department of Internal Affairs shall be paid in full together with interest out of the proceeds of such bond issue within one year and six months from the date of authorization of such bond issue

Section 640 Borrowing in Anticipation of Current Revenue School districts may borrow money in anticipation of current revenues to an amount not exceeding such anticipated current revenues which shall be pledged for the payment of such loan or loans and issue notes or other form of obligation executed by the president of the board of school directors and attested by the secretary of the board under the seal of the school district securing such loans Such notes or other form of obligation shall mature and be payable during the current fiscal year in which such money is borrowed No such borrowing shall constitute an increase of indebtedness within the meaning of Article nine section eight of the Constitution of Pennsylvania or of the "Municipal Borrowing Law" of June twenty-fifth one thousand nine hundred forty-one (P. L. 159) or of any of the provisions of this act and shall not require the approval of the Department of Internal Affairs Such notes shall bear interest at a rate not exceeding six (6) per centum per annum payable at maturity or in advance and may be sold at either public or private sale for not less than par If such loans are not repaid in whole or in part during the fiscal year in which they are made they or such amounts as remain unpaid shall become an obligation upon the following year's budget and shall be included therein and paid not later than the first day of July of such following year in school districts of the first class and not later than the first day of November of such following year in school districts of the second third and fourth class The incurring of such obligations shall receive the affirmative vote of not less than two-thirds of the members of the board of school directors

(d) First Class School District

Section 651 Fiscal Year In all school districts of the first class the fiscal year shall begin on the first day of January in each year

Section 652 Tax Levy Purposes Limitations In all school districts of the first class the school taxes for the following fiscal year shall be levied annually by the board of public education thereof on or after the second Monday of November and before the first Monday of December following The board of public education thereof shall annually levy a tax on each dollar of the total assessments of all property assessed and certified for taxation in said district which tax shall be ascertained determined and fixed by adding together the following

(1) An amount which with all moneys received from the Commonwealth applicable thereto shall be sufficient to pay the minimum salaries and increments of the teaching and supervisory staff thereof as fixed and provided by law and to pay the contributions of said district to the teachers' retirement system For the purpose of computing the amount required to pay the minimum salaries and increments fixed by law but without otherwise limiting the rights of the district to employ teachers or other employees (i) The number of teachers on the salary schedule of the elementary schools shall not exceed one for every thirty-two pupils in average daily attendance in such schools (ii) The number of teachers on the salary schedule of the junior high schools shall not exceed one for every twenty-five pupils in average daily attendance in such schools (iii) The number of teachers on the salary schedule of the senior high schools shall not exceed one for every twenty-five pupils in average daily attendance in such schools (iv) The number of teachers with salaries and increments fixed by law on any salary schedule now established or hereafter established and not specially mentioned in this act shall not exceed one for every twenty-five pupils in average daily attendance (v) The number of principals in the elementary schools and the principals in charge of all other character of schools now established or hereafter established and not specially mentioned in this act shall not exceed one for every six hundred pupils in average daily attendance in such schools (vi) The number of principals in the junior and senior high schools shall not exceed one for every twelve hundred pupils in average daily attendance in such schools (vii) The number of supervisors in all schools shall not exceed one for every fifteen hundred pupils in average daily attendance (viii) The number of attendance officers and home and school visitors shall not exceed one for every two thousand pupils in average daily attendance in all elementary and secondary schools (ix) In all adult and extension school classes the number of teachers shall not exceed one for every twenty pupils in average daily attendance in such schools

The salary and increments fixed by law of members of the teaching and supervisory staff whose number is not in some manner limited hereby shall not be included within the purposes authorized by clause (1) of this section but shall be construed and regarded as constituting expenses within the meaning of clause (3) of this section

Average daily attendance as used herein shall be based upon attendance during the preceding school term

(2) An amount sufficient to pay the interest on and retire at maturity the principal of the indebtedness of said district incurred as authorized by law

(3) An amount sufficient to pay all other expenses and requirements of said school district which amount shall be equivalent to not less than three nor more than five mills on the dollar of the total assessment of all property assessed and certified for taxation therein

The total annual school tax levy for all purposes in any school district of the first class shall not be more than eleven and three quarter (11¾) mills on the dollar of the total assessment of all property assessed and certified for taxation in the territory constituting the district

Section 653 Tax Levy for Inbedtedness of Prior Districts Any school district of the first class assuming any bonded indebtedness of any former school district sub-school district or ward school district within its limits may levy and collect a school tax not to exceed eight and one half mills on the dollar of the total assessment of

all property assessed and certified for taxation therein until such assumed bonded indebtedness has been paid after which such school tax levy shall not exceed the limitations fixed by the preceding section of this act

Section 654 Tax Rates to be Expressed in Dollars and Cents Whenever the board of public education of any school district of the first class shall by resolution fix the rate of taxation for any year at a mill rate such resolution shall also include a statement expressing the rate of taxation in dollars and cents on each one hundred dollars of assessed valuation of taxable property

Section 655 Property Taxable In all school districts of the first class the school taxes shall be levied and assessed upon the same real estate and property as that upon which the municipal taxes of the municipality comprising such school district of the first class are levied and assessed. All of such real estate and property is hereby made taxable for school purposes in each school district of the first class

Section 656 Certification of Assessments In order to enable the board of public education to levy the necessary school taxes for each school year there shall be certified to the board annually before the first day of November of each year by the board or bureau of assessors board of revision of taxes or other proper authorities in municipalities comprising school districts of the first class an estimated statement of the total assessment of all real estate and property taxable for municipal purposes for the ensuing year. In school districts of the first class that are coterminous with municipalities the taxes of which are levied and assessed on real estate and personal property as contained in the assessments made for county tax purposes the proper county assessing authorities shall furnish to the board of public education annually on or before the first day of November a properly certified duplicate of the then existing adjusted valuation of all property taxable for county purposes and for municipal purposes within the territorial limits of such municipality excepting only such assessments of intangible personal property as is not subject to the payment of school taxes

Section 657 Certification of Levy Collection Upon any school taxes being levied by the board of public education in any school district of the first class the amount of such levy shall forthwith be properly certified under the seal of the district attested by the president and secretary of the board to the board or bureau of assessors board of revision of taxes or other proper authority authorized to prepare tax duplicates to be entered thereon and by said authority properly certified to the receiver of taxes city treasurer or other proper authority collecting the municipal taxes in said district which school taxes shall then be collected as provided by law at the same time in the same manner and with like authority and subject to the same discounts and penalties as other taxes collected in the municipality

Section 658 Bond of Collector Neglect to Furnish (a) Every receiver of taxes city treasurer or other authority in a school district of the first class who is by the provisions of this act authorized to collect or receive the school taxes therein shall before entering upon the duties of his office as collector or receiver of school taxes furnish to the school district a bond in such amount and with such surety or sureties as the board of public education may approve conditioned upon the faithful performance of his duty in the office of such collector or receiver. The cost of such bond shall be paid by the school district

(b) In lieu of furnishing such a bond each such receiver of taxes city treasurer or other authority may file its own collateral bond in such amount as may be required by the board of public education secured by an actual deposit with the board of public education or with any bank or trust company within the Commonwealth which may be agreed upon of any of the securities which depositories may use to secure the deposit of school funds as herein provided. The total market value of the securities thus deposited shall equal the amount of the collateral bond. Such collateral bond shall be conditioned upon the faithful performance of his duties as receiver or collector of taxes. The securities thus deposited shall constitute a trust

fund to be available for the satisfaction of any liability accruing upon the collateral bond. The securities shall be accompanied by a proper assignment or power of attorney for their transfer. Such trust deposit in the event of any depreciation in its value shall be maintained upon request in writing of the board of public education at the amount provided herein. The board of public education may permit the receiver or collector of taxes to substitute for any one or more bonds or obligations included in any such securities other bonds or obligations that meet the requirements of this act

(c) In case any receiver of taxes or city treasurer elected as receiver of taxes or as school treasurer in a school district of the first class shall refuse or neglect to furnish a proper bond with the proper sureties or securities as herein provided after his election then in that case the board of public education may elect any other proper person as receiver of school taxes or school treasurer

Section 659 Compensation Stationery Books Clerks Every such treasurer or receiver of school taxes shall be paid such compensation as the board of public education in the district may determine and in addition to his salary be furnished by the school district with the necessary stationery and books required by him in the performance of his duties as treasurer or receiver of school taxes. The board of public education may also appoint annually such clerks as it may deem necessary to assist the receiver of taxes

Section 660 Monthly Reports Payment of Taxes Collected In every school district of the first class the receiver of taxes city treasurer or other proper authority collecting or receiving the school taxes as herein provided shall at the end of each month report to the board of public education and to the school controller the total amount of school taxes collected during the month setting forth the years for which collected. He shall pay the same when and as collected to the school treasurer and shall file with the school controller a duplicate receipt therefor and shall at the end of each month also report the total amount collected during the current fiscal year and the unexonerated balance remaining uncollected on the tax duplicate for each year in such district

Section 661 Annual Reports The receiver of taxes city treasurer or other proper authority collecting or receiving school taxes in any school district of the first class shall annually on the first Monday of February of each year settle his accounts for the school taxes for the preceding fiscal year and shall at the same time furnish the board of public education with a statement of the total amount of school taxes standing unpaid upon the tax duplicates

Section 662 Liens of Unpaid Taxes In all school districts of the first class all unpaid school taxes assessed upon any real property shall be liens thereon in like way and manner and subject to like provisions and restrictions as exist and shall exist in the cases of all other taxes assessed in this Commonwealth. Such taxes and liens shall be filed enforced and collected by the receiver of taxes treasurer or other proper authority in the manner and under and in accordance with the provisions which are and shall be applicable in the cases of other taxes assessed in this Commonwealth

Section 663 Per Capita Tax Districts First Class Less than 1,500,000 Population (a) **Definitions** The following words when used in this section shall have the following meaning except where the context clearly indicates or requires a different meaning

"Collector of School Taxes" shall mean the school treasurer

"Employer" shall mean an individual copartnership association corporation governmental body unit or agency or any other entity who or that regularly employs one or more persons either full time or for most of such person's working time on a salary wage commission or other compensation basis. One who so employs any person for more than six months in any calendar year shall be deemed an employer within this section

"Non-resident" as applied to employers shall mean an employer whose business is located outside a school dis-

trict of the first class which imposes a tax under this section but within the Commonwealth of Pennsylvania

"Person" shall mean every natural person and whenever used in any clause prescribing and imposing a penalty the term "person" as applied to associations shall mean the partners or members thereof and as applied to corporations the officers thereof

"Resident" shall mean any person domiciled in a school district of the first class which imposes a tax under this section As applied to employers it shall mean an employer whose principal office is in a school district of the first class which imposes a tax under this section

"Taxpayer" shall mean a person subject to a per capita tax levied under the provisions of this section

(b) Imposition of Tax Any school district of the first class having a population of less than 1,500,000 persons shall levy and collect annually in addition to other taxes provided by law a per capita tax on each resident or inhabitant of such school district over twenty-one years of age which tax shall not be less than one dollar (\$1) nor more than five dollars (\$5) for each person subject to the tax

(c) Duties of Assessors In order that the board of public education may assess levy and collect a per capita tax on each resident or inhabitant over twenty-one years of age residing in the district it shall be the duty of the proper board of assessors having in charge the assessment of real estate for the purpose of taxation by the school district to prepare a list of residents or inhabitants in such school district over twenty-one years of age and return the same with the other taxable property in the district as provided by law

(d) Notice to be Given Public notice by advertisement in two or more newspapers of general circulation in the school district levying the tax shall be given once a week for three weeks prior to May first of the year for which the tax is levied setting forth the amount of per capita tax payable by each resident or inhabitant of the school district over twenty-one years of age the requirement that a return be filed by the taxpayer or his employer and the tax paid on or before the first day of May following the penalties imposed for failure to file a return or pay the tax and such other information and instructions as may be deemed necessary or advisable

(e) Returns and Payment of Tax Each person subject to the tax imposed under this section shall on or before May first of each year make and file with the collector of school taxes of the school district on a form furnished by or obtainable from the collector of school taxes or from such other sources as may be designated a return setting forth the name and address of the taxpayer the amount of tax owing the name of his or her spouse if any and the name and address of his or her employer and shall at the same time pay to the collector of school taxes the amount of tax owing at the time the return is filed If the tax is not paid when the return is filed it may be paid thereafter at face during the months of May June and July If it is not paid on or before the last day of July in the year in which it becomes due it shall be delinquent and shall thereafter bear interest at the rate of one-half of one per centum ($\frac{1}{2}\%$) per month until paid Where the tax shall have been deducted at source by an employer and paid to the collector of school taxes by the person making such deduction the amount so paid shall be deducted from the tax as levied and the balance if any remaining unpaid shall be paid at the time of filing said return Where a return is made by an employer and the full amount of the tax payable by any resident employe is deducted by the employer from the salary or compensation of the employe and paid to the collector of school taxes by the employer this shall be accepted as the return required to be made by the employe

(f) Collection at Source Each resident employer within a school district imposing a tax under the provisions of this section who employs one or more persons on a salary wage or commission basis shall on or before May first of each year make a return under oath to the collector of school taxes on a form to be obtained as above provided which shall set forth the name and residence of

each employe of said employer who resides within the school district levying the tax the name of such employe's spouse if any and the amount of tax owing by such employe and spouse if any The board of public education or the collector of school taxes may require a similar return to be made by any non-resident employer who is believed to have in his or its employ any employe residing in the school district levying the tax If an employer making a return under this section has no employe residing in the school district levying the tax he shall so state in his return An employer who deducts and transmits the tax owing by his employes shall be entitled to two per centum (2%) of the amount so deducted for his services

Any resident or non-resident employer making such a return shall deduct from the salary wages or commissions payable to any employe residing in the school district levying a tax under the provisions of this section the amount of per capita tax owing by such employe to the school district and shall transmit the same with said return to the collector of school taxes The failure or omission by any employer to make such return or pay such tax shall not relieve the employe from the payment of such tax or from the necessity of making a proper return as required by this section

(g) Husband Liable for Wife's Tax Every husband whose wife is subject to a per capita tax levied under the provisions of this section shall be liable for the payment of his wife's tax Every return and every payment of tax made by or on behalf of a married man shall include his wife's per capita tax The liability of a husband for his wife's tax shall be in addition to the liability of a married woman for her own tax

(h) Tax A Lien on Real Estate Any per capita tax owing by the owner or owners of real estate and remaining unpaid after May first of the year for which the tax is levied shall be a lien on any such real estate located in the ward in which the taxpayer resides A claim therefor may be filed and prosecuted to judgment in the same manner and to the same extent as claims for taxes on real estate are filed and prosecuted under any law now in force or which may hereafter be passed.

(i) Collection of Tax All taxes imposed under the provisions of this section shall in addition to all other remedies herein provided be recoverable in an action in assumpsit as other debts of like amount are recoverable The defendant shall not be entitled to the benefit of any exemption law Costs incurred in collecting the tax shall be paid by the school district levying the same.

(j) Investigative Powers of Collector The collector of school taxes or any agent or employe authorized by him in writing is hereby authorized to examine the books papers and records of any resident or non-resident employer or supposed employer of residents of the school district levying a tax under the provisions of this section in order to verify the correctness of any return made by such employer or if no return was made in order to secure the data which a correct return would have disclosed Every such employer or supposed employer is hereby directed and required to give to said collector of school taxes or other duly authorized agent or employe or either of them the means facilities and opportunities for such examinations and investigations as are authorized by this section The collector of school taxes in performing his duties under this section is hereby authorized to examine any person under oath To this end he may compel the production of books papers and records and the attendance of all persons before him whether as parties or witnesses whom he believes to have knowledge of matters under investigation

(k) Violation Penalties Any person who shall fail neglect or refuse to make any return required by this section or who shall fail neglect or refuse to pay a tax levied under this section or any person who shall refuse to permit the collector of school taxes or any agent or employe appointed by him in writing to examine his books records and papers or who shall knowingly make any incomplete false or fraudulent return or who shall

attempt to do any thing whatever to avoid the full disclosure of pertinent information required by the collector of school taxes or any employer who fails to turn over promptly to the collector of school taxes the moneys deducted from the compensation of any resident employee on account of taxes payable by such employee shall be subject to a fine or penalty of twenty-five dollars (\$25) and costs for each such offense or to undergo imprisonment for not more than ten days for the nonpayment of such fine or penalty and costs within ten days from the imposition thereof. It shall be the duty of the board of public education to enforce the penalties imposed by this section by summary proceedings before any justice of the peace, alderman or magistrate of the county in which the offense was committed subject to appeal by the defendant as provided by law in summary conviction cases. All such fines and penalties shall be payable to the collector of school taxes of the school district imposing the tax for the use of the school district. The failure of any employer or taxpayer to receive or procure a return form shall not excuse him from making a return.

(l) Duty to Collect The collector of school taxes in any school district levying a tax under the provisions of this section is hereby charged with the duty of collecting such taxes so far as the same may be collected by demand and billing. Such collector may reexamine or correct returns and payments alleged or found to be incorrect or as to which the overpayment or under-payment is claimed or found to have occurred. Taxes levied under this section which become delinquent shall be filed of record as liens against real estate in the manner now provided by law in the case of delinquent school taxes and by the person or persons now authorized or directed by law to file such delinquent school taxes. If the tax cannot be collected by demand and billing or by filing a lien for the same against real estate owned by a taxpayer it shall be the duty of the school district levying a tax through its solicitor to collect the same by suit in assumpsit or by prosecution under subsection (k) of this section. In this event the collector of school taxes shall furnish to the school district or its solicitor any information concerning such delinquent taxpayers which may be in his possession.

(m) Purpose of the Tax The revenue to be derived from the imposition of a per capita tax under the provisions of this section shall be paid into the general fund of the school district and shall be used to pay current expenses or other obligations of the school district.

(n) Adoption of Rules and Regulations The board of public education of any school district imposing a per capita tax under the provisions of this section may make and adopt such reasonable rules and regulations not inconsistent with the provisions of this section as may be considered necessary or advisable for the proper administration of this section.

Section 664 Annual Budget Advertising Public Hearing (a) The board of public education of each school district of the first class shall annually at or before the time of levying the annual school taxes prepare an approximate estimate of the amount of funds that will be required by the school district in its several departments for the following fiscal year. Such annual estimate shall be apportioned to the several classes of expenditures of the districts as the board of public education thereof may determine. The total amount of such estimate shall not exceed the amount of funds including the proposed annual tax levy and State appropriation available for school purposes in the district. The annual estimates shall be properly certified to the school controller of the district by the secretary of the board.

(b) The board of public education shall at least fifteen days prior to the time final action is taken on any budget publish by advertisement at least once in two newspapers of general circulation printed in the municipality in which such school district is located notice that such proposed budget has been prepared and is open to public inspection at the office of the board of public education. Such advertisement shall include a notice of public hearing on the proposed budget scheduled for at least ten days before final action is taken upon any budget.

Section 665 Emergency Appropriations The board of public education in school districts of the first class may during any fiscal year make additional appropriations or increase the existing appropriations to meet emergencies such as epidemics, floods, fire or other catastrophes and to increase the salaries of the employees of the board the funds therefor to be provided from unexpended balances in existing appropriations from unappropriated revenues if any or from temporary loans. Such additional appropriations and such temporary loans shall be authorized by the affirmative vote of two-thirds of all the members of the board.

The board of public education shall have the power to transfer any unencumbered balance or any portion thereof from one appropriation to another or from one spending agency to another by the affirmative vote of two-thirds of all the members of the board.

Section 666 Limit of Indebtedness The total indebtedness incurred or created by any school district of the first class including any indebtedness assumed by it on or before the eighteenth day of May one thousand nine hundred eleven shall not exceed two (2) per centum upon the total assessed value of the taxable property in such school district.

(e) Second Third and Fourth Class School Districts

Section 671 Fiscal Year In all school districts of the second third and fourth class the fiscal year shall begin on the first Monday of July in each year.

Section 672 Tax Levy Limitations (a) In all school districts of the second third and fourth class all school taxes shall be levied and assessed by the board of school directors therein during the month of April or May each year for the ensuing fiscal year. In school districts of the second class such tax shall not exceed twenty mills on the dollar and in school districts of the third and fourth class shall not exceed twenty-five mills on the dollar on the total amount of the assessed valuation of all property taxable for school purposes therein. Each school district of the second third or fourth class may also collect a per capita tax on each resident or inhabitant of such district over twenty-one years of age as herein provided.

(b) Boards of school directors of school districts of the second third and fourth classes are hereby authorized and directed to levy annually a tax on each dollar of the total assessment of all property assessed and certified for taxation therein to pay the minimum salaries and increments of the teaching and supervisory staff provided for herein. Said tax shall not be invalidated or affected by reason of the fact that it may increase the total annual school tax levy of any school district beyond the millage fixed or limited by this section. Provided That in districts of the fourth class the tax herein authorized together with all other school taxes levied in the district shall not exceed thirty-five (35) mills on each dollar of the assessed valuation thereof.

Section 673 Tax Rates to be Expressed in Dollars and Cents Whenever the board of school directors of any school district of the second third or fourth class shall by resolution fix the rate of taxation for any year at a mill rate such resolution shall also include a statement expressing the rate of taxation in dollars and cents on each one hundred dollars of assessed valuation of taxable property.

Section 674 Property Subject to Tax Districts Second Class In all school districts of the second class the school taxes shall be levied and assessed on the real estate and personal property therein as contained in the assessment used for tax purposes in the city borough incorporated town or township in which the school district is located.

Section 675 Certification of Assessments etc Districts Second Class In order to enable the board of school directors in all school district of the second class to levy and assess the necessary school taxes required by such school district each year the city clerk or other proper official required by law so to do shall annually on or before the first day of April in each year at the expense of the city furnish to each school district of the second class for its use to be retained by it a properly certified duplicate of the last adjusted valuation of all real estate personal

property and a list of all residents or inhabitants made taxable in such school district of the second class stating the name of each taxable the valuation and kind of property assessed All of such real estate personal property and residents or inhabitants are hereby made taxable for school purposes in each such school district of the second class The properly certified duplicate herein required to be furnished each school district of the second class at the expense of the city shall consist of a bound book printed and indexed according to the form to be submitted by the secretary of the board of school directors of each such school district to the city clerk or other proper official on or before the first day of January of each year

Section 676 Property Subject to Tax Districts Third and Fourth Class In all school districts of the third class excepting school districts of that class which are located wholly within the boundary lines of cities of the third class and where such third class school districts comprise the same territory as such city of the third class in which the same is so located and in all school districts of the fourth class the school taxes shall be levied and assessed upon all the property upon which the county taxes are levied and assessed

In all school districts of the third class which are located wholly within the boundary lines of any city of the third class and where such third class school district comprises the same territory as such city of the third class in which the same is so located the school taxes shall be levied and assessed on the real estate and personal property therein as contained in the assessment made for city tax purposes

Section 677 Certification of Assessments etc Districts Third and Fourth Class (a) In order to enable the board of school directors in each district of the third class other than school districts of that class which are located wholly within the boundary lines of cities of the third class and where such third class school districts comprise the same territory as such city of the third class in which the same is so located and in each district of the fourth class to assess and levy the necessary school taxes required by such district each year the county commissioners or other proper officials in each county shall on or before the first day of April in each year at the expense of the county furnish to each school district of the third class other than school districts of that class which are located wholly within the boundary lines of cities of the third class and where such third class school districts comprise the same territory as such city of the third class in which the same is so located and to each district of the fourth class therein for its use to be retained by it a properly certified duplicate of the last adjusted valuation of all real estate personal property and residents or inhabitants made taxable for county purposes in such school districts stating the name of each taxable and the valuation description and kind of property and a list of the residents or inhabitants assessed All of such real estate personal property and residents or inhabitants are hereby made taxable for school purposes in each school district of the third and fourth class

(b) In order to enable the board of school directors in all school districts of the third class which are located wholly within the boundary lines of any city of the third class and where such third class school district comprises the same territory as such city of the third class in which the same is so located to levy and assess the necessary school taxes required by such school district each year the city clerk or other proper official shall annually on or before the first day of April in each year at the expense of the city furnish to each school district of the third class mentioned in this subsection for its use to be retained by it a properly certified duplicate of the last adjusted valuation of all real estate personal property and a list of all residents or inhabitants made taxable in such school district of the third class mentioned in this subsection stating the name of each taxable the valuation and kind of property assessed All of such real estate personal property and residents or inhabitants are hereby made taxable for school purposes in each such school dis-

trict of the third class The properly certified duplicate herein required to be furnished each of such school districts of the third class at the expense of the city shall consist of a bound book or books printed and indexed according to the form to be submitted by the secretary of the board of school directors of each school district to the city clerk or other proper official on or before the first day of March of each year

Section 678 Duplicates to Include Certain Territory The tax duplicate to be certified by the county commissioners the city clerk or other proper official to every school district of the second third or fourth class shall in each proper district include such territory as was attached to another district but by the provisions of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) became a part of the district in which it is situated on the first Monday of July one thousand nine hundred eleven

Section 679 Per Capita Taxes Each resident or inhabitant over twenty-one years of age in every school district of the second third and fourth class which shall levy such tax shall annually pay for the use of the school district in which he or she is a resident or inhabitant a per capita tax of not less than one dollar nor more than five dollars as may be assessed by the local school district Every husband against whose wife a per capita tax is levied shall be liable for the payment of such tax Collection thereof from such husband may be made and enforced in the manner provided by law for the collection and enforcement of payment of other taxes owing by such husband including the collection thereof from the husband's employer

Section 680 List of Residents for Per Capita Tax Purposes In order that the board of school directors of each school district of the second third or fourth class may assess levy and collect a per capita tax of not less than one dollar nor more than five dollars on each resident or inhabitant over twenty-one years of age in the district it shall be the duty of the proper assessors in each such school district to prepare a list of residents or inhabitants in such school district over twenty-one years of age and return the same with the other taxable property in the district as provided by law In each school district all such lists of residents or inhabitants shall be included and certified in the list of taxable property to be certified to the board of school directors in each such school district as herein provided Assessors whose assessment district includes the whole or parts of more than one school district shall return separate lists of residents and inhabitants of each such school district

Section 681 Certification of Levy In all school districts of the second third and fourth class as soon as the school tax is assessed and levied by the board of school directors the secretary shall compute and enter the same stating the amount of school tax to be collected on the duplicate herein required to be furnished to the district A certified copy of such duplicate shall be furnished by the board of school directors to the tax collector in each district In any school district where the collector of school taxes is also the collector of county taxes the secretary of the board of school directors may compute and add the amount of the school taxes to the duplicate furnished by the county commissioners to such tax collector for county purposes In all school districts of the second third or fourth class all tax duplicates shall be furnished as herein provided to the tax collectors on or before the first Monday of July in each year

Section 682 Tax Duplicates and Warrants Each collector of school taxes in every school district of the second third or fourth class shall on or before the first Monday of July in each year be furnished with his tax duplicate

Section 683 Appointment of Tax Collector in Certain Cases The board of school directors in each school district of the second third or fourth class where a tax collector is not elected to collect school taxes or where there is a vacancy or where any tax collector elected refuses to qualify or furnish a bond as herein provided shall annually on or before the first day of June in each year appoint one or more suitable persons as tax collectors in

said school districts The board of school directors in any school district appointing any tax collector or tax collectors may authorize and direct any one tax collector to collect the school taxes in any one or more wards or other proper divisions in such school district

Section 684 Bond of Appointed Collectors (a) Every person appointed collector of school taxes in any school district of the second third or fourth class before receiving his tax duplicate shall furnish to the school district a proper bond in an amount to be fixed by the board of school directors with such surety or sureties as it may approve conditioned upon the faithful performance of his duties as such tax collector

(b) In lieu of furnishing such a bond the tax collector may file his own collateral bond in such amount as may be required by the board of school directors secured by an actual deposit with the board of school directors or with any bank or trust company within the Commonwealth which may be agreed upon of any of the securities which depositories may use to secure the deposit of school funds as herein provided The total market value of the securities thus deposited shall equal the amount of the collateral bond Such collateral bond shall be conditioned upon the faithful performance of his duties as tax collector The securities thus deposited shall constitute a trust fund to be available for the satisfaction of any liability accruing upon the collateral bond The securities shall be accompanied by a proper assignment or power of attorney for their transfer Such trust deposit in the event of any depreciation in its value shall be maintained upon request in writing of the board of school directors at the amount provided herein The board of school directors may permit the tax collector to substitute for any one or more bonds or obligations included in any such securities other bonds or obligations that meet the requirements of this act

(c) In school districts of the second class the board of school directors may in lieu of a surety bond accept a fidelity bond conditioned upon the accounting for and payment over of all moneys received by him as taxes and the accounting for all tax items contained in his duplicate which remain uncollected The tax collector and his sureties shall be discharged from further liability on any bond as soon as all tax items contained in the duplicate are either (1) collected and paid over or (2) certified to the board of school directors for entry as liens in the office of the prothonotary or (3) returned to the county commissioner for sale or (4) the tax collector is exonerated from the collection thereof

(d) In case any person appointed tax collector shall fail to furnish a proper bond with the proper sureties or securities within fifteen days after his appointment or notice so to do then in any such case the board of school directors shall appoint another suitable person as collector of the school taxes in said district in his place and stead who upon giving the proper bond with the proper sureties or securities shall be the duly authorized person to collect the school taxes in said district for the ensuing school year

Section 685 Disqualification for Reappointment etc In all school districts of the second third and fourth class no tax collector shall be reappointed or be authorized to collect any school taxes in any school year unless he shall have first settled his duplicate in full with the board of school directors for the preceding year in the manner herein provided

Section 686 Delinquent Taxes Appointment of Collector etc (a) In all school districts of the second third and fourth class all unpaid school taxes assessed and levied upon real property upon which there is no personal property out of which the same can be collected shall be certified by the tax collector to the secretary of the board of school directors together with a proper description of the property upon which the same is levied on or before the first day of June in each year All delinquent school taxes so certified to the board of school directors in any school district of the second third or fourth class by any school

tax collector shall be collected by said board as provided by law

(b) The board of school directors in such district may annually on or before the first Monday of July in each year appoint one or more suitable persons as delinquent tax collectors in said school district to collect any and all school taxes from the collection of which the original tax collector has been exonerated in accordance with the laws of this Commonwealth and which taxes still remain unpaid upon any of the school tax duplicates other than such unpaid school taxes as shall have been filed as liens in the office of the prothonotary or have been returned to the county commissioners for sale Such delinquent tax collector or collectors shall upon the certification over to him or them of such taxes so remaining unpaid proceed to collect the same from the persons respectively charged therewith for which purpose he or they shall have all the authority and power now vested by law in any collector of school taxes for the collection of such taxes The board of school directors issuing the original warrants shall issue an additional warrant to the collector or collectors of such delinquent taxes so appointed

(c) Collectors of delinquent school taxes so appointed shall give bond in the same manner as required of the original tax collector and shall be paid such commissions or compensation as is paid the regular collector Such commissions or compensation shall be paid by proper orders drawn on the school treasurer as other accounts are paid by the school district Every such collector of delinquent school taxes shall be responsible and account to the board of school directors for all such taxes collected by him in like manner and in accordance with existing laws pertaining to school tax collections

Section 687 Annual Budget Additional or Increased Appropriations Transfer of Funds (a) The board of school directors of each school district of the second third or fourth class shall annually at least thirty (30) days prior to the adoption of the annual budget prepare a proposed budget of the amount of funds that will be required by the school district in its several departments for the following fiscal year Such proposed budget shall be prepared on a uniform form prepared and furnished by the Department of Public Instruction and shall be apportioned to the several classes of expenditures of the district as the board of school directors thereof may determine Final action shall not be taken on any proposed budget in which the estimated expenditures exceed two thousand dollars (\$2000) until after ten (10) days' public notice Nothing in this act shall be construed to prevent any school district whose total estimated expenditures do not exceed two thousand dollars (\$2000) from holding a public hearing The proposed budget shall be printed or otherwise made available for public inspection to all persons who may interest themselves at least twenty (20) days prior to the date set for the adoption of the budget

(b) The board of school directors after making such revisions and changes therein as appear advisable shall adopt the budget and the necessary appropriation measures required to put it into effect The total amount of such budget shall not exceed the amount of funds including the proposed annual tax levy and State appropriation available for school purposes in that district Within fifteen (15) days after the adoption of the budget the board of school directors shall file a copy of the same in the office of the Department of Public Instruction In all school districts under the direction of a county superintendent the county board of school directors shall inspect the annual budget and shall render such advice and assistance regarding the same as may seem proper before the budget shall be signed and forwarded to the department by the county superintendent

(c) The board of school directors may during any fiscal year make additional appropriations or increase existing appropriations to meet emergencies such as epidemics floods fires or other catastrophies The funds therefor shall be provided from unexpended balances in existing

appropriations from unappropriated revenue if any or from temporary loans Such temporary loans when made shall be approved by a two-thirds vote of the board of school directors

(d) The board of school directors shall have power to authorize the transfer of any unencumbered balance or any portion thereof from one class of expenditure or item to another but such action shall be taken only during the last nine (9) months of the fiscal year

Article VII

Grounds and Buildings

(a) Duty to Provide Acquisition and Disposition of Property

Section 701 Duty to Provide Conditions The board of school directors of each district shall provide the necessary grounds and suitable school buildings to accommodate all the children between the ages of six and twenty-one years in said district who attend school Such buildings shall be constructed furnished equipped and maintained in a proper manner as herein provided Suitable provisions shall be made for the heating (including the purchase of fuel) ventilating and sanitary conditions thereof so that every pupil in any such building may have proper and healthful accommodations In all school districts under the direction of a county superintendent all grounds and the plans for all buildings shall be approved only with the advice and consent of the county board of school directors

Section 702 Location and Amount of Land Playground The location and amount of any real estate required by any school district for school purposes shall be determined by the board of school directors of such district by a vote of the majority of all the members of such board No new school building shall be erected without a proper playground being provided therefor

Section 703 Acquisition of Sites for School Buildings and Playgrounds and Disposing Thereof In order to comply with the provisions of this act and subject to the conditions thereof the board of school directors of each district is hereby vested with the necessary power and authority to acquire in the name of the district by purchase lease gift devise agreement condemnation or otherwise any and all such real estate either vacant or occupied including lands theretofore occupied by streets and alleys which have been vacated by municipal authorities as the board of school directors may deem necessary to furnish suitable sites for proper school purposes for said district or to enlarge the grounds of any school property held by such district and to sell convey transfer dispose of or abandon the same or any part thereof as the board of school directors may determine

Section 704 Acquisition and Disposition of Property in Other District Freedom from Taxation The board of school directors of any district is hereby vested with the necessary power and authority to acquire in the name of the district by purchase lease gift devise agreement condemnation or otherwise for proper school purposes any school building or other real estate situated in another school district and to erect thereon school buildings and to sell convey transfer or abandon the same or any part thereof subject to the provisions of this act Any such buildings or other real estate used for proper school purposes acquired in any other district by any such district shall be exempt from taxation for any purpose whatever

Section 705 Residences for Teachers and Janitors The board of directors of any school district of the fourth class when they consider it necessary may purchase or build a residence or residences for the use of the principal or teacher or janitor or any of them as shall be deemed advisable in the same manner and upon the same procedure as other school buildings are purchased or erected Such school districts with the approval of the State Council of Education in the manner and form to be prescribed by said State Council of Education are authorized to expend the funds of the school district and to borrow

money for the purchase or erection of such residences in the same manner as for other school buildings Any such district may fix and charge a rental for the use of such building which rental shall be paid into the school treasury All property acquired under this section shall be held by the school district the same as other school property

Section 706 Parks Playgrounds etc Any school district shall have the power to join with any city borough incorporated town township or county or any combination thereof in equipping operating and maintaining parks playgrounds playfields gymnasiums public baths swimming pools and indoor recreation centers and may appropriate money therefor For such purpose the school district may levy an annual tax not to exceed two mills on the dollar of the assessed valuation of taxable property in the school district

Section 707 Sale of Unused and Unnecessary Lands and Buildings The board of school directors of any district is hereby vested with the necessary power and authority to sell unused and unnecessary lands and buildings by any of the following methods and subject to the following provisions

(1) By public auction conducted by a licensed auctioneer either on the premises to be sold or at places selected by the school board after due notice by publication in one or more newspapers of general circulation published within the county or the school district and in the legal newspaper in said county if any once a week for three successive weeks before the date fixed for said sales and by hand bills one or more of which must be posted on the property proposed to be sold and at least five of which must be posted at conspicuous places within the vicinity of said real estate Terms and conditions of sale shall be fixed by the board in the motion or resolution authorizing the sale

(2) Upon sealed bids requested by the school board notice of the request for sealed bids to be given as provided in clause (1) of this section Terms and conditions of sale shall be fixed by the board in the motion or resolution authorizing the request for sealed bids

(3) At private sale subject to the approval of the court of common pleas of the county in which the school district is located Approval of the court shall be on petition of the board of school directors which petition shall be executed by the proper officers of the board and shall contain a full and complete description of the land proposed to be sold a brief description and character of the building or buildings erected thereon if any the name of the prospective purchaser the amount offered for the property and shall have attached thereto an affidavit of at least two persons who are familiar with the values of real estate in the locality in which the land and buildings proposed to be sold are located to the effect that they have examined the property that the price offered therefor is a fair and reasonable one and in their opinion a better price than could be obtained at public sale and that they are not interested either directly or indirectly in the purchase or sale thereof Before the court may act upon any such petition it shall fix a time for a hearing thereon and shall direct that public notice thereof be given as provided in clause (1) of this section A return of sale shall be made to the court after the sale has been consummated and the deed executed and delivered

(4) In the case of land or any interest therein acquired by a school district of the first class at any sale on a tax or municipal claim or on a bid submitted at any judicial sale where the school district has an interest arising out of unpaid taxes against the premises being sold or by voluntary conveyance in payment of taxes the land so acquired may be sold by the school district of the first class at public or private sale pursuant to a resolution of the board of public education of such school district without advertisement and without further proceedings or confirmation by the court

(5) The board of school directors may at their discre-

tion when selling real estate sell and convey such real estate to the purchasers for the accepted consideration payable partly in cash and partly in the form of a purchase money mortgage (and bond) to be paid in not more than five (5) years from the date thereof and bearing interest at the rate of not less than five (5) per centum said mortgage and bond to contain the customary provisions requiring fire insurance and the payment of taxes water rents and assessments by the mortgagor and obligor

(6) The board of school directors when selling property at private sale may engage the services of licensed real estate brokers to secure prospective purchasers and pay them the customary real estate agents' commission charged within the school district but only in the event the sale is actually consummated by the brokers

(7) The moneys derived from sales of real estate enumerated in clause (4) of this section shall be paid into the general fund along with moneys derived from taxes and may be used for current expenses of the school district The moneys derived from sales of other real estate shall be used for debt service or for capital expenditures

Section 708 Abandonment of Property No property that has heretofore been acquired by or conveyed or granted to any school district for school purposes or which may hereafter be acquired by any school district for school purposes shall be considered as abandoned until the board of school directors of such district shall pass by vote of the majority of members of the board a resolution declaring it to be intention of such district to vacate and abandon the same whereupon all right title and interest of such district in such premises shall be fully terminated

(b) Eminent Domain

Section 721 Condemnation of Land Whenever the board of school directors of any district cannot agree on terms of its purchase with the owner or owners of any real estate that the board has selected for school purposes such board of school directors after having decided upon the amount and location thereof may enter upon take possession of and occupy such land as it may have selected for school purposes whether vacant or occupied and designated and mark the boundary lines thereof and thereafter may use the same for school purposes according to the provisions of this act Provided That no board of school directors shall take by condemnation any burial ground or any land belonging to any incorporated institution of learning incorporated hospital association or unincorporated church incorporated or unincorporated religious association which land is actually used or held for the purpose for which such burial ground institution of learning hospital association church of religious association was established

Section 722 Security for Damages Fee Simple Title The school funds which may be raised by taxation in any school district shall be pledged and hereby are made security to the owner or owners of any property taken for school purposes for all damages they may sustain on account of taking of such property by the district for school purposes

The title to all real estate acquired by any school district by condemnation proceedings shall be vested in such school district in fee simple

Section 723 Appointment of Viewers Notice When the board of school directors of any district shall enter upon and occupy land for school purposes as herein provided it or the owners of such premises or any one of them in behalf of all of them may present a petition to the court of common pleas of the county in which such land is situated setting forth the facts giving a description of the premises taken by metes and bounds and the names of all the owners thereof whereupon the court shall appoint a jury of viewers from the county board of viewers and shall fix a time for a hearing when they shall view the premises Said time shall not be less than ten (10) or more than thirty (30) days after their appointment Five (5) days' notice of the time and place for the first meet-

ing shall be given by the petitioners to said viewers and other parties interested If on account of non-residence or of any other reason personal notice cannot be given notice shall be given of such view by registered letter or by advertisement or otherwise as the court may direct

Section 724 Duties of Viewers Report Notice At the time and place fixed for the view the viewers having first been duly sworn or affirmed to perform their duties with fidelity and according to law shall view and examine the premises so taken by the school district and after hearing such parties as may desire to be heard shall decide and make a true report to the court concerning the matters set forth in such petition and submitted to them and taking into consideration the quality and location of and the improvements upon the land taken and occupied for school purposes and taking into consideration the damages sustained and the benefits accruing shall estimate and determine what amount of damages if any have been sustained by the owner of such premises by reason of the taking of said land by the school district and to whom payable if they can ascertain the legal owners thereof Such hearing may be adjourned from time to time as such viewers may direct The school district and the parties interested shall have at least five (5) days' notice of the filing of the viewers' report If the actual owner of the premises or any part thereof by reason of non-residence or otherwise cannot be notified notice of the filing of the report shall be given as directed by the court

Section 725 Confirmation of Report If no exceptions are filed to or appeal taken from the report of the viewers by any party interested within thirty (30) days after the filing thereof the same shall be confirmed absolutely by the court and the amount awarded therein to any person shall be a valid debt and obligation of the school district collectible as herein provided

Section 726 Payment of Damages into Court If on account of any liens existing against such premises or if the actual owners thereof cannot be found or if the owners or any of them refuse the amount awarded by such report or if for any other reason the school district cannot pay the sum awarded for such damages to the person legally entitled thereto it may pay the same into court and thereafter the owners of such premises or its lien creditors shall look to said fund for all damages accruing to them on account of the taking of said property

Section 727 Exceptions and Appeals If exceptions to the report of the viewers are filed by any interested party or if an appeal is taken the exceptions or appeals shall be disposed of according to the rules of the court

Section 728 Costs All costs and witness fees in any such case shall be paid by the school district provided That in cases where an appeal is taken by any property owners from the award made by any board of viewers and the appellant does not recover a verdict for a greater amount than the viewers awarded the appellant shall pay all costs of such appeal and trial

(c) Specific Requirements

Section 731 Submission of Plans etc of Buildings to State Council of Education Exceptions No public school buildings shall be contracted for constructed or reconstructed in any school district of the second third or fourth class until their plans and specifications have been submitted to the State Council of Education and all recommendations concerning the same by the State Council of Education have been laid before the board of school directors Provided That where ordinary repairs are proposed such as plastering painting replacement of floors improvement of school grounds repairing or providing walks roadways or retaining walls the cost of which in districts of the second class will not exceed one thousand dollars (\$1000) or in districts of the third and fourth class will not exceed five hundred dollars (\$500) no submission of plans for such repairs to the State Council of Education shall be required Where any structural change is involved such as moving or adding doors windows partitions making additions or any excavations submission of plans to the State Council

of Education shall be required regardless of the cost of such structural change

Section 732 Plans etc Furnished by State Council of Education The State Council of Education shall cause to be prepared and shall at the expense of the Commonwealth publish and upon application furnish without charge to boards of school directors plans and specifications of different kinds of school buildings containing not more than four classrooms suited to the needs of the public schools School buildings may be built according to plans and specifications thus furnished without submitting the same to the State Council of Education

Section 733 Standards of State Council of Education Health Room All public school buildings hereafter built or rebuilt in school districts of the second third and fourth classes shall conform to standards established by the State Council of Education as to light area floor space and cubical contents The council shall at least once during each period of five years completely review and revise such standards in the light of improved facilities equipment and method and in the light of changing philosophies of classroom efficiency and with a view to utilizing natural advantages wherever available Such standards shall permit of opportunity for individuality in design and equipment to meet the requirements and possibilities of each public school building to be built or rebuilt

Every public school building of ten classrooms or more hereafter erected shall contain a room to be known as the health room which shall be not less than twenty-one (21) feet in length and which shall be furnished and equipped for use as quarters in which regular school medical inspections may be given and as a first aid room for pupils requiring medical attention while attending classes

Section 734 Heating and Ventilating Standards The State Council of Education shall establish proper standards for heating and ventilating every school building hereafter erected or reconstructed in school districts of the second third and fourth classes and shall prescribe such rules and regulations as shall be necessary to make such standards effective Provided That the board of school directors shall in each case have the power to determine the type of heating and ventilating system to be used

The State Council of Education shall at least once during each period of five years completely review and revise such standards in the light of improved facilities equipment and methods and in the light of changing philosophies of classroom efficiency and with a view of utilizing natural advantages wherever available

Section 735 Advisory Committee on Standards For the purpose of advising the State Council of Education in making revisions of standards as required by sections seven hundred thirty-three (733) and seven hundred thirty-four (734) of this act the Governor shall immediately before the time for making any revision appoint an advisory committee consisting of fifteen members five of whom shall be registered architects experienced in designing school buildings three of whom shall be school administrators and three of whom shall be educators The members of such committees shall serve without compensation but shall be reimbursed for their necessary expenses actually incurred in the performance of their duties

Section 736 Heating Stoves to be Shielded No board of school directors in this Commonwealth shall use a common heating stove for the purpose of heating any school room unless such stove is in part enclosed within a shield or packet made of galvanized iron or other suitable material and of sufficient height and so placed as to protect all pupils while seated at their desks from direct rays of heat

Section 737 Ventilation Thermometer No school room or recitation room shall be used in any public school which is not provided with ample means of ventilation and whose windows when they are the only means of ventilation shall not admit of ready adjustment both at the top and bottom and which does not have some device to protect pupils from currents of cold air Every school room or recitation room shall be furnished with a thermometer

Section 738 Fireproof Construction All school buildings two or more stories high hereafter erected or leased in any school district of the first class in this Commonwealth shall be of fireproof construction and in any school district of the second third or fourth class every building more than two stories high hereafter built or leased for school purposes shall be of fireproof construction

Section 739 Doors to Open Outward Fire Escapes etc All doors of entrance into any building used for public school purposes shall open outward

In all school buildings erected after the first day of May one thousand nine hundred twenty-five or buildings leased or used for school purposes all entrance and exit doors as well as all doors leading to or from all regular special or general rooms shall open outward

Every school building shall be provided with necessary fire-escapes and safety appliances as required by law

Section 740 Water-closets or Out-houses The board of school directors in every district shall with every building used for school purposes provide and maintain in a proper manner a suitable number of water-closets or out-houses not less than two for each building where both sexes are in attendance Such water-closets or out-houses shall be suitably constructed for and used separately by the sexes When any water-closets or out-houses are outside and detached from the school building the entrances thereto shall be properly screened and they shall unless constructed at a remote distance from each other have separate means of access thereto and if possible for not less than twenty-five (25) feet from such water-closets or out-houses such means of access or walks leading thereto shall be separated by a closed partition wall or fence not less than seven (7) feet high

The board of school directors shall keep all water-closets or out-houses used in connection with any school building in a clean and sanitary condition and shall not less than ten (10) days prior to the opening of any term of school and oftener if necessary have them properly cleaned and disinfected by the use of fresh-dry-slacked lime or other proper disinfecting materials

(d) Contracts

Section 751 Work to be Done Under Contract Let on Bids Exception All construction reconstruction repairs or work of any nature including the introduction of heating ventilating or lighting systems upon any school building or upon any school property made by any school district where the entire cost value or amount of such construction reconstruction repairs or work including labor and material shall exceed three hundred dollars (\$300) in school districts other than school districts of the first class and in school districts of the first class where such entire cost value shall exceed six hundred dollars (\$600) shall be done under contract or contracts to be entered into by such school district with the lowest responsible bidder upon proper terms after due public notice has been given asking for competitive bids Provided That if due to an emergency a school plant or any part thereof becomes unusable during the school term competitive bids for repairs or replacement may be solicited from at least three responsible bidders and upon the approval of any of these bids by the State Superintendent of Public Instruction the board of school directors may proceed at once to make the necessary repairs or replacements in accordance with the terms of said approved bid or bids

Section 752 Contracts to Require Competent Workmen All contracts hereafter awarded and entered into by any school district shall contain a clause of stipulation requiring that no person shall be employed to do work under such contract except competent and first-class workmen and mechanics No workmen shall be regarded as competent and first-class within the meaning of this act except those who are duly skilled in their respective branches of labor and who shall be paid not less than such rates of wages and for such hours' work as shall be the established and current rates of wages paid for such hours by employers of organized labor in doing of similar work in the district where work is being done

Section 753 Stipulations for Minimum Wages (a) The specifications upon which contracts are entered into by any school district for the construction alteration or repairs of any public work or improvement may at the option of the school district contain the minimum wage or wages which may be paid by the contractor or his sub-contractors for the work performed by laborers and mechanics employed on such public work or improvement and such laborers and mechanics shall in such cases be paid not less than such minimum wages or wages

(b) Every contract for the construction alteration or repair of any public work or improvement founded on specifications containing any such stipulation for minimum wage or wages shall stipulate a penalty of an amount equal to twice the difference between the minimum wage contained in said specifications and the wage actually paid to each laborer or mechanic for each day during which he has been employed at a wage less than that prescribed in said specifications

(c) Every officer or person designated as an inspector of or having supervision over the work to be performed under any such contract in order to aid in enforcing the fulfillment thereof shall upon observation or investigation report to the board of school directors which let the contract all violations of minimum wage stipulations together with the name of each laborer or mechanic who has been paid a wage less than that prescribed by the specification and the day or days of such violation

(d) All such penalties shall be withheld and deducted for the use of the school district from any moneys due the contractor by the officer or person whose duty it shall be to authorize the payment of moneys due such contractor whether the violation of the minimum wage stipulation of the specifications was by the contractor or by any of his sub-contractors Provided That if any such contractor or sub-contractor subsequently pays to all laborers and mechanics the balance of the amounts stipulated in such contract the school district shall pay to the contractor the amount so withhold as penalties

Section 754 Contracts to Provide for Resident Workmen Penalty The specifications upon which contracts are entered into by any school district for the construction alteration or repair of any public works shall contain the provision that laborers and mechanics employed on such public works shall have been residents of the Commonwealth for at least ninety days prior to their employment Failure to keep and comply with such provision shall be sufficient legal reason to refuse payment of the contract price to the contractor

Section 755 Contracts to Prohibit Discrimination Against Race Creed or Color Penalty Every contract for or in behalf of any school district for the construction alteration or repair of any public building or public work shall contain provisions by which the contractor agrees

(1) That in the hiring of employes for the performance of work under this contract or any sub-contract hereunder no contractor subcontractor nor any person acting on behalf of such contractor or subcontractor shall by reason of race creed or color discriminate against any citizen of the Commonwealth of Pennsylvania who is qualified and available to perform the work to which the employment relates

(2) That no contractor sub-contractor nor any person on his behalf shall in any manner discriminate against or intimidate any employe hired for the performance of work under his contract on account of race creed or color

(3) That there may be deducted from the amount payable to the contractor under this contract a penalty of five dollars (\$5) for each person for each calendar day during which such person was discriminated against or intimidated in violation of the provisions of the contract and

(4) That this contract may be cancelled or terminated by the school district and all money due or to become due hereunder may be forfeited for a second or any subsequent violation of the terms or conditions of this portion of the contract

Section 756 Additional Bond for Payment of Labor

Materials etc It shall be the duty of every school district to require any person copartnership association or corporation entering into a contract with such district for the construction erection installation completion alteration repair of or addition to any public work or improvement of any kind whatsoever where the amount of such contract is in excess of five hundred dollars (\$500) before commencing work under such contract to execute and deliver to such school district in addition to any other bond which may now or hereafter be required by law to be given in connection with such contract an additional bond for the use of any and every person copartnership association or corporation interested in a sum not less than fifty per centum (50%) and not more than one hundred per centum (100%) of the contract price as such school district may prescribe having as surety thereon one or more surety companies legally authorized to do business in this Commonwealth conditioned for the prompt payment of all material furnished and labor supplied or performed and all machinery used in the prosecution of the work whether or not the material or labor or use of machinery enter into and become component parts of the work or improvement contemplated Such additional bond shall be deposited with and held by the school district for the use of any party interested therein Every such additional bond shall provide that every person co-partnership association or corporation who whether a sub-contractor or otherwise has furnished material or supplied or performed labor in the prosecution of the work as above provided and who has not been paid therefor may sue in assumpsit on said additional bond in the name of the school district for his their or its use and prosecute the same to final judgment for such sum or sums as may be justly due him them or it and have execution thereon The school district shall not be liable for the payment of any costs or expenses of any suit

Section 757 Actions by Sub-Contractors etc on Performance Bonds (a) In all cases where a surety bond shall be given to any school district to secure performance by a contractor of any public contract for the construction reconstruction alteration or repair of any building or other structure or for the completion of any project or performance of any other work whatsoever or the supplying of any materials and such bond shall include a condition for the payment of material furnished and labor supplied or performed in connection with such public work or improvement or similar provisions irrespective of whether such bond or any provision therein shall have been required by status or any other authority and where no separate or additional bond conditioned for the payment of material furnished and labor supplied or performed in connection with such contract has been taken then and in such event every person co-partnership association or corporation who whether as sub-contractor or otherwise has furnished material or supplied or performed labor in connection with such public work or improvement and who has not been paid therefor shall have the right to intervene and be made a party to any action instituted on such bond by the school district named as obligee therein and have his their or its rights and claims adjudicated in such action and judgment rendered thereon for any amount due him them or it for such labor or materials subject however to the priority of the claim and judgment of the school district obligee if any

(b) If the amount of the liability of the surety on said bond is insufficient to pay the full amount of said claims and demands then after paying the full amount due the school district obligee the remainder shall be distributed pro rata among said interveners

(c) If no suit is brought by the school district obligee within six months from the completion of said contract and final settlement therefor then the person or persons who have supplied the contractor with labor and materials shall upon application therefor and furnishing affidavit to the school district that labor and materials for the prosecution of such work have been supplied by him them or it and that payment for the same has not been made be furnished with a certified copy of said contract

and bond upon which he they or it shall have a right of action and shall be authorized to bring suit in the name of the school district obligee for his their or its use and benefit against said contractor and his sureties and to prosecute the same to final judgment and execution Where suit is instituted by any of such creditors on the bond of the contractor is shall not be commenced until after the complete performance of said contract and final settlement thereof with the school district and shall be commenced within one year after the performance and final settlement of the contract and not later

(d) Where suit is so instituted by a creditor or creditors no other action shall be brought by any other creditor but any other creditor may file his claim in the action first brought and be made party thereto within one year from the completion of the work under said contract but not later If two or more actions are brought on the same day the action in which the largest claim is demanded shall be regarded as the first action Any creditor who has brought an action within one year but after suit brought by another creditor or on the same day may intervene in the suit first brought within the year notwithstanding the fact that the intervention in such case is after the expiration of the year provided such intervention is made within thirty days after the expiration of the year If the recovery on the bond is inadequate to pay the amounts found due to all creditors judgment shall be given to each creditor pro rata of the amount of the recovery

(e) The surety on said bond may pay into court for distribution among said claimants and creditors the full amount of the surety's liability to wit the penalty named in the bond less any amount which said surety may have had to pay to the school district obligee by reason of the execution of said bond Upon so doing the surety shall be relieved from further liability

(f) In all suits instituted under the provisions of this act such personal notice of the pendency of such suits informing them of their right to intervene as the court may order shall be given to all known creditors and in addition thereto notice shall be given by publication in a newspaper of general circulation published in the county or town where the contract was performed once a week for at least three successive weeks When such suit has been begun within three weeks of the end of the year within which suit may be brought said notice by publication shall be only for the period intervening between the time of instituting such suit and the end of the year

(g) Where the principal contractor shall for any reason have failed to complete performance of his contract and completion of the project is undertaken by the school district or the surety either by themselves or by letting of new contracts the six-month period before which suit may be brought and the one year period within which such action must be commenced by sub-contractors material-men and laborers as above provided shall date from the completion and acceptance of the project covered by the original contract and bond For the purposes of such suits the date of such completion shall be fixed by the officers of the school district Written notice of the date of such completion shall be given to all persons who shall theretofore request such notice

Section 758 Appropriations to Nonprofit Corporations for Constructing School Buildings Whenever any school building or buildings have been rendered totally unfit for use by reason of fire acts of God obsolescence overcrowding inadequacy or lack of facilities or other unforeseen cause the board of school directors of any school district shall have power to appropriate money out of the general fund of the school district to any nonprofit corporation established for the purpose of constructing school buildings for the use of the school district Before any such money is paid over the corporation shall enter into a lease with the school district for the buildings proposed to be erected whereby the school district shall have the right to renew such lease at stated periods at a stipulated rental and at any time during the continuance of the lease to purchase the buildings from the corporation at a stipulated price None of the powers granted by this act shall be used by the board of school directors of any school dis-

trict without the specific and written approval of the Department of Public Instruction

Section 759 Appropriations to Nonprofit Corporation for Athletic Stadia etc The board of school directors of any school district shall have power to enter into a contract of lease and release with any nonprofit corporation established for the purpose of erecting athletic stadia including adequate equipment for the athletic field connected therewith as well as fence enclosures and lighting systems therefor for the use of the school district under which contract the school district shall lease land owned by it to the nonprofit corporation for the purpose of erecting thereon an athletic stadium including adequate equipment for the athletic field connected therewith as well as fence enclosures and lighting systems therefor for the use of the school district The school district shall lease the same from the nonprofit corporation at a stated rental payable only out of the proceeds of the gate receipts and rentals for the use of such facilities with the right in the school district to renew such lease at stated periods at a stipulated rental and at any time during the continuance of the lease to purchase the improvements from the nonprofit corporation at a stipulated price No such contract of lease and release shall be entered into until the entire project has been submitted to and approved by the Department of Public Instruction in writing Such approval shall include specifically (1) approval of purposes for which improvement is intended (2) total cost of improvement (3) amount of rental (4) period of time for amortization and (5) a stipulation that no money of the school district other than that received from gate receipts and rentals for the use of the improvements shall be used in making any payment of rental or purchase price Upon completion of the improvements the school district shall take over and operate the same and shall collect all gate receipts and entrance fees and all rentals for the use of the improvements and shall keep the same in a separate fund apart from all other moneys of the school district Such fund until title to the improvements has been obtained by the school district shall be used only for the maintenance and operation of the stadium and other improvements and for the payment of rentals and purchase price of such improvements

Section 760 Completion of Abandoned WPA Projects Districts Third and Fourth Class Whenever any school district of the third or fourth class pursuant to contract with the Works Projects Administration or any other agency of the United States Government shall have expended money for the erection of a school building to be erected by such agency and after the erection of such building has been begun but before the completion thereof the project is abandoned by the Works Projects Administration or other agency of the United States Government the board of directors of such school district may with the approval of the Superintendent of Public Instruction enter into a contract for the immediate continuation of the work of erecting such school building to an extent necessary to protect the work already completed from loss or damage by the elements Such contract may be let on competitive bids solicited from at least three responsible bidders and approved by the Superintendent of Public Instruction

(e) General Provisions

Section 771 Display of United States Flag The board of school directors in each district shall when they are not otherwise provided purchase a United States flag flagstaff and the necessary appliances therefor and shall display said flag upon or near each public school building inclement weather during school hours and at such other times as the board may determine

All boards of school directors all proprietors or principals of private schools and all authorities in control of parochial schools or other educational institutions shall display the United States national flag not less than three feet in length within all school buildings under their control during each day such schools are in session In all public schools the board of school directors shall make all rules and necessary regulations for the care and

keeping of such flags The expense thereof shall be paid by the school district

Section 772 Condition of Grounds Shade Trees The board of school directors in each school district shall put the grounds about every school building in a neat proper and sanitary condition and so maintain the same and shall provide and maintain a proper number of shade trees

Section 773 Contracts for Light Heat or Water Acquiring Water Supply Condemnation The board of school directors in any school district may in the manner herein provided enter into any contract with any person firm association or corporation for the furnishing of light heat or water to such school district for any term not exceeding five years The amount to become due and payable thereon under such contract may be distributed equally during the years over which the same extends and only so much thereof as becomes due and payable in any one year need be provided for in the annual estimate of school expenses for any school year and be certified to by any school controller In any case where any school building to be supplied with water is not sufficiently near to the pipe lines of any water company to enable the school district to avail itself of such supply and another source of supply is available nearer to such school building the board of school directors may acquire such supply or any part thereof deemed necessary and may lay and construct a pipe line to convey water from such source of supply to such school building and for such purpose may enter upon occupy and use any highway or public or private property which it deems necessary In the event that compensation therefor cannot be agreed upon with any owner of private property so acquired occupied and used the amount thereof shall be determined in the manner provided in sections seven hundred twenty-one to seven hundred twenty-eight both inclusive of this article

Section 774 Insurance on Buildings etc The board of school directors in every school district shall have full power and authority to make and enter into any contract or contracts it may deem proper with any person firm or corporation including any mutual fire insurance company authorized to transact business in this Commonwealth for the purpose of insuring against loss or damage by fire or otherwise any or all of the school buildings or other property of the school district

Section 775 Use of School Buildings for Other Purposes Arrangements with City Borough or Township The board of school directors of any district may permit the use of its school grounds and buildings for social recreation and other proper purposes under such rules and regulations as the board may adopt The board shall make such arrangements with any city borough or township authorities for the improvement care protection and maintenance of school buildings and grounds for school park play or other recreation purposes as it may see proper Any board of school directors may make such arrangements as it may see proper with any officials or individuals for the temporary use of school property for schools playgrounds social recreation or other proper educational purposes primaries and elections

The board of school directors of any school district shall have power and authority to lease any part of their respective school building equipment and premises to any university or college of the Commonwealth approved by the State Council of Education for the purpose of conducting and maintaining therein university or collegiate courses Such leases shall be subject to the terms and regulations which may be adopted by the board of school directors and except in districts of the first class shall be further subject to the approval of the State Council of Education

Section 776 School Property Exempt from Taxation and Municipal Assessments Exception All school property owned by any school district real and personal that is occupied and used by any school district for public school recreation or any other purposes provided for by this act shall be and hereby is made exempt from every kind of State county city borough township or other tax as well as from all costs or expenses for paving curbing side-

walks sewers or other municipal improvements Provided That any school district may make any municipal improvement in any street on which its school property abuts or may contribute any sum toward the cost thereof

Section 777 Defacing Injuring or Destroying Property Used for School Purposes Penalty If any person shall willfully or maliciously break into enter deface or write mark or place any obscene or improper matter upon any public school building or other building used for school purposes or other purposes provided for in this act or any outhouse used in connection therewith or shall deface injure damage or destroy any school furniture books paper maps charts apparatus or other property contained in any public school building or other building used and occupied for school purposes or other purposes provided for in this act or shall injure damage or destroy any shade-trees shrubbery fences or any other property of any kind upon any public school grounds or upon any public school playground such person shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than five dollars (\$5) and not more than two hundred dollars (\$200) or undergo an imprisonment in the county jail for a period not exceeding six months either or both at the discretion of the court

Section 778 School Police Officers (a) Any school district may apply to any judge of the court of common pleas of the county within which the school district is situated to appoint such person or persons as the board of directors of the school district may designate to act as policeman for said school district The judge upon such application may appoint such person or so many of them as he may deem proper to be such policemen and shall note the fact of such appointment to be entered upon the records of the court

(b) Every policeman so appointed shall before entering upon the duties of his office take and subscribe to the oath required by the seventh article of the Constitution before an alderman or justice of the peace or prothonotary Such oath shall be filed by the justice of the peace alderman or prothonotary among his papers and a note made upon his docket of the fact of the oath having been taken

(c) Such policeman so appointed shall severally possess and exercise all the powers of a constable in this Commonwealth in enforcing the school laws of the Commonwealth in their respective districts and in policing the grounds belonging to said school districts and protecting the property thereof The keeper of jails or lockups or station house in the county is required to receive all persons arrested by such policeman for the commission of any offense against the laws of this Commonwealth upon or near to the ground occupied by said school district to be dealt with according to law

(d) Such policeman shall when on duty severally wear a metallic shield or badge with the words "School Police" and the name of the district for which appointed Such shield shall always be worn in plain view when on duty except when employed as detective

(e) The compensation of such policemen shall be paid by the school district for which the policemen are respectively appointed as may be agreed upon between the board of school directors and the policeman

Article VIII

Books Furniture and Supplies

Section 801 Purchases Use in Schools Rules and Regulations The board of school directors of each school district shall purchase all necessary furniture equipment textbooks school supplies and other appliances for the use of the public schools or any department thereof in their respective districts and furnish the same free of cost for use in the schools of the district subject to such rules and regulations regarding the use and safe-keeping thereof as the board of school directors may adopt All furniture equipment books school supplies and other appliances purchased by the board of school directors of any school district for the use of the public schools therein shall be purchased in the manner provided in this act

Section 802 Period of Use of Textbooks Textbooks adopted under the provisions of this act by any school district of the second third or fourth class shall be continued in use for a period of not less than five years

Section 803 Time and Manner of Adopting and Furnishing Textbooks and Supplementary Books All school textbooks in school districts of the second third and fourth class shall be adopted by the board of school directors at any regular meeting between the first day of April and the first day of August following Such books so adopted shall be provided for the use of the schools at the beginning of the school terms next following If in said school districts there shall be a district superintendent or supervising principal such district superintendent or supervising principal shall report in which subjects new textbooks are needed and after consultation with the teachers under his supervision what textbooks should be adopted or changed No adoption or change of textbooks shall be made without his recommendation except by a two-thirds vote of the board Books supplementary to textbooks regularly adopted may be adopted and purchased for use in the schools at any time Such supplementary books shall be adopted in the same manner as textbooks are herein required to be adopted

Section 804 Use of School Books During Vacations The Board of school directors in any district may allow any pupil in such district the use of school books during vacations under such rules and regulations as it may adopt

Section 805 Classes of School Supplies Purchasing Agent School supplies shall be divided into two classes The first class shall include school desks chairs typewriters and school apparatus The second class shall include maps globes and all other supplies except textbooks necessary for school use not included in the first class The board of school directors in any district may authorize or appoint the secretary of the board or other executive or purchasing agent for the district with authority to purchase supplies of either class costing less than one hundred dollars (\$100)

Section 806 Purchase of Supplies of the First Class Costing \$100 or More When it is deemed necessary to purchase desks or other supplies of the first class costing one hundred dollars (\$100) or more the board of school directors shall solicit sealed quotations from two or more firms manufacturers or dealers in such supplies Such quotations shall be opened at a regular or special meeting of the board of school directors The board shall accept the bid of the lowest responsible bidder when the kinds and quality of supplies and equipment offered are the same or are equal but they shall have the right to reject any and all bids or select a single item from any bid Any school district may purchase school furniture and other equipment from another school district without asking for competitive bids

Section 807 Purchase of Supplies of the Second Class Costing \$300 or More All supplies of the second class costing three hundred dollars (\$300) or more shall be purchased and contracts therefor awarded only after public notice has been given by advertisement published once each week for three weeks in not less than two newspapers of general circulation In any district where no newspaper is published said notice may in lieu of such publication be posted in at least five public places Such advertisement or notice shall give all necessary information or give notice of convenient access thereto in such manner that bidders can intelligently make bids for such contracts

The board of school directors shall accept the lowest bid or bids kind quality and material being equal but shall have the right to reject any and all bids or select a single item from any bid

Section 808 Employe of District as Agent No person shall act as agent for school books or school supplies in any district in which he is engaged or employed as a superintendent teacher or employe of the school district in any capacity or in which he was thus employed during the preceding school year

Section 809 Giving or Offering Bribes Penalty Every

person firm association or corporation that shall directly or indirectly individually or through an agent or representative give or promise to give to any school director officer of any school board superintendent teacher or any other person any sum of money or other valuable thing or shall make any promise of any appointment or position in order to secure procure or influence the recommendation adoption rejection or purchase of any books school furniture or supplies by any superintendent teacher or school district in this Commonwealth shall be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine of not less than five dollars (\$5) or more than five hundred dollars (\$500) or be sentenced to imprisonment in the county jail for not less than thirty (30) days or more than one (1) year either or both at the discretion of the court

Section 810 Seeking or Receiving Bribes Penalty Any school director officer superintendent supervising principal or teacher who shall ask for or accept money or other valuable thing for his vote recommendation or influence in order to secure the recommendation adoption rejection or purchase of any school books school furniture or other school supplies from any person firm association or corporation or any agent or representative thereof either directly or indirectly shall be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine of not less than five dollars (\$5) or more than five hundred dollars (\$500) or to be sentenced to imprisonment in the county jail for not less than thirty (30) days or more than one (1) year either or both at the discretion of the court

Article IX

School Directors' Association and County Boards of School Directors

(a) School Directors' Associations

Section 901 Annual Conventions and Special Meetings The school directors in every county having a county superintendent of public schools shall annually be called together at the county-seat or some other suitable place within the county by the county superintendent of public schools The purpose of such annual conventions shall be the consideration and the discussion by the school directors and others of questions and subjects pertaining to the welfare and promotion of the public schools in their respective counties and such other business as may properly come before such conventions In addition hereto the county superintendent of public schools may call together the school directors within the county at the county-seat or some other suitable place within the county designated by the county superintendent of public schools when any emergency may exist or when in the opinion of the county superintendent of public schools a special meeting should be called for the consideration and discussion by the school directors and others of questions and subjects pertaining to the welfare and promotion of the public schools or their interests in their respective districts or counties and such other business as may properly come before said meeting

Section 902 Notice and Place of Conventions The county superintendent of public schools shall give all school directors in their respective counties at least two weeks' notice by mail of the time place and hour of the annual meeting and of all special meetings of the association The county commissioners in every county where such convention is held shall furnish to the school directors of the county free of charge a place in the courthouse in proper condition or some other suitable place for the purpose of holding such annual convention

Section 903 Expenses at Annual Conventions and Special Meetings It shall be the duty of school directors in each county to attend such annual convention of school directors called by the county superintendent Each school director attending the annual convention or any special meeting duly called shall receive for his necessary expenses the sum of four dollars (\$4) per day for each day's attendance and mileage at the rate of four cents (4c) per mile for the distance necessary to be traveled in going to and from such convention or special meeting

Said amount shall be paid by an order drawn on the treasurer of the school district in which he acts as school director. No school director shall be paid for more than two (2) days at any annual convention or special meeting.

Section 904 Officers The officers of the county board of school directors shall be the officers of the annual convention of school directors of the county. Each of said officers shall perform such duties as may be assigned to him and as usually devolve upon such official.

Section 905 Executive Committee The county board of school directors shall act as an executive committee of the annual convention of school directors of the county. As such they shall prepare and publish in advance a suitable program and order of business for the next annual convention. They shall secure suitable speakers or lecturers and other means of instructing the school directors present and shall perform such other duties as may promote the success of the convention.

Section 906 Auditors The School Directors' Association at its annual convention shall elect each year a proper person as auditor who with the two auditors elected by the county teachers' institute shall audit the institute accounts as herein provided.

Section 907 Ex-officio Members of Executive Committee It shall be the duty of the county superintendent and of the district and assistant county and district superintendents in the county to attend such annual conventions. They shall be members ex-officio of the executive committee and shall render such assistance and aid to the executive committee of such association as may be required of them. They shall have no vote in the convention or in approving the selection of assistant county superintendents.

Section 908 Payment of Expenses by County The county treasurer shall pay to the treasurer of such School Directors' Association from the county funds the necessary expenses incurred for the holding of such annual convention including the cost of sending out the notices therefor. The total sum thus paid by the treasurer of any county shall not exceed two hundred dollars (\$200) for each annual convention. No payment shall be made to the treasurer of such School Directors' Association until he shall first have presented to the county treasurer an itemized verified statement of all the expenses connected with such conventions showing when and where the same was held, the number of directors present and the speakers engaged. The treasurer of such directors' association within thirty (30) days after receiving said payment shall file with the county treasurer proper vouchers for all such expenses.

(b) County Boards of School Directors

Section 921 Election Vacancies Qualifications Removals (a) In every county having a county superintendent of public schools there shall be a county board of school directors consisting of five (5) members who shall be elected at the annual convention of the school directors of the county next preceding the expiration of their respective terms of office by majority vote of the school directors of the districts under the supervision of the county superintendent attending such annual convention. They shall serve for terms of six years or until their successors are chosen. All vacancies occurring by reason of death, resignation, removal from the county or otherwise shall be filled by a majority vote of the remaining members of the county board of school directors. The person elected to fill such vacancy shall hold his office until the next annual convention at which a successor shall be elected for the balance of the unexpired term.

(b) No person shall become or be re-elected as a member of the county board of school directors unless he at the time he is chosen holds the office of school director within the county. A vacancy shall occur upon the removal of the residence of any member of the county board from the county or from a district under the jurisdiction of the county superintendent.

(c) Any member of the county board of school directors may be removed in the same manner and for the same

cause as provided by law for removal of members of boards of school directors.

Section 922 Election of Officers On the first Monday in December one thousand nine hundred forty-nine and annually thereafter the county board of school directors shall choose from their members a president and vice-president each to serve for one (1) year and in December one thousand nine hundred fifty they shall choose for a term of four (4) years a secretary who need not be a member of the board but who is and who shall remain during his term of office a resident of the county and during the month of May one thousand nine hundred forty-nine and annually thereafter a treasurer shall be chosen to serve for one year beginning the first Monday in July following such election.

Section 923 Meetings Filling of Vacancies The county board of school directors shall meet in at least ten regular meetings each year at a specified time and place and in addition thereto shall meet in special meeting at any other time upon the call of the county superintendent. A majority of the members shall be a quorum. If less than a majority is present at any meeting no business shall be transacted but the members present may adjourn to some stated time. Provided That if at any time vacancies exist in the majority of the memberships the remaining members may fill such vacancies in the manner provided by this act in the case of directors of school districts of the second, third and fourth class. No business shall be transacted at any special meeting except that named in the call but special meetings may be called for general purposes. Members shall have reasonable notice of special meeting. The board may adopt reasonable rules directing the kind of length of such notice.

Section 924 Expenses of Members Telephone etc Services Each member of the county board of school directors shall receive five dollars (\$5) for each meeting attended to cover such member's expenses but shall not exceed sixty dollars (\$60) per annum which shall be paid monthly by the State from appropriations made for this purpose or from the appropriations for the public schools. The county board of school directors shall be provided at the expense of the county with such telephone, typewriter and stenographic services as may be needed which services may if adequate be the same as those furnished to the county superintendent.

Section 925 Powers and Duties The county board of school directors in respect to school districts under the supervision of the county superintendent shall have power and its duty shall be:

(1) To inspect all budgets and annual financial reports and shall render such advice and assistance regarding the same as may seem proper before such budgets or reports are transmitted to the Department of Public Instruction.

(2) To approve or disapprove subject to the approval of the Department of Public Instruction transportation routes and contracts in all districts under the supervision of a county superintendent.

(3) To apportion subject to the approval of the State Council of Education the cost of free transportation among school districts in all cases where such districts jointly use the same transportation facilities.

(4) To recommend the approval or disapproval of school sites and buildings by the State Council of Education.

(5) To prepare county-wide plans for the merger of school districts or parts of school districts and for the reorganization of attendance areas and administrative units and to submit the same to the State Council of Education as hereinbefore required.

(6) To advise local boards and make recommendations to them for the collection of current and delinquent taxes.

(7) To establish a uniform and simple system of accounting under the direction of the county superintendent and the Department of Public Instruction.

(8) To advise local boards and make recommendations to them for the enforcement of the attendance law.

(9) To make such studies and reports as may be suggested by the State Council of Education.

(10) To employ an attorney for such purposes as may

be required and to fix his compensation which shall not exceed one hundred dollars (\$100) per annum except upon the approval of the court of common pleas of the county. The compensation herein provided for shall be paid by the Commonwealth from appropriations for this purpose or from the appropriations for the public schools.

Section 926 Chief Executive Officer Powers and Duties. The county superintendent shall be the chief executive officer of the county board of school directors and ex-officio a member of all committees thereof. As chief executive officer he shall be privileged to attend all meetings of the board and to enter into all discussions and debates but shall not be privileged to vote. He shall sign the annual budgets and financial reports of the school districts under his supervision as they are certified to the Department of Public Instruction and shall forward them to the department. The county superintendent shall furnish such reports as may be required by the county board of school directors and by the Department of Public Instruction.

Article X

County District and Assistant Superintendents and Supervisors of Special Education

(a) Provisions of General Application

Section 1001 Purpose. For the superintendence and supervision of the public schools of this Commonwealth there shall be elected or appointed in the manner herein provided county superintendents, district superintendents, associate superintendents and supervisors of special education.

Section 1002 Good Moral Character. Every person elected or appointed as county district or assistant county or district superintendent or associate superintendent or supervisor of special education must be a person of good moral character.

Section 1003 Eligibility. No person shall be eligible for election or appointment as a county district or assistant county or district superintendent or associate superintendent unless

(1) He holds a diploma from a college or other institution approved by the State Council of Education of this Commonwealth.

(2) He has had six (6) years' successful teaching experience not less than three of which shall have been in a supervisory or administrative capacity.

(3) He has completed in a college or university a graduate course in education approved by the State Council of Education.

Serving either as county district or assistant county or district superintendent or associate superintendent in this Commonwealth at the time this act becomes effective shall irrespective of the foregoing requirements be considered sufficient qualification for any of the aforesaid offices.

Section 1004 Oath of Office. Every person elected or appointed as county superintendent, district superintendent or assistant county or district superintendent shall before entering upon the duties of his office subscribe to and take before the Superintendent of Public Instruction or before any judge of a court of common pleas in this Commonwealth the same oath or affirmation as has herein been prescribed to be taken by persons elected to the office of school director. Such oath or affirmation being attested by the Superintendent of Public Instruction or judge shall be filed in the office of the Superintendent of Public Instruction.

Section 1005 Enforcement of Branches of Study. Withholding State Appropriations. It shall be the duty of each county and district superintendent to see that in every district there shall be taught the several branches required by this act as well as such other branches as the board of school directors may require.

In case the board of school directors of any school district shall fail to provide competent teachers to teach the several branches required in this act it shall be the duty of the county or district superintendent to notify the board of school directors in writing of its neglect. In case provision is not made forthwith for teaching of branches aforesaid he shall report such fact to the Su-

perintendent of Public Instruction whose duty it shall be to withhold any order for such district's share of the State appropriation until the county or district superintendent shall notify him that competent teachers of such branches have been employed. In case of neglect or refusal by the board of school directors to employ competent teachers for one month after receiving notice from the county or district superintendent that such teachers have not been provided, such district shall forfeit absolutely its whole share of the State appropriation for that year.

Section 1006 Reports. Every county and every district superintendent shall annually on or before the first Monday of August forward to the Superintendent of Public Instruction the reports of the several school districts under his supervision and shall accompany the same with such extended report of the public schools under his supervision as he may think proper suggesting such improvements or changes in the public school system as he may see fit to suggest. He shall further furnish to the Superintendent of Public Instruction whenever required so to do such additional reports and information as the Superintendent of Public Instruction may request.

Section 1007 Not to Engage in Teaching Exceptions. No county district or assistant county or district superintendent in this Commonwealth shall engage in the business or profession of teaching in this Commonwealth unless it is done without any other compensation than that paid to him as such superintendent. Provided That he may receive compensation for services in a summer school maintained in a State teachers' college or other college or university devoted to the training of teachers if he is released for such service by the board of school directors of the district in which he is employed.

Section 1008 Additional Compensation and Interest in sale or Adoption of Books or Supplies Prohibited. No county district or assistant county or district superintendent shall receive any compensation for services rendered in connection with the public schools under his jurisdiction except the compensation herein provided. No county district or assistant county or district superintendent who is engaged as such or any person who is an applicant for such position shall be an agent for nor shall he be in any way financially interested in the sale or adoption of any book or books or supplies in the county or district in which he is engaged or in which he is an applicant for such position.

Section 1009 Influencing Elections Penalty. Any person who shall either directly or indirectly pay or give to a school director any sum of money or other thing of value for his vote or support in the election of a county district or assistant county or district superintendent or pay or give to a school director any or all of his expenses incurred in and about the convention for the election of a county district or assistant county or district superintendent shall be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine of not less than five dollars (\$5) or more than five hundred dollars (\$500) or to undergo imprisonment for not less than thirty (30) days or more than one (1) year either or both at the discretion of the court. In addition thereto he shall forever thereafter be disqualified from holding the office of county superintendent, district superintendent, assistant county or district superintendent, school director or any other office in the public school system of this Commonwealth.

(b) County Superintendents

Section 1021 Election. Every four (4) years there shall be elected as herein provided in every county in this Commonwealth a person to be known as the county superintendent.

Section 1022 Time and by Whom Elected Term of Office. The school directors of all of the school districts that do not have a district superintendent of each county in which a county superintendent is to be elected shall meet in convention at the county seat of their county in the courthouse or some other suitable place to be furnished by the county commissioners at the expense of the county on the second Tuesday of April one thousand

nine hundred fifty (1950) and on the same day of every fourth year thereafter and by a majority vote of those present elect as herein provided one duly qualified person as county superintendent to serve for four years from the first Monday of July next following and fix his annual salary

Section 1023 Notice of Convention to Elect County Superintendents It shall be the duty of every person serving as county superintendent of public schools to give notice of the convention of school directors to be held for the purpose of electing a county superintendent which notice shall be published in the county in at least two newspapers once a week for three consecutive weeks the last publication to be at least ten days prior to the date of said convention The notice shall be in the following form

Election of County Superintendent

Notice is hereby given that the school directors ofCounty will meet at the in on Tuesday theday of19 at o'clockMeridian for the purpose of electing a legally qualified person as county superintendent of public schools for the ensuing term

Superintendent of Public Schools

The cost of publishing such notice shall be paid by the Superintendent of Public Instruction out of the appropriation for the salaries of county and assistant county superintendents

Section 1024 Compensation and Mileage Every school director attending a convention for the election of a county superintendent shall be paid the sum of four dollars (\$4) and mileage at the rate of four cents (4c) per mile for each mile necessary to be traveled between the county seat and the home of such director such sum to be paid by the school district in which the director resides by a proper order drawn on the treasurer of such district

Section 1025 Officers of Convention Every convention of school directors held for the purpose of electing a county superintendent shall organize by electing a president a secretary and at least two tellers from the directors present

Section 1026 Candidates' Proof of Eligibility No votes for a candidate for county superintendent at any such convention shall be counted unless said candidate has before the vote is taken filed with the president thereof a county district or assistant county or district superintendent's commission which has been issued within the previous four years by the Superintendent of Public Instruction or such other evidence of eligibility as is required by this act

Section 1027 List of Directors Entitled to Vote Method of Voting The county superintendent shall furnish to the president of such convention a correct duplicate list of all the school directors in said county in the districts over which said superintendent has supervision Such list shall be arranged alphabetically by districts In taking the vote the president or secretary shall call in alphabetical order by district the list thus furnished and each director present shall when his name is called rise and announce the name of the candidate for whom he desires to vote The tellers shall keep correct tally of the vote as cast and report the same to the president who shall announce the vote to the convention

Section 1028 Election Papers Filed with Prothonotary After the election of a county superintendent the duplicate list of directors furnished to the president of the convention the tally sheets and all papers used in connection with the election shall be sealed by the tellers and be by them delivered to the prothonotary of the county who shall retain the same for at least thirty (30) days thereafter In case any objections are filed to the election of any person as county superintendent the prothonotary shall forthwith transmit all the papers deposited with him by the tellers to the Superintendent of Public Instruction

Section 1029 Certification of Results of Election It shall

be the duty of the president and secretary of each convention of school directors electing a county superintendent to forthwith certify to the Superintendent of Public Instruction the name and post-office address of the person elected as county superintendent for the ensuing term together with the number of votes received by him for said office the names and post-office addresses of and number of votes received by the other candidates for said office the number of directors in attendance at such convention also the amount of annual salary fixed upon by said convention for the county superintendent so elected together with the number of votes cast for and against said salary

Section 1030 Commission from Superintendent of Public Instruction If no valid objections to the election of a county superintendent are filed with the Superintendent of Public Instruction within fifteen (15) days after his election a proper commission shall be issued to the person so elected for the ensuing term by the Superintendent of Public Instruction under the seal of his department

Section 1031 Objections to Election Hearing If any objections to the election of any county superintendent are filed with the Superintendent of Public Instruction within fifteen (15) days from the date of election and such objections are signed among others by a majority of the members of not less than one-fifth of the boards of school directors entitled to participate in such convention and such objections are verified by oath or affirmation of at least three objectors the Superintendent of Public Instruction shall at a hearing to be held at such time and place as he may direct inquire into and dispose of such objections The person whose election is so objected to shall have reasonable notice of the time and place of such hearing together with a copy of the objections made to his election At such hearing the Superintendent of Public Instruction may require under oath or affirmation such evidence as he may deem necessary and proper

Section 1032 Costs of Hearing The Superintendent of Public Instruction shall have power before proceeding with any such hearing to require the objectors to the election of any person as county superintendent to file a proper bond in favor of the Commonwealth in such amount and with such surety or sureties as may be approved of by him conditioned that if the objectors to the election fail to make good the objections filed by them they shall pay all necessary costs and expenses incurred on account of the filing of such objections and the hearing disposing of the same

The Superintendent of Public Instruction may direct that so much of the cost and expense incurred on account of such hearing as he may approve shall be paid by the Commonwealth by an order drawn on the treasurer thereof out of any appropriation available for such purpose

Section 1033 Appointment if Objections Sustained If the Superintendent of Public Instruction shall decide that such objections are sufficient such election of county superintendent shall be void whereupon he shall refuse to issue a commission to the person so certified by the president and secretary of the convention The Superintendent of Public Instruction shall then appoint for the full term or the remainder thereof a properly qualified person as county superintendent after having given careful consideration to any recommendations concerning such appointment which may have been made to him by the officers of the proper county school directors' association within ten (10) days after he made public his decision in said case

Section 1034 Removal for Cause Any county superintendent may be removed by the Superintendent of Public Instruction at any time for neglect of duty incompetency intemperance immorality or other improper conduct as well as for the violation of any of the provisions of this act Before any county superintendent shall be removed he shall be given a hearing of which he shall have

reasonable notice together with a statement of the charges preferred against him

Section 1035 Vacancies Substitutes Any vacancy in the office of county superintendent by reason of death removal or otherwise shall be filled temporarily by an acting superintendent who shall be appointed by the county board of school directors to serve until the Superintendent of Public Instruction after careful consideration of any recommendations made by the county board of school directors within ten days after the vacancy occurs fills the vacancy by appointing a county superintendent for the unexpired term

In like manner the Superintendent of Public Instruction shall designate an assistant county superintendent or appoint a substitute to act as county superintendent during any period of time for which a leave of absence is granted to the county superintendent

Section 1036 New Counties In case a new county shall at any time be created the Superintendent of Public Instruction shall appoint a properly qualified person as superintendent of public schools in such county until the date when terms of other county superintendents end

Section 1037 Duties It shall be the duty of every county superintendent to visit personally as often as practicable (in addition to the visiting herein required by assistant county superintendents if any) the several schools in the county under his supervision to note the course and methods of instruction and branches taught to give such directions in the art and methods of teaching in each school as he deems expedient and necessary and to report to the proper board of school directors any inefficiency found so that each school be equal to the grade for which it was established and that there may be as far as practicable uniformity in the courses of study in the schools of the several grades

Section 1038 Inspection of School Grounds and Buildings It shall be the duty of every county superintendent to inspect the school grounds and school buildings visited by him and to report to the board of school directors of the proper district any violations of any of the provisions or requirements of this act regarding the sanitary or other conditions thereof

Section 1039 County to Furnish Office Rooms etc The county commissioners of each county shall provide furnish and maintain fit and suitable office rooms at the county seat for the use of the county superintendent of schools and his assistants if any The county commissioners shall also provide furnish and maintain safe and suitable storage in connection with such office rooms for the preservation and safekeeping of the school records books and documents pertaining to such office They shall also provide for the use of the superintendent and assistant superintendents all necessary stationery printing blanks and postage other than that connected with the annual county teachers' institute

Section 1040 Telephone Typewriter and Stenographer Furnished by County In each county the county superintendent of schools may be provided at the expense of the county with a telephone a typewriter and a stenographer In counties having more than three hundred (300) teachers in the public schools the stenographer may be employed by the year In counties having less than three hundred (300) teachers in the public schools the stenographer shall be employed for at least two days of each week or the equivalent of such time during the year

The stenographer may be chosen by the superintendent and the compensation shall be fixed by the superintendent and county commissioners and shall be paid out of the county treasury

Section 1041 Telephone Typewriter and Stenographic Services in Counties Second Class In each county of the second class the county superintendent of schools may be provided at the expense of the county with such telephone typewriter and stenographic services as may be needed Such stenographer or stenographers may be chosen by the superintendent and their compensation shall be fixed

by the superintendent and county commissioners and shall be paid out of the county treasury

(c) Assistant County Superintendents and Supervisors of Special Education

Section 1051 Number of Assistant County Superintendents County superintendents shall have the following number of assistant county superintendents

(1) Every county superintendent having more than one hundred (100) teachers and not more than one hundred and thirty-five (135) teachers under his supervision one assistant county superintendent provided the county had one assistant county superintendent as of the first day of July one thousand nine hundred forty-six

(2) Every county superintendent having more than one hundred and thirty-five (135) and not more than four hundred and fifty (450) teachers under his supervision one assistant county superintendent

(3) Every county superintendent having more than four hundred and fifty (450) but not more than nine hundred (900) teachers under his supervision two assistant county superintendents

(4) Every county superintendent having more than nine hundred (900) teachers under his supervision one additional assistant county superintendent for each additional five hundred teachers or fraction thereof

(5) No county superintendent shall have more than five assistants

Section 1052 Number of Supervisors of Special Education In addition to the assistant county superintendents herein provided for in each county in which there are five hundred fifty (550) or more teachers under the supervision of the county superintendent there shall be appointed at least one supervisor of special education and in each county in which there are fewer than five hundred fifty (550) teachers under the supervision of the county superintendent there shall be appointed a part-time supervisor of special education who shall serve jointly in two or more counties except in the case of a county which employs fewer than five hundred fifty (550) teachers and is not adjacent to any other county employing fewer than five hundred fifty (550) teachers in which case a full-time or a part-time supervisor of special education shall be appointed In no instance shall such supervisor of special education serve in more than three counties The State Council of Education shall have power and it shall be their duty to determine the counties which shall be served jointly by a joint supervisor of special education The time of the joint supervisor of special education shall be apportioned among the several counties on the basis of the number of teachers under the supervision of the county superintendent in each county

Section 1053 Appointment of Assistant Superintendents The superintendent of each county entitled to one or more assistant superintendents shall within fifteen (15) days after receiving his commission nominate to the county board of school directors the number of assistant superintendents to which he is entitled The persons so nominated shall furnish the president of the county board of school directors evidence of eligibility in accordance with the regulations of the State Council of Education By a majority vote of the county board of school directors the person or persons nominated may be appointed to serve until the end of the term of office of the county superintendent

Section 1054 Supervisors of Special Education Qualifications Appointment Any person who is certified to teach in the public schools of the Commonwealth and who is certified as a public school psychologist by the Department of Public Instruction shall be eligible for appointment as a supervisor or joint supervisor of special education

The superintendent of each county entitled to one or more supervisors of special education shall nominate to the county board of school directors a candidate or candidates for the office of supervisor of special education By a majority vote of the county board of school directors the candidate or candidates may be appointed to serve

until the end of the term of office of the county superintendent

The county superintendents of the counties which are entitled to a joint supervisor of special education shall nominate to their county boards of school directors a candidate for the office of joint supervisor of special education. By a majority vote of the several members of the county boards of school directors the candidate may be appointed to serve until the end of the terms of office of the county superintendents.

Section 1055 Certification of Appointments Commissions Appointments by Superintendent of Public Instruction The president and secretary of the county board of school directors shall certify to the Superintendent of Public Instruction the names and post-office addresses of the assistant county superintendents and supervisors of special education appointed as herein provided and their salaries as fixed by the directors' convention. Such assistant county superintendents and supervisors of special education shall be commissioned by the Superintendent of Public Instruction in the same manner and under the same conditions as in the case of county superintendents. Should the county superintendent and the county board of school directors of any county fail to nominate and confirm the assistant superintendent or superintendents or supervisor of special education for such county within thirty (30) days after the county superintendent has received his commission the Superintendent of Public Instruction shall appoint such assistant superintendent or superintendents or supervisor of special education to serve until the end of the county superintendent's term of office.

Section 1056 Vacancies Substitutes Any vacancy occurring in the position of assistant county superintendent or supervisor of special education shall be filled by the county superintendent and the county board of school directors in like manner as at the beginning of a term. Any substitute required as the result of the granting of any leave of absence to any assistant county superintendent or supervisor of special education shall be chosen in like manner.

Section 1057 Removal for Cause Upon the written charges and recommendation of the county superintendent or of the majority of the members of each of three boards of school directors whose schools are under the jurisdiction of the county superintendent, assistant county superintendents or the supervisor of special education of any county may after a hearing be removed by the Superintendent of Public Instruction for the same causes and in like manner as a county superintendent is removed.

Section 1058 Duties of Assistant County Superintendents Every assistant county superintendent shall diligently visit the schools assigned him by the county superintendent and shall under his direction supervise and direct the work of the schools and see that each school is equal to the grade for which it was established and that there is as far as practicable uniformity in the courses of study of the several grades respectively. He shall when so directed by the county superintendent the Superintendent of Public Instruction or a State Inspector of High Schools direct or conduct examinations for promotion or graduation. He shall also inspect school property and see that the requirements of the law as to buildings, grounds, equipment and sanitary arrangements are fully observed and complied with. During the school terms and vacations he shall assist the county superintendent in his work and perform such other duties in connection with the public schools of the county as may be assigned him by the county superintendent. The duties herein prescribed for the assistant county superintendents shall in no case be construed to lessen or limit the duty and responsibility of the county superintendent to visit all the schools under his jurisdiction as frequently as possible.

Section 1059 Duties of Supervisors of Special Education It shall be the duty of each supervisor of special education to examine and investigate the abilities, disabilities and needs of the exceptional children in the schools to make recommendations concerning the instruction of such children and to supervise such instruction. It shall also be his duty to make reports to the judge

of the juvenile court upon request by such judge concerning any child who is a resident of a school district that is under the jurisdiction of the county superintendent of schools.

It shall also be his duty to assist the county superintendent in the preparation, administration and interpretation of examinations for promotion or graduation when so directed by the county superintendent.

Section 1060 Further Duties of Assistant County Superintendents and Supervisors of Special Education Assistant county superintendents and supervisors of special education shall meet with boards of school directors for conference when they deem it necessary or when they are requested by the directors to do so. They shall make to their county superintendents monthly reports concerning the conditions and progress of the schools which they have visited and the needs of individual pupils together with any needed recommendations. Such reports shall be kept on file in the county superintendents' offices for not less than one year. The county superintendents shall forward to the various boards of school directors the reports and recommendations of the assistant county superintendents and supervisors of special education concerning the schools and pupils in their districts or such portions thereof as they deem wise together with any additional suggestions or recommendations.

(d) **Salaries and Expenses of County Superintendents**
Assistant County Superintendents and Supervisors
of Special Education

Section 1066 Minimum Salaries Payment All county superintendents, assistant county superintendents and supervisors of special education shall be entitled to the following minimum annual salaries:

(1) County superintendents in counties having a population of less than forty-five thousand (45,000) five thousand dollars (\$5000)

(2) County superintendents in counties having a population of forty-five thousand (45,000) and more but less than one hundred fifty thousand (150,000) five thousand five hundred dollars (\$5500)

(3) County superintendents in counties having a population of one hundred fifty thousand (150,000) or more six thousand dollars (\$6000)

(4) Assistant county superintendents in all counties four thousand five hundred dollars (\$4500)

(5) County supervisors of special education in all counties four thousand five hundred dollars (\$4500)

The foregoing salaries shall be paid by the Commonwealth from appropriations made for this purpose or from the appropriations for the public schools.

Section 1067 Additional Salaries Payment A convention of school directors assembled for the purpose of electing a county superintendent or for the purpose of determining his salary, the salary of any assistant superintendent or supervisor of special education may vote any of said employees a salary greater than the amount such person would receive under the foregoing section. All such increases shall be paid in all cases out of the school appropriation apportioned to the school districts over which the county superintendent has supervision before the same is distributed. A convention of school directors for the purpose of voting such salaries may be called at any time by the county superintendent. The salaries of county superintendents, assistant county superintendents and supervisors of special education shall be paid monthly.

Section 1068 Expenses In addition to the foregoing salaries each county superintendent, each assistant county superintendent and each supervisor of special education shall be entitled to receive annually the payment of actual and necessary expenses incurred in visiting schools within his district in attending educational meetings and in the performance of such other official duties as may be required of him by law. In preparing the budget an average of seven hundred dollars (\$700) shall be used in estimating the travel cost of county superintendents and in addition there to an average of seven hundred dollars

(\$700) shall be used in estimating the travel cost of assistant county superintendents and supervisors of special education. The Department of Public Instruction shall allocate the travel funds to the several counties in accordance with regulations to be determined by the Superintendent of Public Instruction. Payments shall be made monthly on account of such expenses to county superintendents, assistant county superintendents or supervisors of special education by requisition of the Superintendent of Public Instruction upon the Auditor General upon the production to him of itemized vouchers in the usual manner.

(e) District Superintendents and
Assistant District Superintendents

Section 1071 Election. The board of school directors in every school district of the first and second class shall and in every district of the third class (subject of approval where hereinafter required) may by a majority vote of all the members thereof elect a properly qualified person as district superintendent together with such properly qualified assistant district superintendents as it deems wise. The directors of any school district required or electing to have a district superintendent of schools shall not participate in the election of a county superintendent. The public schools of any district which has a district superintendent shall not be subject to the superintendence or supervision of a county or an assistant county superintendent but shall all be under the supervision of the district superintendent.

Section 1072 Creating Office in Districts Third Class. The board of school directors of any school district not employing a district superintendent on the first day of July one thousand nine hundred thirty-nine (1939) shall before creating the office of district superintendent obtain the approval of the county board of school directors. In the event that the county board of school directors shall refuse such approval or shall neglect to act upon the application of the board of school directors for a period of thirty (30) days from the date of the submission of such application to it, the board of school directors may employ one or the other but not both of the following remedies:

(1) It may appeal to the Superintendent of Public Instruction who may sustain or reverse the action of the county board and in the event of reversal shall grant approval to the creation of the office of district superintendent in such district or

(2) It may submit the question of the creation of the office of district superintendent in such district to a vote of the qualified electors of the district. If a majority of such electors voting on the question shall favor the creation of such office, the same shall thereby be created. The board of school directors shall certify their desire to create said office to the county commissioners who shall cause the question to be submitted in the manner provided by the election laws of this Commonwealth at the next general municipal or primary election occurring more than thirty (30) days after such certification.

Section 1073 Manner of Election Change of Class of District. The board of school directors of each district of the second or third class electing a district superintendent shall meet in convention at its regular place of meeting on the second Tuesday of April one thousand nine hundred fifty (1950) and every four years thereafter at an hour previously fixed by the board. The secretary shall mail to each member thereof at least five days beforehand a notice of the time place and purpose of such convention. Such convention shall in the same manner as a county superintendent is elected and certified elect and certify a properly qualified district superintendent to serve for four years from the first Monday of July next following his election.

The term of office or commission of a district superintendent or assistant district superintendent shall not be shortened by reason of the fact that the district in which he serves shall because of loss of population enter a class of districts for which there is no provision for a district superintendent or assistant district superintendent and

such superintendent or assistant district superintendent shall continue to serve such district from the term of his office or commission.

Section 1074 Districts Having no Superintendent. Any school district of the second or third class having no district superintendent may elect a district superintendent before the regular time fixed for the election of district superintendents in the manner herein provided and he shall serve until the date when the terms of other district superintendents end.

Section 1075 Salary. The board of school directors at any convention electing a district superintendent shall determine the amount of salary to be paid such district superintendent which compensation shall be paid out of the funds of the district.

District superintendents in districts having a population of less than thirty thousand (30,000) shall receive a minimum annual salary of four thousand five hundred dollars (\$4500). District superintendents in all districts having a population of thirty thousand (30,000) or more shall receive a minimum annual salary of six thousand dollars (\$6000).

Section 1076 Election of Assistant District Superintendents. Except in Districts First Class, Except in districts of the first class, assistant district superintendents shall be chosen by a majority vote of all the members of the board of school directors of the district upon the nomination of the district superintendent at the convention which elects the district superintendent or at any subsequent meeting. Five days' notice of such subsequent meeting shall be sent by mail to each member of the board of school directors.

Section 1077 Term and Salary of Assistants. Assistant district superintendents shall serve through the term of the district superintendent at salaries paid by the district and fixed by a majority vote of the whole board of school directors prior to their election.

Section 1078 Commihsions Objections to Election. District superintendents, associate superintendents and assistant district superintendents shall be commissioned by the Superintendent of Public Instruction in the same manner and under the same conditions as in the case of county superintendents. Objections to the election of district superintendents, associate superintendents or assistant district superintendents may be made in writing to the Superintendent of Public Instruction signed among others by at least one-third of the members of the board of school directors of said district, verified by the oath or affirmation of at least three objectors and such case shall be disposed of as in the case of county superintendents.

Section 1079 Vacancies Acting and Subhtitute Superintendents and Assistants. Any vacancy in the position of district superintendent or assistant district superintendent shall be filled by the board of school directors for the remainder of the term.

Whenever a board of school directors finds it impossible or impracticable to fill immediately any vacancy occurring in the position of district superintendent or assistant district superintendent, the board may appoint an acting district superintendent or an acting assistant district superintendent to serve not longer than one year from the time of his appointment.

When a leave of absence has been granted to any district superintendent or assistant district superintendent and it is deemed necessary or desirable, the board of school directors may appoint a substitute district superintendent or assistant district superintendent to serve for such period of time as the regular district superintendent or assistant district superintendent is absent on leave.

Section 1080 Removal. District superintendents and assistant district superintendents may be removed from office after hearing by a majority vote of the board of school directors of the district for neglect of duty, incompetency, intemperance or immorality of which hearing notice of at least one week has been sent by mail to the accused as well as to each member of the board of school directors.

Section 1081 Duties of Superintendents. The duties of

district superintendents shall be the same as those now required of county superintendents and also such as shall be required of them by the board of school directors of their respective district. The district superintendent shall have a seat on the board of school directors of the district and the right to speak on all matters before the board but not to vote.

Section 1082 Duties of Assistants Assistant district superintendents shall perform such duties as may be assigned them by the boards of school directors or by the district superintendents.

Section 1083 Annexation and Consolidation of Districts. When any school district having a district superintendent is annexed to and becomes a part of another school district the district superintendent therein shall become an assistant district superintendent in the district to which such school district is annexed for the remainder of his term. When two school districts are consolidated as a result of the consolidation of two boroughs then the district superintendent of the district having the larger public school enrollment shall become the district superintendent of the consolidated district. The superintendent representing the smaller school enrollment shall become assistant superintendent in the consolidated district.

Article XI

Professional Employees

(a) Definitions

Section 1101 Definitions As used in this article

(1) The term "professional employe" shall include teachers supervisors supervising principals principals directors of vocational education dental hygienists visiting teachers school secretaries the selection of whom is on the basis of merit as determined by eligibility lists school nurses who are certified as teachers and any regular full-time employe of a school district who is duly certified as a teacher.

(2) The term "substitute" shall mean any individual who has been employed to perform the duties of a regular professional employe during such period of time as the regular professional employe is absent on sabbatical leave or for other legal cause authorized and approved by the board of school directors or to perform the duties of a temporary professional employe who is absent.

(3) The term "temporary professional employe" shall mean any individual who has been employed to perform for a limited time the duties of a newly created position or of a regular professional employe whose services have been terminated by death resignation suspension or removal.

(b) Employment

Section 1106 Duty to Employ The board of school directors in every school district shall employ the necessary qualified professional employes substitutes and temporary professional employes to keep the public schools open in their respective districts in compliance with the provisions of this act.

Section 1107 Special Teachers The board of school directors in every school district may employ such special teachers qualified as herein provided as they may deem necessary for any of the public schools or departments thereof in the district.

Section 1108 Temporary Professional Employees It shall be the duty of the county superintendent of schools or the district superintendent as the case may be to notify each temporary professional employe at least twice each year during the period of his or her employment of the professional quality professional progress and rating of his or her services no temporary professional employe shall be dismissed unless rated unsatisfactory and notification in writing of such unsatisfactory rating shall have been furnished the employe within ten (10) days following the date of such rating. A temporary professional employe whose work has been certified by the county superintendent of schools or the district superintendent to the secretary of the school district during the last four (4) months of the second year of such service as being satisfactory

shall thereafter be a "professional employe" within the meaning of this article. The attainment of this status shall be recorded in the records of the board and written notification thereof shall be sent also to the employe. The employe shall then be tendered forthwith a regular contract of employment as provided for professional employes. No professional employe who has attained tenure status in any school district of this Commonwealth shall thereafter be required to serve as a temporary professional employe before being tendered such a contract when employed by any other school district.

Any temporary professional employe who is not tendered a regular contract of employment at the end of two years of service rendered as herein provided shall be given a written statement signed by the president and secretary of the board of school directors and setting forth explicitly the reason for such refusal.

Temporary professional employes shall for all purposes except tenure status be viewed in law as full-time employes and shall enjoy all the rights and privileges of regular full-time employes.

Section 1109 Qualifications Every teacher employed to teach in the public schools of this Commonwealth must be a person of good moral character must be at least eighteen years of age and must be a citizen of the United States. Provided That citizenship may be waived in the cases of exchange teachers not permanently employed and teachers employed for the purpose of teaching foreign languages.

Section 1110 Disqualification for Refusal to Teach Any principal or teacher who unless released by the board of school directors refuses or neglects to teach through the term for which he was engaged except when prevented by personal illness shall be disqualified from teaching in any public school in this Commonwealth during the term of said contract.

Section 1111 Employment of Relatives of School Directors No teacher shall be employed by any board of school directors who is related to any member of the board as father mother brother sister husband wife son daughter stepson stepdaughter grandchild nephew niece first cousin sister-in-law brother-in-law uncle or aunt unless such teacher receives the affirmative votes of three-fourths of all members of the board.

Section 1112 Religious Garb Insignia etc Prohibited Penalty (a) That no teacher in any public school shall wear in said school or while engaged in the performance of his duty as such teacher any dress mark emblem or insignia indicating the fact that such teacher is a member or adherent of any religious order sect or denomination.

(b) Any teacher employed in any of the public schools of this Commonwealth who violates the provisions of this section shall be suspended from employment in such school for the term of one year and in case of a second offense by the same teacher he shall be permanently disqualified from teaching in said school. Any public school director who after notice of any such violation fails to comply with the provisions of this section shall be guilty of a misdemeanor and upon conviction of the first offense shall be sentenced to pay a fine not exceeding one hundred dollars (\$100) and on conviction of a second offense the offending school director shall be sentenced to pay a fine not exceeding one hundred dollars (\$100) and shall be deprived of his office as a public school director. A person thus twice convicted shall not be eligible to appointment or election as a director of any public school in this Commonwealth within a period of five (5) years from the date of his second conviction.

(c) Tenure

Section 1121 Contracts Execution Form In all school districts all contracts with professional employes shall be in writing in duplicate and shall be executed on behalf of the board of school directors by the president and secretary and signed by the professional employe.

Each board of school directors in all school districts shall hereafter enter into contracts in writing with each professional employe who has satisfactorily completed two

(2) years of service in any school district of this Commonwealth Said contracts shall contain only the following

"It is Agreed by and between Professional Employee and the Board of Directors (or Board of Public Education) of the school district of Pennsylvania that said professional employe shall under the authority of the said board and its successors and subject to the supervision and authority of the properly authorized superintendent of schools or supervising principle serve as a professional employe in the said school district for a term of months for an annual compensation of \$..... payable monthly or semi-monthly during the school term or year less the contribution required by law to be paid to the Teachers' Retirement Fund and less other proper deductions for loss of time

"This contract is subject to the provisions of the 'Public School Code of 1949' and the amendments thereto

"And it is Further Agreed by the parties hereto that none of the provisions of this act may be waived either orally or in writing and that this contract shall continue in force year after year with the right of the board of school directors (or board of public education) to increase the compensation over the compensation herein stated from time to time as may be provided under the provisions and proper operation of the established salary schedule if any for the school district subject to the provisions of law without invalidating any other provision of this contract unless terminated by the professional employe by written resignation presented sixty (60) days before resignation becomes effective or by the board of school directors (or board of public education) by official written notice presented to the professional employe Provided That the said notice shall designate the cause for the termination and shall state that an opportunity to be heard shall be granted if the said professional employe within ten (10) days after receipt of the termination notice presents a written request for such hearing"

All contracts with teachers shall contain a covenant providing for their payment in cases arising under the circumstances described in sections one thousand one hundred fifty-three (1153) and one thousand one hundred fifty-four (1154) of this act at the same rate as is specified for the time actually engaged in his occupation

Section 1122 Causes for Termination of Contract The only valid causes for termination of a contract heretofore or hereafter entered into with a professional employe shall be immorality incompetency interperance cruelty persistent negligence mental derangement advocacy of or participating in un-American or subversive doctrines persistent and wilful violation of the school laws of this Commonwealth on the part of the professional employe

Nothing within the foregoing enumeration of causes shall be interpreted to conflict with the retirement of professional employes upon proper evidence of disability or the election by professional employes to retire during the period of voluntary retirement or the authority of the board of school directors to require professional employes to retire during said period of voluntary retirement of the compulsion on the part of professional employes to retire at the attainment of age sixty-two

Section 1123 Rating System In determining whether a professional employe shall be dismissed for incompetency the professional employe shall be rated by an approved rating system which shall give due consideration to personality preparation technique and pupil reaction in accordance with standards and regulations for such scoring as defined by rating cards to be prepared by the Department of Public Instruction and to be revised from time to time by the Department of Public Instruction with the cooperation and advice of a committee appointed by the Superintendent of Public Instruction including representation from county and district superintendents of schools classroom teachers school directors school supervisors and such other groups or interests as the Superintendent of Public Instruction may deem appropriate

Section 1124 Causes for Suspension Any board of school

directors may suspend the necessary number of professional employes for any of the causes hereinafter enumerated

(1) Substantial decrease in pupil enrollment in the school district

(2) Curtailment or alteration of the educational program on recommendation of the superintendent concurred in by the board of school directors approved by the Department of Public Instruction as a result of substantial decline in class or course enrollments or to conform with standards of organization or educational activities required by law or recommended by the Department of Public Instruction

(3) Consolidation of schools whether within a single district through a merger of districts or as a result of joint board agreements when such consolidation makes it unnecessary to retain the full staff of professional employes

Section 1125 Suspensions and Reinstatements How Made

(a) Whenever a board of school directors decreases the size of the staff of professional employes the suspensions to be made shall be determined by the county superintendent of schools or the district superintendent as the case may be on the basis of efficiency rank determined by ratings made in accordance with standards and regulations determined by rating cards prepared by the Department of Public Instruction It shall be the duty of boards of school directors to cause to be established a permanent record system containing ratings for each professional employe employed within the district Copies of all ratings for the year shall be transmitted to the professional employe upon his or her request or if any rating during the year is unsatisfactory a copy of same shall be transmitted to the professional employe concerned No professional employe shall be dismissed under this act unless such rating records have been kept on file by the board of school directors

(b) In cases in which suspensions are to be made professional employes shall be retained on the basis of seniority rights acquired within the school district of current employment where no differences in rating are found Seniority rights shall also prevail where there is no substantial difference in rating In cases where there are substantial differences in rating of those under consideration for suspension seniority shall be given consideration in accordance with principles and standards of weighting incorporated in the rating cards

(c) No suspended employe shall be prevented from engaging in other occupation during the period of such suspension Suspended professional employes shall be reinstated in the inverse order of their suspension No new appointment shall be made while there are suspended professional employes available who are properly certified to fill such vacancies

Section 1126 Public Hearings Exceptions All hearings under the provisions of this article or any other provision of the school laws pertaining to the dismissal or the termination of contracts of professional employes shall be public unless otherwise requested by the party against whom the complaint is made

Section 1127 Procedure on Dismissals Charges Notice Hearing Before any professional employe having attained a status of permanent tenure is dismissed by the board of school directors such board of school directors shall furnish such professional employe with a detailed written statement of the charges upon which his or her proposed dismissal is based and shall conduct a hearing. A written notice signed by the president and attested by the secretary of the board of school directors shall be forwarded by registered mail to the professional employe setting forth the time and place when and where such professional employe will be given an opportunity to be heard either in person or by counsel or both before the board of school directors and setting forth a detailed statement of the charges Such hearing shall not be sooner than ten (10) days nor later than fifteen (15) days after such written notice At such hearing all testimony offered including that of complainants and their witnesses as well as that of the accused professional employe and his or her witnesses shall be recorded by a competent disinterested public stenographer whose services shall be fur-

nished by the school district at its expense Any such hearing may be postponed continued or adjourned

Section 1128 Subpoenas Testimony The board shall have power to issue subpoenas requiring the attendance of witnesses at any hearing and shall do so at the request of the party against whom a complaint is made If any person shall refuse to appear and testify in answer to any subpoena issued by the board any party interested may petition the court of common pleas of the county setting forth the facts which court shall thereupon issue its subpoena commanding such person to appear before it there to testify as to the matters being inquired into Any person refusing to testify before the court shall be held for contempt All testimony at any hearing shall be taken under oath and any member of the board of school directors shall have power to administer oaths to such witnesses

Section 1129 Vote Required for Dismissals After fully hearing the charges or complaints and hearing all witnesses produced by the board and the person against whom the charges are pending and after full impartial and unbiased consideration thereof the board of school directors shall by a two-thirds vote of all the members thereof to be recorded by roll call determine whether such charges or complaints have been sustained and whether the evidence substantiates such charges and complaints and if so determined shall discharge such professional employe If less than two-thirds of all of the members of the board vote in favor of discharge the professional employe shall be retained and the complaint shall be dismissed

No member of any board of school directors shall vote on any roll call if he is related as father mother brother sister husband wife son daughter stepson stepdaughter grandchild nephew niece first cousin sister-in-law brother-in-law uncle or aunt to the professional employe involved or to any of the parties instituting the complaint

Section 1130 Notice of Discharge Procedure on Decision Favorable to Employe A written notice of any decision of the board of school directors discharging a professional employe shall be sent by registered mail to such professional employe at his or her last known address within ten (10) days after such hearing is actually concluded

In all cases where the final decision is in favor of the professional employe the charges made shall be physically expunged from the records of the board of school directors but a complete official transcript of the records of the hearing shall be delivered to the one against whom the charges were made In all such cases there shall be on abatement of salary or compensation

Section 1131 Appeals to Superintendent of Public Instruction In case the professional employe concerned considers him or herself aggrieved by the action of the board of school directors an appeal by petition setting forth the grounds for such appeal may be taken to the Superintendent of Public Instruction at Harrisburg Such appeal shall be filed within thirty (30) days after receipt by registered mail of the written notice of the decision of the board A copy of such appeal shall be served by registered mail on the secretary of the school board

The Superintendent of Public Instruction shall fix a day and time for hearing which shall be not sooner than ten (10) days nor more than thirty (30) days after presentation of such petition and shall give written notice to all parties interested

The Superintendent of Public Instruction shall review the official transcript of the record of the hearing before the board and may hear and consider such additional testimony as he may deem advisable to enable him to make a proper order At said hearing the litigants shall have the right to be heard in person or by counsel or both

After hearings and argument and reviewing all the testimony filed or taken before him the Superintendent of Public Instruction shall enter such order either affirming or reversing the action of the board of school directors as to him appears just and proper

Section 1132 Appeals to Court (a) The ruling or decision of the Superintendent of Public Instruction shall be final unless within thirty (30) days after receipt by registered mail of written notice of the decision or order

of the Superintendent of Public Instruction an appeal which may be taken by either party is taken therefrom to the court of common pleas of the county in which the district is located A copy of such appeal shall be filed in writing in the office of the prothonotary and a copy shall be served on the Superintendent of Public Instruction either by filing it in the office of the Superintendent of Public Instruction or by delivering the same to the Superintendent of Public Instruction

(b) When appeal is taken from the decision of the Superintendent of Public Instruction to the court of common pleas of the county in which the district is located the judge of the court of common pleas to whom such petition is presented shall fix a date for hearing by the court which shall be not sooner than ten (10) days nor more than twenty (20) days after the presentation of such petition If the professional employe aggrieved shall so request in his petition such hearing shall be de novo Upon the hearing of said petition the court shall make whatever order it considers just either affirming or reversing the action of the Superintendent of Public Instruction and stating plainly whether the professional employe is to be discharged refused reelection or is to be retained

(d) Compensation

Section 1141 Definitions For the purposes of this subdivision (1) "Teacher" shall include all professional employes and temporary professional employes who devote fifty per centum (50%) of their time or more to teaching or other direct educational activities such as class room teachers demonstration teachers museum teachers counselors librarians school nurses dental hygienists home and school visitors and other similar professional employes and temporary professional employes certificated in accordance with the qualifications established by the State Council of Education

(2) "Service increments" shall mean increases in annual salary granted to all professional employes by reason of their years of service in the school district or vocational school district

(3) "Standard certificate" shall mean any one of the following certificates permanent state certificate State Normal School certificate State Normal School diploma temporary standard certificate permanent standard certificate State standard limited certificate temporary extension standard certificate permanent extension standard certificate

(4) "College certificate" shall mean a college provisional certificate a college permanent certificate or its equivalent

(5) "Master's Degree" shall mean a degree secured at a college or university approved by the State Council of Education or its equivalent

The State Council of Education shall formulate equivalents for both college certificates and master's degrees In determining the equivalents in the case of teachers of applied arts and vocational subjects the State Council of Education shall give due consideration to practical experience in the field taught

Section 1142 Minimum Salaries and Increments Districts First Class Except as hereinafter otherwise provided school districts of the first class shall pay all regular and temporary teachers supervisors and principals in the public schools of the district the following minimum salaries and increments

(1) Teachers holding a standard certificate minimum annual salary two thousand one hundred seventy-five (\$2175) minimum annual service increment two hundred dollars (\$200) minimum number of service increments five (5)

(2) Teachers holding a college certificate minimum annual salary two thousand two hundred dollars (\$2200) minimum annual service increment two hundred dollars (\$200) minimum number of service increments eight (8)

(3) Teachers holding a Master's Degree minimum annual salary two thousand four hundred dollars (\$2400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments (8)

(4) Supervisors holding a standard or college certificate minimum annual salary two thousand four hundred dollars (\$2400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments eight (8)

(5) Supervisors holding a Master's Degree minimum annual salary two thousand six hundred dollars (\$2600) minimum annual service increments two hundred dollars (\$200) minimum number of service increments eight (8)

(6) Principals who devote one-half or more of their time to supervision and administration and having less than twenty (20) teachers under their supervision who hold a standard or college certificate minimum annual salary three thousand dollars (\$3000) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(7) Such principals who hold a Master's Degree minimum annual salary three thousand two hundred dollars (\$3200) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(8) Such principals having twenty (20) or more teachers under their supervision but less than forty (40) and who hold a standard or college certificate minimum annual salary three thousand four hundred dollars (\$3400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(9) Such principals who hold a Master's Degree minimum annual salary three thousand six hundred dollars (\$3600) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(10) Such principals having forty (40) or more teachers under their supervision but less than sixty (60) and who hold a standard or college certificate minimum annual salary three thousand eight hundred dollars (\$3800) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(11) Such principals who hold a Master's Degree minimum annual salary four thousand dollars (\$4000) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(12) Such principals having sixty (60) or more teachers under their supervision and who hold a standard or college certificate minimum annual salary four thousand two hundred dollars (\$4200) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(13) Such principals who hold a Master's Degree minimum annual salary four thousand four hundred dollars (\$4400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

Section 1143 Minimum Salaries and Increments Districts Second Third and Fourth Class and Vocational School Districts Except as hereinafter otherwise provided school districts of the second third and fourth class and vocational school districts shall pay all regular and temporary teachers supervisors principals and supervising principals in the public schools of the district the following minimum salaries and increments

(1) Teachers holding a standard certificate minimum annual salary one thousand nine hundred fifty (\$1950) minimum annual service increment one hundred fifty (\$150) minimum number of service increments five (5)

(2) Teachers holding a college certificate minimum annual salary two thousand dollars (\$2000) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments eight (8)

(3) Teachers holding a Master's Degree minimum annual salary two thousand two hundred dollars (\$2200) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments eight (8)

(4) Supervisors who devote one-half or more of their time to supervision of instruction and who hold a standard or college certificate minimum annual salary two thousand two hundred dollars (\$2200) minimum annual service

increment one hundred fifty (\$150) minimum number of service increments eight (8)

(5) Such supervisors who hold a Master's Degree minimum annual salary two thousand four hundred dollars (\$2400) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments eight (8)

(6) Principals who devote one-half or more of their time to supervision and administration having less than twenty (20) teachers under their supervision and who hold a standard or college certificate minimum annual salary two thousand six hundred dollars (\$2600) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(7) Such principals holding a Master's Degree minimum annual salary two thousand eight hundred dollars (\$2800) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(8) Such principals having twenty (20) or more teachers under their supervision but less than forty (40) and who hold a standard or college certificate minimum annual salary two thousand nine hundred dollars (\$2900) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(9) Such principals who hold a Master's Degree minimum annual salary three thousand one hundred dollars (\$3100) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(10) Such principals having forty (40) or more teachers under their supervision but less than (60) and who hold a standard or college certificate minimum annual salary three thousand two hundred dollars (\$3200) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(11) Such principals holding a Master's Degree minimum annual salary three thousand four hundred dollars (\$3400) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(12) Such principals having sixty (60) or more teachers under their supervision and who hold a standard or college certificate minimum annual salary three thousand five hundred dollars (\$3500) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(13) Such principals who hold a Master's Degree minimum annual salary three thousand seven hundred dollars (\$3700) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(14) Supervising principals having less than twenty (20) teachers under their supervision and who hold a standard or college certificate minimum annual salary two thousand eight hundred dollars (\$2800) minimum annual service increments one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(15) Such supervising principals who hold a Master's Degree minimum annual salary three thousand dollars (\$3000) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(16) Supervising principals having twenty (20) or more teachers under their supervision but less than forty (40) and who hold a standard or college certificate minimum annual salary three thousand two hundred dollars (\$3200) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(17) Such supervising principals who hold a Master's Degree minimum annual salary three thousand four hundred dollars (\$3400) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(18) Supervising principals having forty (40) or more teachers under their supervision but less than sixty (60)

and who hold a standard or college certificate minimum annual salary three thousand six hundred dollars (\$3600) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(19) Such supervising principals who hold a Master's Degree minimum salary three thousand eight hundred dollars (\$3800) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(20) Supervising principals having sixty (60) or more teachers under their supervision and who hold a standard or college certificate minimum annual salary four thousand dollars (\$4000) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(21) Such supervising principals who hold a Master's Degree minimum annual salary four thousand two hundred dollars (\$4200) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

Section 1144 Additional Increments for College Certificate or Master's Degree Any professional employee who during the term of his employment shall receive a college certificate or shall earn a Master's Degree shall commencing with the next succeeding school term be entitled to the compensation prescribed for his new status which shall be at least two hundred dollars (\$200) in excess of the increment earned by him during the previous year

Section 1145 Minimum Salaries for Teachers With Emergency Certificates In all school districts and vocational school districts the minimum annual salary of teachers who hold only emergency certificates for any grade or subject which they teach shall be one thousand six hundred dollars (\$1600)

Section 1146 Part-time Teachers etc The minimum salary of all part-time teachers of children of exceptional physical or mental condition unable to attend regular public school or of part-time teachers supervisors and principals employed in the extension schools and evening vocational classes and classes of the Commonwealth established for the education of adults and legally employed minors and not designated as continuation or other vocational schools or classes shall be two dollars and fifty cents (\$2.50) per hour

Section 1147 Increase or Decrease of Usual Number of Periods per Day Teachers who are required because of additional work to devote more than the usual number of periods per day to their duties shall be entitled to a fair increase in compensation to be determined by the board of public education or the board of school directors Teachers who may be employed in giving instruction for only part of a day shall render such other service for such period of time per day as the board of school directors may direct but if such service cannot be assigned to such teacher by the board of school directors the salary paid to such teacher shall be proportioned to the number of hours of service rendered

Section 1148 Substitute Teachers Substitutes shall be paid not less than the minimum salary provided for by this subdivision or in the event they are employed for less than a full school year the proportionate part of such minimum salary equal to the proportionate part of the school year during which they were employed arrived at by dividing the number of days during which a substitute was employed by the total number of days the schools of the district were in session during the school year

Section 1149 Increments When Employed by Another District The increments herein provided for are applicable only where the beneficiaries thereof remain in the service of the same school district Where such teachers enter a new district they shall enter at a point in the schedule to be agreed upon between said teachers and the employing districts which agreements shall be made a part of the contract between them

Section 1150 Schedules for Teachers etc not Provided For The board of school directors of each school district shall establish a salary schedule with increments for all

members of the teaching and supervisory staff not included in any of the foregoing schedules

Section 1151 Salary Increases Demotions The salary of any district superintendent assistant district superintendent or other professional employee in any such district may be increased at any time during the term for which such person is employed whenever the board of school directors of the district deems it necessary or advisable to do so but there shall be no demotion of any professional employee either in salary or in type of position without the consent of the employee or if such consent is not received then such demotion shall be subject to the right to a hearing before the board of school directors and an appeal in the same manner as hereinbefore provided in the case of the dismissal of a professional employee

Section 1152 Compensation in Excess of Schedule Temporary or Emergency Increases The foregoing schedules prescribe a minimum salary in each instance and where an increment is prescribed it is also a minimum It is within the power of the boards of school directors to increase for any person or group of persons included in any schedule the initial salary or the amount of an increment or the number of increments

Nothing contained in this act shall be construed to interfere with or discontinue any salary schedule now in force in any school district provided such schedule shall meet the requirements of this act nor to prevent the adoption of any salary schedule in conformity with the provisions of this act

In addition to the salaries provided for by this act the board of directors of each school district is hereby authorized to grant temporary or emergency increases in salaries to members of its teaching or supervisory staff for any period and to discontinue such increases at the end of the period for which the same were granted any law to the contrary notwithstanding In order to pay the amount of salary hereby provided for the board of school directors of any school district may revise its budget by increasing its appropriation or appropriations for salaries of members of the teaching and supervisory staffs of the school district for any years The funds therefor shall be provided from unexpended balances in existing appropriations from unappropriated revenue if any or from temporary loans Any temporary or emergency increases heretofore granted by any school district and the discontinuance thereof at the end of the period for which granted are hereby ratified confirmed and made valid notwithstanding the fact that he same may have been done without previous authority of law

No school district shall be required to pay any increments provided for hereby to any teacher for any part of the probationary period of such teacher

Section 1153 Payment of Salaries of Teachers when Prevented from Rendering Services When a board of school directors is compelled to close any school or schools on account of contagious disease the destruction or damage of the school building by fire or other causes the school district shall be liable for the salaries of the teachers of said school or schools for the term for which they were engaged Whenever a teacher is prevented from following his or her occupation as a teacher during any period of the school term for any of the reasons in this section specified the school district shall be liable for the salary of such teacher for such period at the rate of compensation stipulated in the contract between the district and the teacher in addition to the time actually occupied in teaching by such teacher

Whenever a teacher is prevented by sickness or some other unavoidable circumstance from following his or her occupation the school district may at the discretion of the directors make such payments of compensation during the period of absence from duty as the exigencies of the case may seem to warrant In the case of sickness no payments shall be made unless the teacher shall have furnished to the board of school directors a certificate from a physician stating the nature of the sickness and certifying that he or she was unable to perform duties as a teacher

Section 1154 Payment of Salaries in Cases of Sickness

or Death (a) In any school year whenever a professional employe is prevented by illness from following his or her occupation the school district shall pay to said professional employe for each day of absence the full salary to which the professional employe may be entitled as if said employe were actually engaged in the performance of duty for a period of five days Such leave shall be cumulative from year to year but shall not exceed twenty (20) days leave with full pay in any one year The board of school directors shall require the professional employe to furnish a certificate from a physician or other practitioner certifying that said professional employe was unable to perform his or her duties during the period of absence for which compensation is required to be paid under this section

(b) Whenever a professional employe shall be absent from duty because of a death in the immediate family of said employe there shall be no deduction in salary of said employe for an absence not in excess of three school days The board of school directors may extend the period of absence with pay in its discretion as the exigencies of the case may warrant Members of the immediate family shall be defined as father mother brother sister son daughter husband wife parent-in-law or near relative who resides in the same household or any person with whom the professional employe has made his home

(c) Whenever a professional employe is absent because of the death of a near relative there shall be no deduction in the salary of said employe for absence on the day of funeral The board of school directors may extend the period of absence with pay in its discretion as the exigencies of the case may warrant A near relative shall be defined as first cousin grandfather grandmother aunt uncle niece nephew brother-in-law or sister-in-law

(d) All compensation required to be paid under the provisions of this act shall be paid to the professional employe in the same manner and at the same employe would have received his salary if actually engaged in the performance of his duties

(e) Any board of school directors may adopt rules or regulations pertaining to the payment of salaries of professional employes when absent from duty extending the period of leave with pay in excess of that herein provided or authorizing leaves with pay for other purposes This act is not intended to repeal any rule or regulation of any board of school directors now in effect which does provide for such additional compensation or additional period of leave with pay

Section 1155 Preferred Claims Short Term Loans The payroll obligations of each school district shall be preferential claims It shall be the duty of the board of school directors of each district to provide for the payment of payroll obligations before authorizing the payment of any other current expense except for fuel water electric service or such supplies as are actually essential for keeping the schools in session In order to meet payroll requirements the board shall if necessary negotiate such short term loans as are necessary and possible in accordance with the law governing the borrowing powers of the district

(e) Supervising Principals

Section 1161 Employment in Districts Third and Fourth Class The board of school directors of any school district of the third or fourth class which has no district superintendent may employ a supervising principal of the public schools of the school district under and subject to the provisions of this article governing the employment and tenure of professional employes Every supervising principal shall be properly certificated by the Department of Public Instruction in accordance with such standards as the State Council of Education may establish

Section 1162 Joint Employment Including Supervisors or Teachers of Special Subjects To or more school districts may upon the nomination or joint nomination of the county superintendent or the district superintendent under whose supervision such districts may be join in the employment of a supervision principal or of a supervisor or teacher of drawing music or other special subject for part or all of the schools of such district Such supervising

principal supervisor or special teacher shall be employed his compensation paid and his duties prescribed by the several districts employing him under and subject to the provisions of this article governing the employment and tenure of professional employes

(f) Sabbatical Leaves of Absence

Section 1166 Persons Entitled (a) Any person employed in the public school system of this Commonwealth who has completed ten (10) years of satisfactory service as a teacher or in first class school districts as a member of the instructional staff or department of instruction as now defined by the local board of education shall be entitled to a leave of absence for restoration of health study or travel or at the discretion of the board of school directors for other purposes At least five consecutive years of such service shall have been in the school district from which leave of absence is sought unless the board of school directors shall in its discretion allow a shorter time Such leave of absence shall be for a half or full school year or for two half school years during a period of two years at the option of such person Thereafter one leave of absence shall be allowed after each seven years of service

A sabbatical leave granted to a regular employe shall also operate as a leave of absence without pay from all other school activities

Section 1167 Preferences Limitation Applications for leaves of absence shall be given preference according to the years of service since the previous sabbatical leave of the applicant and in accordance with regulations adopted by the board of school directors

No school district shall limit the number of leaves of absence granted in any school year to less than ten per centum (10%) of the number of persons eligible for such leave of absence regularly employed in such district Schools which have a staff of seven (7) or less teachers shall be permitted at least one leave of absence each year

Section 1168 Return to Employment No leave of absence shall be granted unless such person shall agree to return to his or her employment with the school district for a period of not less than one year after such leave of absence

No such leave of absence shall be considered a termination or breach of the contract of employment and the person on leave of absence shall be returned to the same position in the same school or schools he or she occupied prior thereto

Section 1169 Salary While on Leave The person on leave of absence shall receive the difference between his or her regular salary and the salary paid to any substitute employe temporarily engaged because of such leave Provided That the employe who is absent on sabbatical leave shall not receive more than one thousand six hundred dollars (\$1600) if the employe's absence on sabbatical leave is for a full year and not more than eight hundred dollars (\$800) if the employe's absence on sabbatical leave is for a half school year as defined in this act The salary paid to such substitute shall be the salary for substitute service accordingly to the salary schedule established by the local board

Section 1170 Rights Retained Every employe while on sabbatical leave of absence shall be considered to be in regular full-time daily attendance in the position from which the sabbatical leave was taken during the period of said leave for the purpose of determining the employe's length of service and the right to receive increments as provided by law

Every person on leave of absence shall retain the right to make contributions as a member of the School Employes' Retirement Fund and continue his or her membership therein

Nothing in this subdivision of this article shall be construed to prevent any person on leave of absence from receiving a grant for further study from any institution of learning

Section 1171 Regulations The board of school directors shall have the right to make such regulations as they may deem necessary to make sure that employes on leave shall

utilize such leave properly for the purpose for which it was granted requiring reports from the employe or employes on leave in such manner as they may deem necessary

(g) Military Service in Time of War or National Emergency

Section 1176 Leave of Absence (a) Any employe of any school district who shall have been regularly employed by said school district for a period of not less than one year prior thereto and who shall volunteer or be called for military or naval service by the United States of America in time of war or during a state of national emergency shall within thirty (30) days after the receipt of notice to said effect send a copy of such notice to the secretary of the school board by which he is employed

(b) The secretary of the school board shall verify the information contained in the notice from any employe concerning selection or induction into military or naval service and upon verification of such facts shall record the same in the records of the school board and send notice thereof to said employe

(c) Without further action by the board of school directors the employe inducted into military or naval service shall forthwith be considered to be upon leave of absence for the entire duration of such service All rights and privileges shall be reserved to such employe as if he continued in the service of said school board Provided That no such leave of absence shall be granted unless said employe shall in writing agree upon termination of the said leave to return to employment in said school district for a period of not less than one year

Section 1177 Reinstatement in Former School Position Upon termination of the military or naval service of an employe in time of war or during a state of national emergency the school board shall immediately return said employe to the same position in the same school or schools from which said employe was granted leave of absence or if this is impracticable in the opinion of the board then to a similar position

Section 1178 Rights Preserved During Leave of Absence (a) Wherever a contract is required by law and wherever a contract actually exists between the school board and the employe the same shall be considered to continue in full force and effect during said leave of absence

(b) Increments shall not be abated during said leave of absence but shall continue to accrue to such employes

(c) The school district shall pay into the School Employes' Retirement Fund on behalf of each such employe in addition to the contributions required by law to be made by it the full amount of the contribution required by law to be paid by the employe so that such employe's retirement rights shall in no way be affected by such leave of absence If any such employe resigns or fails to return to his employment as provided in this act the amount contributed by the school district under this subsection shall be deducted from the refund payable to such employe under existing law and the amount so deducted shall be refunded to the school district by which it was paid If any such employe shall return within one year from the date of his discharge from military service to school service in any other school district within this Commonwealth or as an employe of any institution or board the employes of which are entitled to membership in the School Employes' Retirement Association in accordance with the provisions of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) as amended he shall be entitled to have full credit for each year he spent in military or naval service upon his restoring to the School Employes' Retirement Fund to the credit of the annuity savings account his total accumulated deductions in the amount they should have been at the time he resigned from or failed to return to the school district from which he entered the military or naval service Such back payments may either be paid in lump sum or by such monthly payroll deductions as may be approved by the school employes' retirement board

(d) The period of said leave of absence shall be con-

sidered as service to the board in the matter of seniority rights and credit toward the time necessary for sabbatical leave Such leave shall not be regarded as a sabbatical leave

Section 1179 Constitution of State Appropriations During the period of said leave of absence if a qualified substitute is employed the Commonwealth shall pay the school board the full amount of State contribution or grant as if the employe were performing his regular school duties for the school board

Section 1180 Rights of Persons on Eligibility Lists (a) No person who shall have acquired a place upon the eligibility list for any position in any school district shall suffer the loss of such listing and the position thereon as the result of such inducting into military or naval service It shall be the duty of the school board to provide a fair and equitable method of preserving rights of such persons

(b) Any person who shall have entered the military or naval services as aforesaid and whose name shall be reached upon said eligibility lists for any position in any school district shall be appointed to said position as if such person were in fact available for actual service in said position and such person shall be so notified by the secretary of the school board of said district and thereafter all of the provisions of this subdivision of this article shall apply

Section 1181 Applicability and Intent The provisions of this subdivision of this article shall apply to all employes of all school districts who volunteer or are inducted into the military or naval service under the laws of the United States of America

It is the intention that such employes so effected shall retain all of the rights and privileges they shall have acquired prior to assignment to service under Federal statutes or any such rights and privileges they would have acquired or received if they had not been assigned to such service. It is intended that such employes assigned to such service shall be considered in all respects to be continuing in the service of the school board for which they were last working prior to such assignment to military or naval service.

(h) Meetings of Teachers

Section 1186 County Superintendents to Call Meetings Each county superintendent shall call the teachers of the public schools under his jurisdiction to assemble for two days or their equivalent each year at such time and place as he may deem most convenient for the purpose of receiving instruction in the science and art of teaching Each superintendent may also invite members of the teaching and supervisory staffs of the other districts and of institutions of learning within the county to attend such meeting or meetings

Each county superintendent shall exercise general management over such assembly shall secure the necessary speakers and shall incur the necessary expenses

Section 1187 Attendance Records and Reports Expenses of Meeting Each county superintendent shall keep a record of all the teachers under his jurisdiction who attend each meeting and the number of whole or part days during which each was in attendance At the close of each meeting the superintendent shall send to the board of school directors of each school district under his jurisdiction a statement of the names of the teachers of the school district who were in attendance at each meeting and the period during which each teacher was in attendance

Each superintendent shall also at the close of each meeting present to the treasurer of the county in which the school districts under the jurisdiction of the county superintendent or the greater part thereof shall be located a sworn statement of the expenses incurred in the conduct of such meeting.

Section 1188 Compensation of Teachers Attending In each school district under the jurisdiction of a county superintendent the board of school directors shall pay from the funds of the school district to each teacher employed in such school district who has been in attendance at a meeting of the teachers called by the county superintendent as herein provided two dollars (\$2) for

each half of a day during which such teacher was in attendance at such meeting Such compensation shall not in any one year exceed eight dollars (\$8) per teacher This payment shall be in addition to the compensation provided in the teacher's contract with the school district Such payments shall be based upon the official attendance record made by the county superintendent to the board of school directors

The time spent by teachers at a teacher's meeting called by a county superintendent as herein provided shall not be considered as days taught nor lessen the number of days in the minimum school term as here in required

Section 1189 Penalty on Teachers Failing to Attend Each teacher who shall not attend a meeting of teachers called by a county superintendent as herein provided shall forfeit to the school district employing him a sum equal to that which he would have received for attendance at such meeting The board of school directors of the district by which he is employed shall deduct this sum from his salary for the month next following the date of such meeting unless satisfactory reason for such absence is given to the superintendent holding such institute Such forfeiture shall not exceed for any one year the sum of four dollars (\$4) per teacher

Section 1190 Auditors The teachers under the jurisdiction of a county superintendent shall at the first meeting in each school year which may be called by the county superintendent as provided herein elect two (2) of their number as auditors The persons so elected together with the auditor elected by the school directors' association of such county shall audit the accounts of each such meeting which shall be held during the school year

Section 1191 Statement of Receipts and Disbursements Within thirty (30) days after the closing of a meeting of teachers under the jurisdiction of a county superintendent which has been held as herein provided the county superintendent shall prepare an itemized account of all the receipts and disbursements received or made on account of such meeting and submit the same properly sworn to together with the proper vouchers therefor to the auditors herein required to audit such accounts

Section 1192 Expenses Paid by County Limitations Upon the receipt from a county superintendent of duplicate vouchers and a statement of expenses incurred in the conduct of a teachers' meeting as herein provided which has been sworn to by the county superintendent and approved by the auditors of such meeting the county treasurer of the county in which the school district under the jurisdiction of such county superintendent or the greater or greatest part thereof in area shall be located shall pay out of the county treasury to such county superintendent the amount of such expenses which shall not exceed two hundred dollars (\$200)

Section 1193 Reports to Department of Public Instruction Each county superintendent immediately after the adjournment of a meeting of teachers under his jurisdiction which has been held as herein provided shall report to the Department of Public Instruction on blanks furnished by it the number teachers in attendance the names of instructors the subjects upon which instruction was given the degree of popular interest awakened by the proceeding and such further information as may be required

Section 1194 District Having District Superintendent In each school district of the first and second classes and in each school district of the third class which has employed a district superintendent the board of school directors may provide any form of teacher training or teacher improvement for the teachers of such district which it may deem proper

All expenses incurred in such training and improvement shall be paid by such board of school directors as other expenses of such school district are paid

Article XII

Certification of Teachers

Section 1201 Certificates Qualifying Persons to Teach Only those persons holding one of the following certi-

ficates shall be qualified to teach in the public schools of this Commonwealth (1) Permanent college certificate (2) provisional college certificate (3) normal school diploma (4) normal school certificate (5) special permanent certificate (6) special temporary certificate (7) permanent State Certificate (8) certificates which are permanent licenses to teach by virtue of the provisions of section one thousand three hundred eight of the act approved the eighteenth day of May one thousand nine hundred eleven (Pamphlet Laws 309) as amended which is repealed hereby or (9) such other kinds of certificates as are issued under the rules and regulations of the State Council of Education The State Council of Education shall also provide for issuance of certificates by county or district superintendents to meet such emergencies or shortages of teachers as may occur

Section 1202 State Certificates State certificates shall be issued as herein provided Each such certificates shall set forth the branches which its holder is entitled to teach No teacher shall teach in any public school any branch which he has not been properly certificated to teach

A certificate to teach shall not be granted or issued to any person not a citizen of the United States except in the case of exchange teachers not permanently employed and teachers employed for the purpose of teaching foreign languages

Section 1203 Kinds of State Certificates State certificates hereafter granted shall include the following

Provisional College Certificates

Permanent College Certificates

Certificates issued by other states and validated by the Superintendent of Public Instruction

Special Temporary Certificates

Special Permanent Certificates

All persons receiving any of such certificates shall have qualifications not less than graduation from a State Teachers' College of this Commonwealth or equivalent training

Every college certificate shall set forth the names of the college or university from which its holder was graduated State certificates shall entitle their holders to teach in every part of this Commonwealth for the terms herein specified

Section 1204 Granting Provisional College Certificates The Superintendent of Public Instruction may grant a provisional college certificate to every person who presents to him satisfactory evidence of good moral character and of being a graduate of a college or university approved by the State Council of Education who has completed such work in education as may be approved by the State Council of Education and to every person who presents to him satisfactory evidence of good moral character and of being a graduate in music with the degree of bachelor of music of a college or university approved by the State Council of Education who has during such musical course completed the prescribed number of hours of professional studies which certificates shall entitle him to teach for three annual school terms

Section 1205 Issuing Permanent College Certificates The Superintendent of Public Instruction shall issue a permanent college certificate to every graduate of a college or university approved by the State Council of Education and of such departments therein as are approved by him when such graduate furnishes satisfactory evidence of good moral character and successful experience of three years' teaching in the public schools of this Commonwealth on a provisional college certificate and has completed such work in education as may be approved by the State Council of Education Such certificate shall entitle its holder to teach without further examination

Section 1206 Certificates Issued by Other States The Superintendent of Public Instruction may validate in this Commonwealth teachers' certificates issued by other states or by State normal schools or colleges of other states whose requirements are equivalent to those of this Commonwealth Such validation of certificates may be revoked by the Superintendent of Public Instruction at any time

Section 1207 Special Temporary of Permanent Certificates The Superintendent of Public Instruction shall provide for special examinations for temporary or permanent certificates for teachers of kindergartens drawing vocal music manual training physical training and other special branches

The Superintendent of Public Instruction may issue temporary or permanent certificates for the teaching of such special subjects to graduates of approval special schools of such subjects under such conditions as he may make

Section 1208 Summer Schools etc The State Board of Education shall provide for summer schools in State teachers' colleges colleges universities and other educational institutions and for extension courses and correspondence courses for all teachers employed in the public school system of the Commonwealth who wish to acquire the minimum qualifications prescribed herein or such further qualifications as may be desirable

Section 1209 Disqualifications No teacher's certificate shall be granted to any person who has not submitted upon a blank furnished by the Superintendent of Public Instruction a certificate from a physician legally qualified to practice medicine in this Commonwealth setting forth that said applicant is neither mentally nor physically disqualified by reason of tuberculosis or any other chronic or acute defect from successful performance of the duties of a teacher nor to any person who has not a good moral character or who is in the habit of using opium or other narcotic drugs in any form or any intoxicating drink as a beverage

Section 1210 Existing Certificates All teachers' certificates in force in this Commonwealth at the time this act goes into effect shall continue in full force and effect subject to all the terms and conditions under which they were issued until they expire by virtue of their own limitations unless they are sooner annulled for the reason and in the manner herein provided

State Normal School certificates heretofore issued by the State Normal Schools of this Commonwealth shall entitle their holders to teach for two annual school terms

Diplomas heretofore issued by the State Normal Schools of this Commonwealth shall entitle their holders to teach without further examination

Section 1211 Annulment of Certificates All State certificates or endorsements of the certificates of other states may be annulled by the Superintendent of Public Instruction for incompetency cruelty negligence immorality or intemperance after hearing of which reasonable notice in writing must be given to the parties interested

Section 1212 Registration and Record of Certificates Before entering upon the work of teaching every holder of a permanent special or State certificate of any kind shall present it for registration to the proper superintendent who shall record its kind number and date of issue together with the branches which it covers Whenever new branches are added to any certificate these shall be added to the record upon presentation of said certificate to the superintendent

Every county and district superintendent shall keep in a book provided for that purpose at the expense of the State an accurate record of all valid certificates held by the teachers of the school within his jurisdiction

Article XIII

Pupils and Attendance

(a) Attendance

Section 1301 Age Limits Temporary Residence Every child being a resident of any school district between the ages of six (6) and twenty-one (21) years may attend the public schools in his district subject to the provisions of this act The Board of school directors of any school district may admit to the school of the district with or without the payment of tuition any non-resident child temporarily residing in the district and may require the attendance of such non-resident child in the same man-

ner and on the same conditions as it requires the attendance of a resident child

Section 1302 Residence and Right to Free School Privileges A child shall be considered a resident of the school district in which his parents or the guardian of his person resides When a resident of any school district keeps in his home a child of school age not his own supporting the child gratis as if it were his own such child shall be entitled to all free school privileges accorded to resident school children of the district including the right to attend the public high school maintained in such district or in other districts in the same manner as though such child were in fact a resident school child of the district and shall be subject to all the requirement placed upon resident school children of the district Before accepting such child as a pupil the board of school directors of the district may require such resident to file with the secretary of the board a sworn statement that he is a resident of the district that he is supporting the child gratis that he will assume all personal obligations for the child relative to school requirements and that he intends to so keep and support the child continuously and not merely through the school term

Section 1303 Vaccination Required Penalty (a) It shall be the duty of all school directors superintendents principals or other persons in charge of any public private parochial or other school to refuse the admission of any child to any said schools under their charge or supervision except upon a certificate signed by a physician setting forth that such child has been vaccinated and that a subsequent examination reveals a resulting cicatrix indicating successful vaccination or that vaccination has been performed according to the rules and regulations promulgated by the Secretary of Health with the sanction and advice of the Advisory Health Board or that the child has previously had smallpox All certificates of vaccination shall be issued in accordance with the rules and regulations promulgated by the Secretary of Health with the sanction and advice of the Advisory Health Board

(b) Any person who shall fail neglect or refuse to comply with or who shall violate any of the provisions or requirements of this section shall for every such offense upon summary conviction thereof be sentenced to pay a fine of not less than five dollars (\$5) nor more than one hundred dollars (\$100) and in default thereof to undergo an imprisonment in jail of the proper county for a period not exceeding sixty (60) days All such fines shall be paid into the treasury of the school district

Section 1304 Admission of Beginners Unless otherwise directed by the board of school directors the admission of beginners to the public schools shall be confined to the first two weeks of the annual school term Beginners becoming (6) six years of age after the beginning of the school term and before the first day of February of any year shall be admitted during the first two weeks of the annual school term or during such additional periods for the admission of such beginners as the board of school directors in any school district may fix

The term "beginners" as used in this section shall mean any child that should enter the lowest grade of the primary school or the lowest primary class

Section 1305 Non-resident Child Placed in Home of Resident (a) When a non-resident child is placed in the home of a resident of any school district by order of court or by arrangement with an association agency or institution having the care of neglected and dependent children such resident being compensated for keeping the child any child of school age so placed shall be entitled to all free school privileges accorded to resident school children of the district including the right to attend the public high school maintained in such district or in other districts in the same manner as though such child were in fact a resident school child of the district

The school district may not be required to accept such children in its schools when their acceptance would involve additional provisions for transportation by the district or would require the district to provide additional teachers or rooms at an expense greater than the amount

of reimbursement paid to the district by the State on account of the instruction of such children

(b) Any resident of any school district before accepting custody of a non-resident child of school age for compensation by order of court or by arrangement with an association agency or institution having the care of dependent or neglected children must secure from the superintendent of schools supervising principal or school board in that district a statement in writing that the child can be accommodated in the schools of the district or that the child can not be accommodated and the reasons therefor. If such statements are not furnished within two weeks after a request in writing has been made to the board's secretary the supervising principal or the superintendent of schools the board's assent shall be assumed and the child shall be admitted to the schools of the district as a pupil. If such statement sets forth conditions such as to exempt the district under this section from accepting the child as a pupil and if such exemption is not disapproved on appeal by the Superintendent of Public Instruction and if other arrangement for the child's schooling satisfactory to the county or district superintendent is not made the child may not be placed in the district.

Appeal from the claim of any school district for exemption as provided in this section may be taken to the Superintendent of Public Instruction and his decision thereon after investigation shall be final.

Section 1306 Non-resident Inmates of Children's Institutions The board of school directors of any school district in which there is located any orphans asylum home for the friendless children's home or other institution for the care or training of orphans or other children shall permit any children who are inmates of such homes but not legal residents in such district to attend the public schools in said district either with or without charge for tuition textbooks or school supplies as the directors of the district in which such institutions is located may determine.

Section 1307 Counties Other Than Second Class Responsible for Payment of Tuition In any county other than a county of the second class whenever any child is an inmate of an orphan asylum or home or a children's home or a home for the friendless or a private home or other institution for the care or training of orphans or other children and the maintenance of such children is provided at the cost of the county or the county institution district wherein it is located and such child attends the public schools of the school district wherein such home or institution is located although not a legal resident of such district the county shall in all such cases pay to such school district the tuition charge provided for by this act in the case of pupils attending public schools of another district. Such costs shall be paid annually by the county and shall thereafter be collected by the county from the school district in which such child is a legal resident.

Section 1308 Liability for Tuition and Enforcement of Payment In all cases not covered by the preceding section if a charge is made by any school district for tuition for the inmates of any such institution the officers of the institution shall submit to the board of school directors a sworn statement setting forth the names ages and school districts liable for tuition of all children who are inmates thereof and desire to attend public school in the district together with a blank acknowledging or disclaiming residence signed by the secretary of the school district in which the institution declares the legal residence of the child to be. If said district shall fail to file said blank with said institution within fifteen (15) days from the date it is sent to the district by the institution by registered mail the institution shall again notify the district of its failure to comply with the provisions of this act. If the district shall fail to comply within fifteen (15) days following the second notice said failures to return the blank shall be construed as an acknowledgement of said child's residence. The tuition of such inmates as are included in

the sworn statement to the board of school directors shall be withheld by the Superintendent of Public Instruction from any moneys due to the district liable for said tuition upon receipt of a sworn statement setting forth the names ages tuition charges and school district liable for tuition of said inmates. All money thus withheld shall be paid by him to the district entitled to receive the same. The district so charged with tuition may file an appeal with the Superintendent of Public Instruction in which it shall be the complainant and the institution the respondent. The decision of the Superintendent of Public Instruction as to which said parties is responsible for tuition shall be final.

If any inmates have been received from outside of Pennsylvania or if the institution cannot certify as to their residence their tuition shall be paid by the institution having the care or custody of said children. If the Superintendent of Public Instruction decides that the legal residence of any said inmates is in Pennsylvania but cannot be fixed in a particular district the Commonwealth shall pay the tuition of such inmate out of moneys appropriated to the Department of Public Instruction by the General Assembly for the maintenance and support of the public schools of the Commonwealth.

Section 1309 Cost of Tuition How Fixed The cost of tuition in such cases shall be fixed as is now provided by law for tuition costs in other cases except where for the accommodation of such children it shall be necessary to provide a separate school or to erect additional school buildings in which cases the charge of tuition for such children may include a proportionate cost of the operating expenses rental and interest on any investment required to be made in erecting such new school buildings. The tuition herein provided for shall be paid annually by the Superintendent of Public Instruction or the institution as the case may be.

Section 1310 Assignment of Pupils to Schools The board of school directors of every school district shall for the purpose of designating the schools to be attended by the several pupils in the district subdivide the district in such manner that all the pupils in the district shall be assigned to and reasonably accommodated in one of the public schools in the district. The board of school directors may upon cause shown permit any pupil or pupils in any school district to attend such other school in the district as the board may deem proper or may classify and assign the pupils in the district to any school or schools therein as it may deem best in order to properly educate them. Whenever any child or children of compulsory school age have their residence more than two (2) miles by the nearest public highway from the school within the district to which they have been assigned and free transportation for such child or children to a school within the district is not provided and there is a school in session in some other district in the Commonwealth within two (2) miles by the nearest public highway of the residence of such child or children the board of school directors shall with the consent of the board of school directors of such other district re-assign such child or children to such school in the other district and shall pay to said district the tuition charge provided for by this act. This provision shall include in like manner assignment to high schools in the case of pupils under sixteen (16) years of age who are qualified to be enrolled in such high schools. It shall be unlawful for any school director superintendent or teacher to make any distinction whatever on account of or by reason of the race or color of any pupil or scholar who may be in attendance upon or seeking admission to any public school maintained wholly or in part under the school laws of the Commonwealth.

Section 1311 Closing School (a) The board of school directors of any school district may on account of the small number of pupils in attendance or the condition of the then existing school building or for the purpose of better gradation and classification or other reasons close any one or more of the public schools in its district. Upon such school or schools being closed the pupils who belong to the same shall be assigned to other schools or upon

cause shown be permitted to attend schools in other districts

(b) Whenever the average term attendance of pupils regularly enrolled at any one-room school in any school district of the fourth class or in any district of the third class which is located wholly within the boundary lines of a township is ten (10) or less than ten (10) the board of school directors shall close such school. If the board of school directors does not deem it feasible to close such school it may present its petition to the State Council of Education showing the reasons why such school should not be closed. Thereupon the State Council of Education shall consider such petition and shall make such order as may seem just in the premises. If any school has been closed because the average term attendance of pupils enrolled was ten (10) or less than ten (10) and has been reopened upon order of the State Council of Education and the average term attendance is twelve (12) or more after such reopening such school shall be considered re-established.

Section 1312 Free Transportation Where Schools Closed in Fourth and Third Class Districts in Townships In any district of the fourth class or any district of the third class which is located wholly within the boundary lines of a township elementary school pupils who reside within that part of the school district last served by any elementary school closed since the first Monday of July one thousand nine hundred seven or within a district all of whose schools have been closed or who are assigned to a training school of a State teachers' college and reside one and one-half miles or more from the school to which they are assigned shall be furnished proper transportation at the expense of the district to and from the elementary school to which they are assigned.

Section 1313 Attendance in Other Districts Where any pupil in any school district resides one and one-half miles or more by the public road from the nearest public elementary school in the district such pupil unless proper free transportation is furnished to a suitable school in the district may attend any public elementary school in another school district more convenient of access on obtaining the consent of the board of school directors of such other school district and without the consent of the board of school directors of the district where such pupil resides. The district where such pupil resides shall promptly pay to the district where such pupil attends the tuition charge provided for by this act. The board of school directors of any district may on account of convenience of access or other reasons permit any pupils to attend the schools of another district.

Section 1314 Attendance in District to Which Territory of Residence Formerly Attached All pupils residing in any territory belonging to any school district established by the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) which territory at the time of the approval of said act was attached to another school district for school purposes may if they so desire attend during the entire school term of each year the public schools in the district to which the territory in which they reside was formerly attached. The district in which they reside shall pay to the district in which they attend the tuition charge provided for by this act. Provided That if the school districts in which such pupils now reside has or shall hereafter by the establishment of new schools or otherwise provide within reasonable distance proper school facilities of like grades to those in the district to which they were formerly attached then in any such case such pupils shall attend the schools in the district in which they reside. In case of dispute the decision of the Superintendent of Public Instruction as to sufficiency and reasonableness of the school facilities provided by the school district in which such pupils reside shall be final.

Section 1315 Assignment to School in Another State Receiving Pupils from Other States Where any child of school age in any school district resides one and one-half miles or more by the nearest traveled road from the nearest public elementary school or three miles or more

from the nearest high school in the district such child unless proper free transportation is furnished to a suitable school in this Commonwealth may on request of his parents or legal guardian be assigned by the board of school directors to a more convenient school in another state. Provided That the consent of the proper school officials in charge of such school in another state to such an arrangement is permitted by the laws of such state and is agreed to by such officials. The tuition of any such pupil attending a school in another state may be paid by the board of school directors of the district in which he is a resident as in the case of a pupil attending a public school in this Commonwealth in a district in which he is not a resident.

The board of school directors in any school district situate adjacent to another state may admit to the public schools in such district pupils resident in such other state and may receive tuition for such pupils as in the case of pupils admitted from other districts in this Commonwealth.

Section 1316 Permitting Attendance of Non-resident Pupils The board of school directors of any school district may permit any non-resident pupils to attend the public schools in its district upon such terms as it may determine subject to the provisions of this act.

Section 1317 Authority of Teachers over Pupils Every teacher in the public schools shall have the right to exercise the same authority as to conduct and behavior over the pupils attending his school during the time they are in attendance including the time required in going to and from their homes as the parents guardians or persons in parental relation to such pupils may exercise over them.

Section 1318 Suspension and Expulsion of Pupils Every principal or teacher in charge of a public school may temporarily suspend any pupil on account of disobedience or misconduct and any principal or teacher suspending any pupil shall promptly notify the district superintendent supervising principal or secretary of the board of school directors. The board may after a proper hearing suspend such child for such time as it may determine or may permanently expel him. Such hearings suspension or expulsion may be delegated to a duly authorized committee of the board.

(b) Enforcing Attendance

Section 1326 Definitions The term "compulsory school age" as hereinafter used shall mean the period of a child's life from the time the child's parents elect to have the child enter school which shall be not later than at the age of eight (8) years until the age of seventeen (17) years. The term shall not include any child who holds a certificate of graduation from a regularly accredited senior high school.

The term "migratory child" wherever used in this subdivision of this article shall include any child domiciled temporarily in any school district for the purpose of seasonal employment but not acquiring residence therein and any child accompanying his parent or guardian who is so domiciled.

Section 1327 Compulsory School Attendance Every child of compulsory school age having a legal residence in this Commonwealth as provided in this article and every migratory child of compulsory school age is required to attend a day school in which the subjects and activities prescribed by the State Council of Education are taught in the English language. Every parent guardian or other person having control or charge of any child or children of compulsory school age is required to send such child or children to a day school in which the subjects and activities prescribed by the State Council of Education are taught in the English language. Such child or children shall attend such school continuously through the entire term during which the public elementary schools in their respective districts shall be in session or in cases of migratory children during the time the schools are in session in the districts in which such children are temporarily domiciled. The certificate of any principal or teacher of a private school or of any institution for the education of children in which the subjects and activities prescribed by the State Council of Education are taught

in the English language setting for that the work of said school is in compliance with the provisions of this act shall be sufficient and satisfactory evidence thereof Regular daily instruction in the English language for the time herein required by a properly qualified private tutor shall be considered as complying with the provisions of this section if such instruction is satisfactory to the proper county or district superintendent of schools

Section 1328 Compulsory Education of Physical Defectives Every parent guardian or other person having control or charge of any child of compulsory school age who is deaf or blind or is so crippled or whose hearing or vision is so defective as to make it impracticable to have such child educated in the public schools of the district in which he is a resident shall allow such child to be sent to some school where proper provision is made for the education of the deaf or of the blind or of crippled children or shall provide for the tuition of such child by a legally certified private tutor

Section 1329 Excuses from Attending School The board of school directors of any school district may upon satisfactory evidence being furnished to it showing that any child or children are prevented from attending school or from application to study on account of any mental physical or other urgent reasons excuse such child or children from attending school as required by the provisions of this act but the term "urgent reasons" shall be strictly construed and shall not permit of irregular attendance In every such case such action by the board of school directors shall not be final until the approval of the Department of Public Instruction has been obtained Every principal or teacher in any public private or other school may for reasons enumerated above excuse any child for non-attendance during temporary periods

Section 1330 Exceptions to Compulsory Attendance The provisions of this act requiring regular attendance shall not apply to any child who

(1) Has attained the age of sixteen (16) years and who is regularly engaged in any useful and lawful employment or service during the time the public schools are in session and who holds an employment certificate issued according to law

(2) Has been examined by an approved mental clinic or by a person certified as a public school psychologist or psychological examiner and has been found to be unable to profit from further public school attendance and who has been reported to the board of school directors and excused in accordance with regulations prescribed by the State Council of Education

(3) Has attained the age of fifteen (15) years and is engaged in farm work or domestic service in a private home on a permit issued by the school board or the designated school official of the school district of the child's residence in accordance with regulation which the Superintendent of Public Instruction is hereby authorized to prescribe

(4) Has attained the age of fourteen (14) year and is engaged in farm work or domestic service in a private home on a permit issued as provided in clause (3) of this section and who has satisfactorily completed either in public or private schools the equivalent of the highest grade of the elementary school organization prevailing in the public schools of the district in which he resides if the issuance of such a permit has first been recommended by the county or district superintendent of schools having supervision of the schools of the district where such child resides or by the principal of the private school where such child is enrolled and the reason therefor has been approved by the Superintendent of Public Instruction

(5) Except in districts of the fourth class and those of the third class located wholly within the boundary lines of a township resides two miles or more by the nearest public highway from any public school in session and no proper free transportation is furnished to such child to and from school

Section 1331 Free Transportation or Board and Lodging In case there is no public school with the proper grades in session within two miles by the shortest public highway

of the residence of any child in a school district of the fourth class or in a township which is a school district of the third class such child shall be furnished proper transportation at the expense of the school district to and from a school with the proper grades When it is not feasible to provide such transportation the board of school directors may in lieu thereof with the approval of the Department of Public Instruction pay for suitable board and lodging for any such child

Section 1332 Reports of Enrollments Attendance and Withdrawals Public and Private Schools Every principal or teacher in every public school and every principal teacher or tutor in every school other than a public school and in every institution for children and every private teacher in every school district shall immediately after their admission to such school or institution or at the beginning of such private teaching furnish to the district superintendents supervising principals attendance officers home and school visitors or secretaries of the boards of school directors of the districts wherein the parents or guardians of such children reside lists of the names and residences of all children between six (6) and eighteen (18) years of age enrolled in such school or institution or taught by such private teacher and shall further report at once to such district superintendent supervising principal or secretary of the board of school directors the name and date of withdrawal of any such pupil withdrawing from any such school or institution or from such private instruction if such withdrawal occurs during the period of compulsory attendance in said district Every principal or teacher in a school other than a public school and every private teacher shall also report at once to the superintendent supervising principal attendance officer home and school visitor or secretary of the board of school directors of the district any such child who has been absent three (3) days or their equivalent during the term of compulsory attendance without lawful excuse

Section 1333 Penalties for Violation of Compulsory Attendance Requirements Every parent guardian or person in parental relation having control or charge of any child or children of compulsory school age who shall fail to comply with the provisions of this act regarding compulsory attendance shall on summary conviction thereof be sentenced to pay a fine for the benefit of the school district in which such offending person resides not exceeding two dollars (\$2) for the first offense and not exceeding five (\$5) for each succeeding offense together with costs and in default of the payment of such fine and costs by the person so offending shall be sentenced to the county jail for a period not exceeding five (5) days Any person sentenced to pay any such fine may at any time within five (5) days thereafter appeal to the court of quarter sessions of the proper county upon entering into a recognizance with one or more proper sureties in double the amount of penalty and costs Before any proceedings are instituted against any parent guardian or person in parental relation for failure to comply with the provisions of this act the district superintendent supervising principal attendance officer or secretary of the board of school directors shall give the offending person three (3) days' written notice of such violation If after such notice has been given the provisions of this act regarding compulsory attendance are again violated by the persons so notified at any time during the term of compulsory attendance such person so again offending shall be liable under the provisions of this section without further notice

Section 1334 Children Lacking Clothing or Food Whenever the board of school directors or the attendance officer home and school visitor superintendent supervising principal or secretary of any board of school directors ascertains that any child of compulsory school age who is by the provisions of this act required to attend the public schools in the district over which such board of school directors has control is unable to do so on account of lack of necessary clothing or food such case shall be promptly reported to any suitable relief agency operating in the school district or if there is no such suitable relief agency to which the case can be referred it shall be reported to

the proper county board of assistance for investigation and relief

Section 1335 **Furnishing Food Including Milk to School Children** The directors in all school districts are hereby authorized and empowered to furnish food including milk to the under-nourished and poor school children attending the schools within their districts at the expense of the school district The provisions of this section shall not be limited or affected by the acceptance and distribution by school directors of surplus commodities made available by the Federal Government

Section 1336 **Furnishing Vitamin Products to Pupils** (a) Every child attending the public schools who is in the first or second grades and whose parents guardian or other person responsible for maintenance requests the furnishing to such child of vitamin products and also every child who is advanced beyond the second grade who in the opinion of the medical examiner of schools or an agent of the Department of Health shows indications of malnutrition or nutritional disorders and whose parents guardian or other persons responsible for maintenance is financially unable to provide vitamin products for the child shall be entitled to receive daily during the school year or during any part of the school year as the Department of Health may determine such quantities of vitamin products as shall be deemed adequate by the medical examiner of schools or agent of the Department of Health to prevent or correct malnutrition

(b) The term "vitamin products" as used in this section shall be construed to include any of the following high potency antirachitic products in capsule pearl tablet or water form used for the purpose of preventing and as an aid in correcting malnutrition Namely (1) cod liver oil or cod liver with viosterol (2) haliver oil with viosterol (3) halibut liver oil with viosterol (4) any combination of the foregoing oils with viosterol (5) dicalcium phosphate compound with viosterol and (6) the product known as A-B-C capsule

(c) Such vitamin products shall be furnished by the Department of Health to school districts for distribution therein by teachers in accordance with systems established by the Department of Health with the cooperation of the Department of Public Instruction

(d) The Department of Property and Supplies as purchasing agent for the Department of Health in accordance with the provisions of the Administrative Code shall from time to time purchase and provide for the delivery of vitamin products for the use of the Department of Health in carrying into effect the provisions of this section Such vitamin products so purchased shall conform to such standards of quality and potency as may be prescribed by the Department of Health The Department of Health shall have the right to reject or to refuse to accept any vitamin products so purchased which the Secretary of Health finds do not conform to the standards of quality and potency prescribed by the department

(e) Each board of school directors shall in accordance with rules and regulations formulated by the Department of Health in cooperation with the Department of Public Instruction establish a system for the requisitioning of vitamin products from the Department of Health and for their distribution to pupils in the public schools and shall provide for the collection of reports as to the quantity of vitamin products required in such school district and in each school room to supply pupils Every teacher and medical examiner designated by the board of school directors for such purpose shall make periodical reports to the board of school directors for the use of the Department of Health as to the amount of vitamin products required to supply pupils in each school room showing the names of the pupils their respective ages grades addresses and such other information as the Department of Health may require

(f) The Department of Health shall in such manner as it shall determine provide instruction for teachers in the public schools upon matter pertaining to proper diet nutrition and comparative food values which information shall in turn be imparted by teachers to pupils and their parents

Section 1337 **Nonprofit School Lunch Program** (a) Definitions For the purpose of this section "school lunch pro-

gram" means a program under which lunches are served by any school on a nonprofit basis to children in attendance including any such program under which a school receives assistance out of funds appropriated by the Congress of the United States

(b) **Expenditure of Federal Funds** The Department of Public Instruction is hereby authorized to accept and direct the disbursement of funds appropriated by any act of Congress and apportioned to the State for use in connection with school lunch programs The Department of Public Instruction shall deposit all such funds received from the Federal Government in a special account with the Treasurer of the State who shall make disbursements therefrom upon the direction of the Department of Public Instruction

(c) **Administration of Program** The Department of Public Instruction may enter into such agreements with any agency of the Federal Government with any board of school directors or with any other agency or person prescribe such regulations employ such personnel and take such other action as it may deem necessary to provide for the establishment maintenance operation and expansion of any school lunch program and to direct the disbursement of Federal and State funds in accordance with any applicable provisions of Federal or State law The Department of Public Instruction may give technical advice and assistance to any board of school directors in connection with the establishment and operation of any school lunch program and may assist in training personnel engaged in the operation of such program The Department of Public Instruction and any board of school directors may accept any gift for use in connection with any school lunch program

(d) **Boards of School Directors** Pursuant to any power of boards of school directors to operate or provide for the operation of school lunch programs in schools under their jurisdiction boards of school directors may use therefore funds disbursed to them under the provisions of this section gifts and other funds received from sale of school lunches under such programs

(e) **Accounts Records Reports and Operations** The Department of Public Instruction shall prescribe regulations for the keeping of accounts and records and the making of reports by or under the supervision of boards of school directors Such accounts and records shall at all times be available for inspection and audit by authorized officials and shall be preserved for such period of time not in excess of five years as the Department of Public Instruction may lawfully prescribe The Department of Public Instruction shall conduct or cause to be conducted such audits inspections and administrative reviews of accounts records and operations with respect to school lunch programs as may be necessary to determine whether its agreements with boards of school directors and regulations made pursuant to this section are being complied with and to insure that school lunch programs are effectively administered

(f) **Studies Appraisals and Reports to Governor** The Department of Public Instruction is hereby authorized to the extent that funds are available for that purpose and in cooperation with other appropriate agencies and organizations to conduct studies of methods of improving and expanding school lunch programs and promoting nutritional education in the schools to conduct appraisals of the nutritive benefits of school lunch programs and to report its findings and recommendations from time to time to the Governor

Section 1338 **Delinquent Children** In case any child between eight (8) and sixteen (16) years of age cannot be kept in school in compliance with the provisions of this act on account of incorrigibility truancy insubordination or other bad conduct or if the presence of any child attending school is detrimental to the welfare of such school on account of incorrigibility truancy insubordination or other bad conduct the board of school directors may by its superintendent supervising principal secretary or attendance officer under such rules and regulations as the board may adopt proceed against said child before the juvenile court or otherwise as is now or may hereafter be provided by law for incorrigible truant insubordinate or delinquent children

Section 1339 **Reports to Superintendent of Public In-**

struction Every school district shall report to the Superintendent of Public Instruction upon the enforcement of the provisions for compulsory attendance and the cost thereof in such detail as said Superintendent of Public Instruction shall request

(c) Attendance Officers

Section 1341 Duty to Employ Power of Arrest Certification The board of school directors of every school district of the first second or third class shall and in any school district of the fourth class may employ one or more persons to be known as attendance officers or home and school visitors whose duties shall be to enforce the provisions of this act regarding compulsory attendance Such attendance officers or home and school visitors shall in addition to the duties imposed upon them by the provisions of this act have full police power without warrant and may arrest or apprehend any child who fails to attend school in compliance with the provisions of this act or who is incorrigible insubordinate or disorderly during attendance at school or on his way to or from school All home and school visitors shall be legally certified as such by the Department of Public Instruction upon meeting such requirements as shall be prescribed by the State Council of Education

Any two or more school districts may join in the appointment of an attendance officer on such terms as they may mutually agree upon

Section 1342 Term of Employment Compensation Attendance officers or home and school visitors may be employed for the full calendar year and shall be paid such amounts and in such manner as the board of school directors appointing them may decide They shall at all times perform the duties of their appointment under the direction of the board of school directors appointing them

In districts of the first class the minimum salaries of attendance officers and home and school visitors in elementary schools shall be Minimum annual salary one thousand two hundred (\$1200) minimum annual increment one hundred dollars (\$100) minimum number of increments ten (10) No school district of the first class shall reduce the compensation of any attendance officer below that paid on the second day of July one thousand nine hundred thirty-seven

Section 1343 Arrest of Children Failing to Attend School When an attendance officer arrests or apprehends any child who fails to attend school as required by the provisions of this act he shall promptly notify the parents guardian or person in parental relation to such child if such person can be found in the district and unless requested by such parent guardian or person in parental relation to place said child in a school other than public school he shall place said child in the public school in which the child is or should be enrolled

Section 1344 Inspecting Places Where Children are Employed Attendance officers shall have full power and authority to enter during business hours any place where any children are employed to ascertain whether or not any child is engaged therein that should attend school as herein provided and such attendance officer shall have the right to demand and inspect the employment certificate of any child engaged therein

Section 1345 Penalty for Interfering with Inspections Any officer director superintendent manager employe or other person at any place where any child of compulsory school age is engaged who refuses to permit or in any way interferes with the entrance therein of the attendance officer any member of the board of school directors the secretary thereof the district superintendent or supervising principal of any school district as provided for in this act shall on summary conviction thereof be sentenced to pay a fine of not less than five dollars (\$5) or more than twenty-five dollars (\$25) and in default thereof he may be sentenced to imprisonment not exceeding thirty (30) days Any person sentenced to pay any such fine may upon giving proper surety in double the amount of penalty and costs at any time within five (5) days thereafter appeal to the court of quarter sessions of the proper county

(d) Enumeration of School Children

Section 1351 Duty to Make Penalty for Interfering The board of school directors in every school district shall between March first and September first of each year cause to be made by the attendance officers teachers or other persons employed for this purpose a careful correct and accurate enumeration on census cards provided by the district at the expense of the district or in a substantial book or books provided by the Superintendent of Public Instruction at the expense of the State for that purpose of all the children between the ages of six (6) and eighteen (18) years within their district giving the full name date of birth age sex nationality place of residence in such school district name and address of parent or persons in parental relation the name and location of the school where the child is enrolled or belongs and the name and address of the employer of any child under eighteen (18) years of age who is engaged in any regular employment or service Such enumeration shall be made by careful inquiry at the residence of each family in the district The person making such enumeration upon completion thereof shall make a proper oath or affirmation as to its correctness Such enumeration shall also include the names and addresses of all persons firms or corporations employing or accepting service from children under eighteen (18) years of age The board of school directors in any school district shall have authority to cause to be made an enumeration of all minors residing within the district and the Superintendent of Public Instruction may at his discretion require such enumeration

If any person shall hinder or prevent or attempt to hinder or prevent any attendance officer or teacher or other person from performing any duty provided for in this section he shall on summary conviction thereof be sentenced to pay a fine not exceeding five dollars (\$5) or to undergo an imprisonment not exceeding five (5) days

Section 1352 Lists of Names for Schools Statistics for Superintendent of Public Instruction The secretary of each board of school directors or such other person as is directed by the board shall at or before the opening of the school term furnish to the principal or teacher of each school a correct list of the names and residences of all children assigned to such school who are subject to the provisions of this act The secretary or other person shall also forward on or before the first day of October of each year to the county or district superintendent to be by him forwarded on or before the first day of November of each year to the Superintendent of Public Instruction a summary of such statistics regarding the children in each district as is required by the Superintendent of Public Instruction on blanks provided by him for that purpose

Section 1353 Cost of Enumeration Additional Names and Information The cost and expenses of making a proper enumeration of the children of each school district as herein provided shall be paid per diem or by the name or in such other manner as the board of school directors may deem proper out of the funds of the district The attendance officer the district superintendent supervising principal or the secretary of the board of school directors shall have the power to add to this enumeration the names of any children whose names do not appear thereon together with other information required by this act

Section 1354 Report of Children Not Enrolling or Withdrawing or Being Illegally Absent It shall be the duty of every principal or teacher of a public school to report immediately to the attendance officer district superintendent supervising principal or secretary of the board of school directors the names of all children in the list furnished to him who have not appeared for enrollment and he shall also properly report from time to time to the attendance officer district superintendent supervising principal or secretary of the board of school directors the names of all children who having enrolled have subsequently withdrawn from school or who have been absent three (3) days or their equivalent without lawful excuse Such person shall thereupon serve upon the parent guar-

dian or other person in parental relation to such children unlawfully absent from school the written notice hereinbefore provided and if it shall appear that within three (3) days thereafter any child parent guardian or other person in parental relation shall have failed to comply with the provisions of this act the superintendent supervising principal attendance officer or secretary of the board of school directors in the name of the school district shall proceed against the person so offending in accordance with the provisions of this act

Section 1355 Penalty for Failure to Comply Any district superintendent supervising principal secretary of the board of school directors attendance officer or teacher of any public or private school or any private teacher or any principal or teacher in any institution for children who wilfully refuses or neglects to comply with the provisions of this act shall be liable for and pay a penalty for the use of the school district not exceeding twenty-five dollars (\$25) and costs and in default of payment thereof may be committed to the county jail for a period not exceeding thirty (30) days. Such penalty may be recovered by and in the name of any school district as like penalties are now collected by law. Any such superintendent supervising principal secretary attendance officer or teacher upon whom a fine is imposed may at any time within five (5) days thereafter appeal to the court of quarter sessions in the proper county on furnishing proper bail with one (1) surety in double the amount of such penalty and costs.

Section 1356 Costs of Proceeding for Noncompliance If at any time after proceedings have been instituted against any person under the provisions of this act sufficient cause is shown by such offending person for non-compliance with its requirements or if the cost of such proceedings cannot be collected from such offending person such costs may be paid out of the district funds upon proper voucher approved by the board of school directors.

Section 1357 Withholding State Appropriation The Superintendent of Public Instruction upon due hearing after two (2) weeks' written notice to the board of school directors affected may withhold and declare forfeited any part or all of the State appropriation of any school district which refuses or neglects to comply with and to enforce the provisions of this article in the manner satisfactory to him.

(e) Transportation of Pupils

Section 1361 When Provided The board of school directors in any school district may out of the funds of the district provide for the free transportation of any resident pupil to and from the public schools and to and from any points in the Commonwealth in order to provide tours for any purpose connected with the educational pursuits of the pupils. They shall provide such transportation whenever so required by any of the provisions of this act or of any other act of Assembly.

Section 1362 Kinds of Transportation Liability Insurance The free transportation of pupils as required or authorized by this act or any other act may be furnished by using either school conveyances private conveyances or electric railways or other common carriers when the total distance which any pupil must travel by the public highway to or from school in addition to such transportation does not exceed one and one-half (1½) miles and when stations or other proper shelters are provided for the use of such pupils where needed. All private motor vehicles employed in transporting pupils for hire shall be adequately covered by public liability insurance in such amount as the board of school directors shall require.

Section 1363 Standards for Vehicles All vehicles hereafter purchased or placed in use for the transportation of pupils whether owned or hired by the school district shall conform to standards prescribed by the State Council of Education. Such standards when promulgated by the State Council of Education may be revised not oftener than once each year and whenever new requirements are made they shall be published at least six (6) months before they shall become effective and shall apply only to vehicles thereafter purchased or put in use.

Section 1364 Transportation in Districts Under Direction of County Superintendent In all school districts under the direction of a county superintendent all transportation routes to be used shall be established with the advice and assistance of the county board of school directors. District owned school buses may be used under contract with another school district to transport nonresident pupils provided the transportation is approved by the county board of school directors and the Department of Public Instruction. In any case where two or more such school districts jointly use the same transportation facilities the cost of such transportation shall subject to the approval of the State Council of Education be apportioned among such districts by the county board of school directors. The State Council of Education shall prescribe and adopt standards and regulations including qualifications of school bus drivers to govern the transportation of public school pupils.

Section 1365 Extra Compensation for Transporting Pupils Unlawful It shall be unlawful for any driver or owner of a vehicle transporting pupils under a contract with a school district or for any member of or board of school directors to demand request or accept any compensation for transporting pupils other than the compensation stipulated in the contract filed with and approved by the Department of Public Instruction.

Section 1366 Computation of Distances Where by the terms of this act or any other act any distance is specified between the residence of any pupil and any public school to be attended by him or any transportation is provided for within or beyond any particular distance in computing such distance no allowance shall be made for the distance that the dwelling house of the pupil is situated off the public highway. All such distances shall be computed by the public highway from the nearest point where a private way or private road connects the dwelling house of the pupil with the highway to the nearest point where said highway touches the school grounds of the school to which the pupil has been assigned.

Section 1367 Board and Lodging in Lieu of Transportation Whenever the board of school directors in any fourth class district or any district of the third class which is in a township agrees to or is required to provide transportation for any pupils such board of school directors may upon petition of the parent guardian or person in parental relation to any of said pupils in lieu of providing such transportation pay for suitable board and lodging for such pupils if such board and lodging is secured in the home of a near relative of the pupil or in a proper school or home approved by the person making the petition.

(f) Mentally or Physically Handicapped Children

Section 1371 Reports Examination It shall be the duty of the secretary of the school board teachers school enumerators home and school visitors and attendance officers in every school district in accordance with rules of procedure prescribed by the Superintendent of Public Instruction to secure information and report to the district or county superintendent of schools on or before the fifteenth day of October of each year and thereafter as cases arise every child of compulsory school age within said district who because of apparent exceptional physical or mental condition is not being properly educated and trained. As soon thereafter as possible the child shall be examined by a mental clinic approved by the State Council of Education or by a person certified by the Department of Public Instruction as a public school psychologist or psychological examiner and also by any other expert which the type of class and the child's condition may necessitate. A report shall be made concerning his fitness for special education. In school districts of the first second and third class having a district superintendent of schools the report shall be made to the superintendent of the district. In all other districts the report shall be made to the county superintendent of schools.

Section 1372 Special Classes or Schools or Other Provision for Education The county or district superintendent

ent of schools shall submit to the board or boards of school directors plans for establishing and maintaining special classes in the public schools or special public schools for the proper education and training of all such children reported to him as fit subjects for special education and training. Except as herein otherwise provided it shall be the duty of the board of directors of any district having such children to provide and maintain or to jointly provide and maintain with neighboring districts such special classes or schools. The State Superintendent of Public Instruction shall superintend the organization of such special classes and such other arrangements for special education and shall enforce the provisions of this act relating thereto. If it is not feasible to form a special class with a minimum attendance of ten (10) children in any district or if for any other reason it is not feasible to provide such education for any such child in the public schools of the district the board of school directors of the district shall except as herein otherwise provided unless approved provision for the education of such child is made by the parents or guardian secure such proper education and training outside the public schools of the district or in special institutions or by providing for teaching the child in his home in accordance with rules and regulations prescribed by the Department of Public Instruction on terms and conditions not inconsistent with the terms of this act or of any other act then in force applicable to such children.

Section 1373 State Reimbursement Reports School districts maintaining special classes in the public schools or special public schools or providing special education as specified in this subdivision of this article shall receive reimbursement as provided by this act so long as such classes such schools and such special education are approved by the State Council of Education as to location constitution and size of classes conditions of admission and discharge of pupils equipment courses of study methods of instruction and qualifications of teachers.

On or before the first day of November of each year the secretary of the board of school directors in each district in which special education for physically or mentally handicapped children is provided shall make such reports as may be required by the Department of Public Instruction in regard to such special education being maintained for the current school year for which the approval of the State Council of Education is desired.

Section 1374 Free Transportation or Board and Lodging Any physically or mentally handicapped child who is regularly enrolled in a special class that is approved by the Department of Public Instruction or who is enrolled in a regular class in which approved educational provisions are made for him may be furnished with free transportation by the school district. When it is not feasible to provide such transportation the board of school directors may in lieu thereof pay for suitable board and lodging for any such child.

Section 1375 Uneducable Children Provided for by Department of Welfare Any child who is reported by an approved mental clinic or by a person who is certified as a public school psychologist or physiological examiner as being uneducable in the public schools may be reported by the board of school directors to the Superintendent of Public Instruction and when approved by him shall be certified to the Department of Welfare in accordance with regulations approved by the State Council of Education. After any such board shall have thus reported any child it shall be relieved of the obligation of providing education for such child. The Department of Welfare shall thereupon arrange for the admission of such child at an appropriate institution for the training of mentally defective children due consideration being given to the availability of space in such institution.

Section 1376 Cost of Tuition and Maintenance of Certain Handicapped Children in Approved Institutions (a) When any child between the ages of six (6) and twenty-one (21) years of age resident in this Commonwealth who is blind or deaf or afflicted with cerebral palsy is

enrolled with the approval of the Department of Public Instruction as a pupils in any of the schools or institutions for the blind or deaf or cerebral palsied under the supervision of or approved by the Department of Public Instruction the school district in which such child is resident shall pay twenty-five per centum (25%) of the cost of tuition and maintenance of such child in such school or institution as determined by the Department of Public Instruction and the Commonwealth shall pay out of funds appropriated to the Department for special education seventy-five per centum (75%) of the cost of their tuition and maintenance as determined by the Department. If the residence of such child in a particular school district cannot be determined the Commonwealth shall pay out of moneys appropriated to the Department for special education the whole cost of tuition and maintenance of such child.

(b) When any person less than six (6) or more than twenty-one (21) years of age resident in this Commonwealth who is blind or deaf or afflicted with cerebral palsy is enrolled with the approval of the Department of Public Instruction as a pupil in any of the schools or institutions for the blind or deaf or cerebral palsied under the supervision of or approved by the Department of Public Instruction the Commonwealth shall pay to such school or institution out of moneys appropriated to the department for special education the cost of tuition and maintenance of such person as determined by the Department of Public Instruction.

Section 1377 Payment of Cost of Tuition and Maintenance of Certain Handicapped Children (a) To facilitate payments by the several school districts to the schools or institutions in which deaf or blind or cerebral palsied children are enrolled of amounts due by such districts for their proportion of the cost of tuition and maintenance of such children the Superintendent of Public Instruction shall withhold from any moneys due to such districts out of any State appropriation for the assistance as reimbursement of school districts the amounts due by such districts to such schools or institutions for the blind or the deaf or the cerebral palsied. Amounts so withheld shall be paid to such schools or institutions by warrant of the Auditor General upon the State Treasurer after requisition of the Superintendent of Public Instruction for which purpose all amounts so withheld are hereby specifically appropriated to the Department of Public Instruction.

(b) Payments of the Commonwealth's proportion of the cost of tuition and maintenance of blind or deaf or cerebral palsied pupils enrolled in schools or institutions for the blind or for the deaf or for the cerebral palsied as hereinbefore provided shall be made quarterly out of moneys appropriated to the Department of Public Instruction for special education by warrant of the Auditor General upon the State Treasurer after requisition by the Superintendent of Public Instruction.

(c) For the purpose of enabling the Department of Public Instruction to determine from time to time what amounts are due to schools for the blind or for the deaf or for the cerebral palsied hereunder such schools shall forward to the department at such times and in such form as the department shall prescribe sworn statements setting forth the names ages and residences of all pupils enrolled hereunder specifying the school districts liable for a part of the cost of tuition and maintenance of any such pupils the per capita cost of and maintenance of pupils and such other information as the department shall require.

(d) The provisions of sections one thousand three hundred seventy-six (1376) and one thousand three hundred seventy-seven (1377) relative to special education for children afflicted with cerebral palsy shall not apply to school districts in cities of the first class.

Section 1378 Medical Care for Children Under Six with Defective Hearing Whenever the county medical director of the Department of Health reports to the medical examiner of any school district a case of a minor under six (6) years of age who is totally deaf or whose hearing is impaired who is not receiving adequate care and treat-

ment and whose parent or guardian is financially unable to provide the same such medical examiner shall provide such care and treatment at the expense of the school district or of the Commonwealth as the case may be charged by law with the providing of medical examinations for the schools of the school district. Such care and treatment may be administered by the medical examiner or by some doctor of medicine selected by him.

Section 1379 Children Under Six with Defective Hearing Parent or Guardian Advised of Schools etc Whenever notified by the Department of Health of the case of a minor under six (6) years of age who is totally deaf or whose hearing is impaired the Superintendent of Public Instruction when in his judgment the same is deemed desirable shall communicate to the parent or guardian the location of any special schools and also the nearest public school having special classes for the instruction of the hard of hearing with the information concerning the advantages offered by such school or classes the benefits to accrue to the child from attending such school or classes and the manner in which the expenses of such instruction will be provided for.

Section 1380 Education of Blind Children Under Eight Years The State Council of Education is authorized to educate blind children residing in this Commonwealth under the age of eight (8) years whenever from any cause the parent or parents thereof may be unable properly to educate them. With the written consent of the parents parent or nearest relative if there be no parents or the local authorities of the proper institution district if there be neither parents nor relatives the State Council of Education may contract with any non-sectarian institution in this State or elsewhere established for the education of the blind whereby any such child may at a cost not exceeding one dollar and fifty cents (\$1.50) per day to be paid by the Commonwealth out of funds appropriated to the Department of Public Instruction for the education of blind children be educated until it shall reach the age of eight (8) years. Such education may be continued beyond the age of eight (8) years when for physical mental or other proper reasons such child or children need special care for a longer period. The contract may be canceled and the child or children removed at any time by the State Council of Education. The provisions of this section shall not repeal or modify any existing acts relative to the education of the blind.

Section 1381 Higher Education for Blind or Deaf Students The Department of Public Instruction is authorized to make provision for defraying the necessary expense of any students who are blind or deaf and are regularly enrolled students pursuing any course of study profession art or science in any university college conservatory of music normal professional or vocational school approved by the Department of Public Instruction and who are residents of the Commonwealth. Before any contract is entered into the Department of Public Instruction shall make a careful investigation of all circumstances surrounding the case. If after such investigation it appears that any blind or deaf student who desires to attend any such school or institution or who is attending such school or institution seems to be fitted for special work the Department of Public Instruction is authorized to expand the necessary amount out of the general sum appropriated for this purpose not to exceed five hundred dollars (\$500) per year for each such blind or deaf student.

Section 1382 Period of Instruction The time for which pupils of this Commonwealth may be taught in institutions or schools for the instruction of the blind or for the deaf in whole or in part at the expense of the Commonwealth shall extend to such number of years from the time of entering said institutions or schools as may be approved by the Department of Public Instruction.

(g) Employment of Children

Section 1391 Employment of Children under Eighteen Unlawful Without Employment Certificate or Permit No person either for himself or for any firm association or corporation shall during the hours the public schools are in session accept service from engage or employ any child

under eighteen (18) years of age unless such employer shall have on file an employment certificate or farm or domestic service permit issued according to law. Provided That any male minor over sixteen (16) years of age employed in the distribution sale exposing or offering for sale of any newspaper magazine periodical or other publication shall not be required to procure an employment certificate under this act.

If the child leaves such employment or is absent from such employment five (5) days the employer shall immediately in writing notify accordingly the school official who issued the certificate.

Section 1392 Reports by Employers of Children Every person firm association or corporation accepting service from or employing a child or children between the ages of fourteen (14) and eighteen (18) years shall semi-annually on the first day of January and on the first day of July in each year furnish to the district superintendent supervising principal or secretary of the board of school directors of the district in which such child or children reside the name age place of residence and name of parent or guardian of every such child in his or its employ or service. Such report shall be made upon blanks to be furnished by the Superintendent of Public Instruction at the expense of the Commonwealth.

Section 1393 Posting of Information by Employers of Children Every person firm association or corporation accepting service from or employing a child or children between the ages of fourteen (14) and eighteen (18) years during the hours when the public schools are in session and during the period of compulsory attendance in any school district shall make a true and correct list of all such children giving their names ages places of residence names of parents or guardians the dates of and names of the persons issuing the employment certificates and the time of beginning and ending of service with him or it which list shall be clearly written or printed and kept publicly posted at the place of employment of such child where the same may be inspected by any member of the board of school directors or the secretary thereof by the district superintendent the supervising principal or the attendance officer of any school district at any time during business hours.

Section 1394 Penalties for Violation of Child Labor Requirements Any person or persons accepting service from or engaging or employing any child between eight (8) and eighteen (18) years of age while the public schools are in session without having on file for such child an employment certificate or farm or domestic service permit or failing to furnish to the district superintendent supervising principal attendance officer or secretary of the board of school directors the information required by this act concerning the children employed by him or them or failing to post for inspection at the place of employment of such children the list of children engaged by him or them as required by the provisions of this act or failing to notify the proper school official when a child leaves such employment or is absent therefrom for five (5) days shall be guilty of a misdemeanor and upon conviction shall for a first offense be sentenced to pay a fine of not less than ten dollars (\$10) or more than twenty-five dollars (\$25) or to undergo imprisonment in the county jail for ten (10) days or both at the discretion of the court and for a subsequent offense shall be sentenced to pay a fine of not less than twenty dollars (\$20) or more than fifty dollars (\$50) or to undergo imprisonment in the county jail for ninety (90) days or both at the discretion of the court.

Article XIV

Medical Inspection and Hygiene

(a) Biennial Medical and Dental Examinations

Section 1401 Definitions As used in this subdivision of this article the following words and phrases shall have the following meanings:

(1) "Children of School Age" means every child attending or who should attend an elementary grade or high school either public or private within the Commonwealth.

(2) "Teachers" means professional employees temporary professional employees and substitutes and instructors in public or private schools within the Commonwealth

(3) "Other Employees" means janitors bus drivers cooks and other cafeteria help and all others employed at schools

(4) "Medical Examiner" means a physician legally qualified to practice medicine in the Commonwealth who has been appointed or approved by the Secretary of Health

(5) "Dental Examiner" means a doctor of dental surgery or dental medicine legally qualified to practice dentistry in the Commonwealth who has been appointed or approved by the Secretary of Health

Section 1402 Medical and Dental Examinations Required (a) All children of school age during the time they are members of the first third fifth seventh ninth and eleventh grades in any school teachers janitors cooks and other cafeteria help and all others employed at schools shall at least once in every two years be given a complete medical and dental examination by medical and dental examiners appointed by the Secretary of Health in fourth class districts and by medical and dental examiners appointed or approved by him in first second and third class districts Teachers and all other school employees shall be given a complete medical examination every two years

(b) In any school district of the first class any physician or nurse who is an employee with civil service status under any municipal corporation within the territorial limits of the school district and who performs any duty or duties under this act shall continue to be an employee of the said municipal corporation and shall retain all of his or her civil service rights and rights under the pension system of the said municipal corporation

Section 1403 Place and Character of Examinations Use of Hospital Laboratories etc The medical and dental examinations shall be made in health rooms clinics or rooms set aside for this special purpose that are equipped with the necessary accessories to insure privacy adequate heat and light The medical examinations shall require the removal of sufficient clothing to insure complete examination Medical and dental examinations shall include X-rays and such other examinations that may be deemed necessary by the medical or dental examiners School districts and private schools may make arrangements for the use of the hospital laboratories and facilities for examinations herein provided for subject to the approval of the Department of Health and the Department of Public Instruction and the provisions of this act

Section 1404 Rate and Recording of Examinations The rate of medical examination shall not be in excess of four children teachers or other employees per hour The rate of dental examination shall not be in excess of eight children per hour All examinations shall be recorded in their entirety on standard forms as prescribed or approved by the Department of Health

Section 1405 Examiners' Assistants Notice to Parents Completion of Examinations All medical examiners shall be assisted by a registered nurse and dental examiners by a registered nurse or if available a dental hygienist or other assistant who shall be present during such examination Parents of children of school age shall be advised in advance as to the date of examinations and urged to be present The examinations in all districts shall be completed on or before the close of the school year

Section 1406 Reports Recommendations Symptoms of Diseases of Childhood Medical and dental examiners shall make such reports of these findings to the proper school officials and to the Department of Health as they may require Recommendations as to medical surgical or dental care shall be sent to each parent or guardian as the case may be on forms prepared by the Department of Health with instructions to consult the family physician or dentist The medical and dental examiners shall submit an additional report to the proper school authorities and the Department of Health on the health corrections advised at the last periodic examinations on standards forms provided for the purpose In making examinations and advising the parent and family physician the medical ex-

aminers shall give special attention to symptoms of rheumatic fever and all other diseases of childhood

The medical and dental examiners shall review the results of the examination with the principal or teacher concerning the report sent to the parents

Section 1407 Permanent Records It is the intent and legislative purpose of this subdivision of this article that a complete and permanent medical and dental record be established and maintained in order to assist in building sound minds and health bodies for the youth of Pennsylvania The records established hereunder may among others include a record of tuberculosis blood analysis urinalysis and necessary X-rays and such other records as the Department of Health in conjunction with the Advisory Health Board may deem necessary

All records established and maintained pursuant to this act shall be confidential and their contents shall be divulged only as herein provided

Section 1408 Objections to Examination or Treatment on Religious Grounds This subdivision of this article shall not be construed to compel any person to submit to any medical or dental examination or treatment under the authority of this act when such person or the parent or guardian of any such person objects to such examination or treatment on religious grounds or to permit any discrimination against such person on account of such objection Provided That exemption from medical or dental examination shall not be granted if the Secretary of Health shall find that facts exist under which such exemption constitutes a present substantial menace to the health of other persons exposed to contact with the unexamined person

Section 1409 Examinations by Examiners of Own Choice Any child of school age teacher or other employee may meet the requirements of this act by providing the local school officials with a medical or dental report of examinations made at his own expense by a medical or dental examiner of his own choice on a form approved by the Department of Health for this purpose

Section 1410 Report of Health Service On or before the beginning of the school year school districts of the first second and third class shall file with the Secretary of Health a report including the estimated number of children of school age teachers and other employees who will be given a complete medical examination and children of school age who will be given a complete dental examination during the ensuing school year and the names of the medical and dental examiners and other health personnel to be employed who will be responsible for carrying out the requirements of this act Upon submission of such reports the Secretary of Health may then approve the service for the ensuing year

Section 1411 Compensation of Examiners State Reimbursements School districts of the first second and third class and medical and dental examiners in fourth class school districts shall be paid from Commonwealth funds at the rate of one dollar and fifty cents (\$1.50) for each medical examination and seventy-five cents (75c) for each dental examination School districts of the first second and third class shall report to the Secretary of Health the number of children of school age teachers and other employees who have been given a complete medical and dental examination and shall certify that the funds receivable under the provisions of this act have been paid to medical and dental examiners nurses and dental hygienists or other assistants for the purposes of the act On receipt of such report and certification the Department of Health shall reimburse the school district in the amount expended

The department shall likewise reimburse school districts of the first second and third class for expenditures for laboratory or other special examinations authorized hereby where the facilities of the school district or local department or board of health or State Department of Health were inadequate to furnish the examination required

Section 1412 Rules and Regulations The Department of Health in conjunction with the Advisory Health Board and with the cooperation of the Superintendent of Public Instruction shall have power to adopt prescribe and en-

force such rules and regulations with regard to the type and extent of the medical and the dental examinations the frequency of the examinations the type of records to be kept and such rules and regulations as may be deemed necessary for carrying out the provisions and purposes of these provisions

Section 1413 Pre-existing Medical Service Laws Nothing in this subdivision of this article shall be construed as replacing such medical services in any school district as may now exist or are required by law or regulations of the Department of Health

The medical service for school districts of the first second and third class shall include those services that are now required by existing law or regulations of the Department of Health and the complete medical and dental examinations of those children of school age teachers and other employees provided for in this subdivision of this article Provided That the medical examinations provided for herein for the first third fifth seventh ninth and eleventh grades shall be in lieu of all other medical examinations provided for by law for children who are members of such grades

(b) Other Medical Examinations and Health Provisions

Section 1421 Medical Examiners for Special Purposes In addition to medical and dental examinations required under the provisions of subdivision (a) of this article every school district of the first second and third class shall also annually appoint medical examiners whose duties shall include the vaccination of children of indigent parents official re-vaccination of children having temporary vaccination certificates physical examination of children incident to the issuance of employment certificates as required by the provisions of the Child Labor Act conducting routine classroom inspections incident to the control of contagious diseases approve the return of pupils who have been absent due to a contagious disease or suspected contagious disease and such other duties as may be required by the board of school directors or the Secretary of Health They shall annually make a sanitary survey of the building and grounds Such medical examination shall be made in the presence of the parent or guardian of the pupil when so requested by parent or guardian All such medical examiners shall be physicians legally qualified to practice medicine in this Commonwealth Where additional examination of the eyes is recommended by the medical examiners and desired by the school boards such additional examinations may be made by ophthalmologists or optometrists as shall be determined by the medical examiner The physicians ophthalmologists and optometrists making such examinations shall be paid such amounts as the boards of school directors may determine Health officers of municipalities may be appointed as medical examiners in school districts

Section 1422 Sight and Hearing Tests Medical examiners of the several school districts shall make sight and hearing tests of the pupils in such schools at least once in each school year Such tests for hearing shall be made with audiometers or with other scientific devices approved and provided by the Department of Public Instruction for use in the various school districts The Department of Public Instruction shall prescribe to the board of school directors and medical examiners of schools suitable rules of instructions as to the tests and examinations to be made as provided in this section together with test cards and blanks deemed necessary for carrying out the purposes of this section The Department of Public Instruction shall provide in the State teachers' colleges instruction and practice in the best methods of testing the sight and hearing of children and shall prescribe the scientific appliances which shall be used by State teachers' colleges to provide such instruction

Section 1423 Specialists etc The Superintendent of Public Instruction shall appoint a specialist for sight and hearing in his department who shall assist medical examiners in the several school districts in making sight and hearing tests of pupils of the public schools He shall also assist in providing instruction and practice in the State teachers' colleges in the best methods of testing the

sight and hearing of children and shall perform such other duties as the Superintendent of Public Instruction shall prescribe The Superintendent of Public Instruction shall also appoint a competent person to supervise audiometric tests Such person shall be one certified to teach in the public schools shall be thoroughly familiar with the use and purpose of audiometers and shall have some experience in medical social service Such person shall supervise the use of audiometers and other scientific appliances used in hearing tests and perform such other duties as may be assigned by the specialist for sight and hearing

Section 1424 Special Examinations If at any time during the school year the district superintendent or supervising principal discovers the need for special examination of any school employe or pupil he shall refer such case to the responsible medical examiner for special consultation and recommendation

Section 1425 Department or Board of Health in Districts First Class In school districts of the first class wherein the Department or Board of Health therein is providing the medical examinations for the public schools required by this act said Department or Board of Health may if it so elects continue to provide such medical examinations and appoint such number of examiners therefor with such salaries as shall be satisfactory to the board of public education of the district The medical examinations so provided shall be deemed a compliance with this subdivision of this article and shall be paid for by the school district

Section 1426 Department of Health to Provide in Districts Fourth Class In every school district of the fourth class the Department of Health shall provide in such manner as it may determine medical examinations for all the pupils in the public schools by proper medical examiners to be appointed by the Secretary of Health at the expense of said department In the event that such department because of lack of funds is unable to provide adequate medical examinations at its expense the school district may at its own expense provide such medical examinations or additional medical examinations All such medical examiners shall be legally qualified physicians Such medical examinations shall be made in the presence of the parent or guardian of the pupil when so requested by parent or guardian

Section 1427 Report to Secretary of Health Appointment when No Examinations Furnished In every school district which is required by this act to provide medical examinations for its public schools the secretary of the school board or the district superintendent shall on or before the first day of September of each year report to the Secretary of Health the names of the medical examiners or the name of the chief medical examiner with the number of assistants or additional examiners appointed for the ensuing term If such medical examination as is herein required is not furnished within thirty days after the beginning of the school term the Secretary of Health shall after two weeks' written notice to the board of school directors of such district appoint a properly qualified medical examiner or examiners for the district for the remainder of the school term and shall fix the compensation for the same which shall be paid by the district

Section 1428 Reports by Medical and Dental Examiners Additional Duties Medical and dental examiners shall promptly make such reports to the Secretary of Health as are required by him or by the regulations of his department They shall also make such reports to the local boards of school directors as they deem necessary or as are required by the Secretary of Health or by the board of school directors The medical and dental examiners shall perform such other duties as may be required by the health and sanitation laws of this Commonwealth or by the board of school directors

Section 1429 School Nurses Cooperation with Political Subdivisions Any board of school directors or boards of school directors jointly shall employ one or more school nurses and shall define their duties All nurses so employed shall be graduates of accredited training schools for nurses certified by the Department of Public Instruction as

school nurses and shall be registered in this Commonwealth with the State Board of Examiners for the Registration of Nurses Any school district may in any health work in which it is authorized to engage cooperate with any county city borough town or township engaged in health work

Section 1430 Dental Hygienists Any board of school directors or boards of school directors jointly may employ one or more dental hygienists and shall define their duties All dental hygienists so employed shall have successfully completed a curriculum in dental hygiene and have been licensed by the State Dental Council and Examining Board of the Pennsylvania Department of Public Instruction and certified as a public school dental hygienist by the Pennsylvania Department of Public Instruction

Section 1431 Care and Treatment of Pupils Any school district may provide for the care and treatment of defective eyes ears and teeth of all pupils of its public schools

Section 1432 Precautions against Spread of Tuberculosis No person having any form of tuberculosis in a transmissible stage shall be a pupil teacher janitor or any other employe in any public school except in a special school carried on under the regulations made for such schools by the Secretary of Health The board of directors of any school district may appropriate such funds as may be necessary to pay for X-ray or other medical examinations to determine the presence or absence of tuberculosis in any teacher janitor or other employe of the district

Section 1433 Special Schools for Tubercular Pupils Whenever any board of directors of any school district shall establish any special school for pupils having tuberculosis of the lungs such district may provide such pupils with the food clothing and transportation necessary for attendance thereat

Section 1434 Pupils Relieved from Compulsory Attendance Any pupil prevented from attending school on account of the health or sanitation laws of this Commonwealth or by the sanitary regulations of the local board of health or the board of school directors is hereby relieved from complying with the provisions of this act concerning compulsory attendance during such time as he is thereby prevented from attending school

Section 1435 Examinations of School Buildings and Grounds The medical examiner in first second third class districts shall at least once each year and as early in the school term as possible make a careful examination of all privies water-closets urinals cellars the water-supply and drinking-vessels and utensils and shall make such additional examinations of the sanitary conditions of the school buildings and grounds as he deems necessary or as the regulations of the Department of Health or the rules of the board of school directors or of the local board of health require He shall see that the laws of the Commonwealth relating to the health and sanitation of the public schools and the requirements of the local board of health are complied with In school districts of the fourth class the sanitary officer appointed by the Secretary of Health shall annually make a sanitary survey of the school building and grounds and report his findings to the Secretary of Health who in turn shall advise the board of school directors as to the condition of their schools and officially notify them of unsanitary conditions that need abatement The sanitary officer shall see that laws of the Commonwealth relating to the health and sanitation of the public schools and the requirements of the local boards of health are complied with

Section 1436 Advisory Councils Reports District superintendents in school districts of the first second and third class and county superintendents in districts under their supervision shall set up an advisory health council to study the health needs and to assist in organizing a follow-up program Those making the medical and dental examinations shall make an annual report to this advisory council and later make a report on the remedial work which has been accomplished during the school year This advisory council shall be composed of representatives of

the medical and dental associations social organizations veterans organizations parent-teacher associations service clubs and other organizations in the area served

Section 1437 Objections to Examination or Treatment on Religious Grounds This subdivision of this article shall not be construed to compel any teacher school employe or pupil to submit to any medical or dental examination or treatment under the authority of this act when such teacher employe or the parent or guardian of such pupil objects to the same on religious grounds nor shall any teacher employe or pupil be discriminated against on account of such objection

Section 1438 Public Assistance for Medical Dental or Surgical Care If the record of the medical or dental examination of any child discloses a condition which requires medical dental or surgical treatment and the parent or guardian states to the school authorities that he is financially unable to have a physician or dentist of his choice render such care he shall be advised that the cost of such care will be provided if application is made to the appropriate county board of public assistance When any such application is made the county board of assistance shall authorize payment for necessary medical dental or surgical care as assistance as defined in the standards rules and regulations established by the Secretary of Public Assistance in consultation with the Secretary of Health and the Superintendent of Public Instruction and with the approval of the State Board of Public Assistance In instances where it appears that the parent or guardian was financially able to pay for the medical dental or surgical care for which payment was made on the authorization of county board of assistance the Department of Public Assistance shall have full recourse to recover the amounts thus expended from the parent or guardian liable for the support of such child as provided in the support law

Article XV

Terms and Courses of Study

(a) School Terms

Section 1501 Minimum Number of Days School Month All public elementary and secondary schools shall be kept open each year for at least one hundred eighty (180) days Unless otherwise provided by this act the board of school directors in any district may keep such other schools or departments as it may establish open during such time as it may direct

Twenty days of actual teaching shall constitute a school month

Section 1502 Days Schools not to be Kept Open No school shall be kept open on any Saturday for the purpose of ordinary instruction except when Monday is fixed by the board of school directors as the weekly holiday or on Sunday Fourth of July or Christmas nor shall any school be kept open in any district during the time of holding the teachers' institute for such district

Section 1503 Additional Holidays Vacations The board of school directors in any district shall be a majority vote decide which other holidays may be observed by special exercises and on which holidays if any the schools shall be closed during the whole or part of the day The board of school directors may provide for such vacations in its district as it deems wise No days on which the schools are closed shall be counted as days taught

Section 1504 Dates and Times of School Terms and Sessions Commencement The board of school directors of each school district shall fix the date of the beginning of the school term Unless otherwise determined by the board the daily session of school shall upon at nine ante-meridian and close at four post-meridian with an intermission of one hour at noon and an intermission of fifteen minutes in the forenoon and in the afternoon

The board of school directors may fix the date of the school commencement and shall pay such expenses in connection therewith as it may determine

(b) Prescribed Courses and Instruction

Section 1511 Subjects of Instruction Flag Code In every elementary public and private school established

and maintained in this Commonwealth the following subjects shall be taught in the English language and from English texts English including spelling reading and writing arithmetic geography the history of the United States and of Pennsylvania civics including loyalty to the State and National Government safety education and the humane treatment of birds and animals health including physical training and physiology music and art Other subjects shall be taught in the public elementary schools and also in the public high schools as may be designated or approved by the State Board of Education All such subjects except foreign languages shall be taught in the English language and from English texts Each school district shall provide and distribute to each pupil enrolled in the eight grade of the public schools one illustrated copy of the National Flag Code and shall from time to time make available such copies as are necessary for replacements from year to year It shall be the duty of each teacher in the public schools to make such use of the code as may from time to time seem proper

Section 1512 Courses of Study Adapted to Age etc of Pupils The board of school directors in every school district with the advice assistance and approval of the proper superintendent of schools shall arrange a course or courses of study adapted to the age development and needs of the pupils These courses of study shall conform to any general course of study arranged by the Superintendent of Public Instruction so far as the local conditions in the respective districts permit

Section 1513 Physiology and Hygiene Physiology and hygiene which shall in each division of the subject so pursued include special reference to the effect of alcoholic drinks stimulants and narcotics upon the human system and which shall also include special reference to tuberculosis and its prevention shall be introduced and studied as a regular branch by all pupils in all departments of the public schools and in all educational institutions supported wholly or in part by appropriations from this Commonwealth

Section 1514 Humane Education Instruction in humane education shall be given to all pupils up to and including the fourth grade and need not exceed half an hour each week during the whole school term No cruel experiment on any living creature shall be permitted in any public school of this Commonwealth

Section 1515 U S Constitution to Be Taught In all public schools there shall be given regular courses of instruction in the Constitution of the United States Such instruction in the Constitution of the United States shall begin not later than the opening of the eighth grade and shall continue in the high school course and in courses in the State teachers' colleges to an extent to be determined by the Superintendent of Public Instruction

Section 1516 Bible to Be Read in Public Schools At least ten verses from the Holy Bible shall be read without comment at the opening of each public school on each school day by the teacher in charge Provided That where any teacher has other teachers under and subject to direction then the teacher exercising such authority shall read the Holy Bible or cause it to be read as herein directed

If any school teacher whose duty it shall be to read the Holy Bible or cause it to be read shall fail or omit so to do said school teacher shall upon charges preferred for such failure or omission and proof of the same before the board of school directors of the school district be discharged

Section 1517 Fire Drills (a) In all public schools where fire-escapes appliances for the extinguishment of fires or proper and sufficient exits in case of fire or panic either or all are required by law to be maintained fire drills shall be periodically conducted not less than one a month by the teacher or teachers in charge under rules and regulations to be promulgated by the county or district superintendent under whose supervision such schools are In such fire drills the pupils and teachers shall be instructed in and made thoroughly familiar with the use of the fire-escapes appliances and exists The drill shall

include the actual use thereof and the complete removal of the pupils and teachers in an expeditious and orderly manner by means of fire-escapes and exists from the building to a place of safety on the ground outside

(b) The city and county superintendents are hereby required to see that the provisions of this section are faithfully carried out in the schools over which they respectively have charge

(c) Any person who violates or fails to comply with the provisions of this section shall be guilty of a misdemeanor and on conviction shall be sentenced to pay a fine of not less than twenty-five dollars (\$25) nor more than five hundred dollars (\$500) or to undergo imprisonment in the county jail for not less than ten (10) days or more than sixty (60) days or both

Section 1518 Text Books and Instruction on Fire Dangers and Prevention Drills (a) It shall be the duty of the Pennsylvania State Police to prepare in consultation with the Superintendent of Public Instruction books of instruction for use in the public and private schools of students of all grades with regard to the dangers of fire and the prevention of fire waste Such books of instruction shall be published at the expense of the State under the direction of the Superintendent of Public Instruction and shall be distributed in sufficient quantities for the use of the schools as herein provided The curriculum of all schools shall include some regular and continuous study of such subjects during the entire school year

(b) It shall be the duty of the Superintendent of Public Instruction and of the principals or other persons in charge of the various schools to provide for the instruction and training of pupils of such schools by means of drills so that they may in sudden emergencies be able to leave the school buildings in the shortest possible time without confusion or panic Such drills shall be held at least once a month when the schools are in session

Section 1519 Teaching of Safe Driving of Motor Vehicles (a) Any school district may provide for the teaching of safe driving of motor vehicles in the elementary and secondary schools of the district or in the secondary schools only In the case of pupils under the age of sixteen (16) years such instruction shall be limited to classroom instruction by those who shall possess the qualifications prescribed by the State Council of Education In the case of pupils of the age of sixteen (16) years and over the instruction may include practical instruction in the operation of motor vehicles on the public highways or other places selected by the board of school directors or by the principal of the school where the instruction is given

(b) The board of school directors may employ and fix the compensation of qualified persons to teach the practical operation of motor vehicles on the highway or elsewhere who shall possess the qualifications prescribed by the State Council of Education The board of school directors may purchase rent or hire motor vehicles for such instruction and shall procure or require automobile liability insurance in such amounts as the board of school directors shall prescribe covering vehicles owned or operated pursuant to this section Such insurance shall be for the public liability of the owner of the vehicle when the owner is some one other than the school district the employee of the school district the employee of the owner and the pupil operating the vehicle against claims for damages for injuries to person or property No liability shall attach to any individual school director superintendent teacher or other school authority by reason of teaching safe driving except that which is protected by the automobile liability insurance policies which are produced by reason of the authority granted herein

(c) The board of school directors may appropriate and expend money of the school district for the purpose of paying the compensation of the instructors and to purchase rent or hire motor vehicles automobile liability insurance and to maintain and repair the same and to purchase fuel lubricants parts and accessories thereof

Section 1520 American Form of Government to Be Taught The Department of Public Instruction is hereby

authorized and directed to undertake and promote a revision of the curricula of all elementary secondary and vocational public schools of the Commonwealth for the purpose of offering courses of study to the pupils of such schools which will give to such pupils a thorough and complete education in (1) the history of the American government its principles ideals and advantages (2) the function and place of the Federal State and local government systems under the American form of government (3) the economic system functioning under the American form of government and the advantages thereof (4) the duties and obligations of the individual in relation to our form of government and (5) the affinity between the American form of government and the moral and spiritual concepts of the Nation

(c) Records and Reports

Section 1531 Grading Classification and Promotion of Pupils Teachers in the public elementary schools shall under the direction of the proper superintendents of schools grade and classify the pupils in their schools so that they may pursue the courses of study herein provided for and all pupils found proficient may be promoted twice each year

Section 1532 Records and Reports of Pupils Districts Second Third and Fourth Class In school districts of the second third and fourth class every teachers in the public elementary or high schools shall make and keep a proper record of the work and progress of each pupil and at the end of each term shall include in the last monthly report required from such teacher by the provisions of this act the grade of proficiency of each pupil and his standing in the several branches pursued by him in said schools as well as the conduct of such pupil together with such recommendations for his promotion or retention for additional preparation as such teacher deems just and proper Until his record and report as herein required shall have been examined and approved by the district superintendent supervising principal or the secretary of the board of school directors no teacher shall be paid any salary for the last month of his term

Section 1533 Record of Pupils at Beginning of Term The district superintendent supervising principal or secretary of the board of school directors in every school district shall on or before the opening day of school in each term furnish to each teacher or principal in every school a true copy of the standing of each pupil in such school together with the recommendation made thereon by the principal or teacher of said school at the close of the preceding term

Section 1534 Monthly Reports to School Directors Districts Second Third and Fourth Class In school districts of the second third and fourth class every teacher employed in the public schools shall at the end of each school month or within five days thereafter make a report for the past month to the board of school directors Such reports shall state correctly the number of days the schools were kept open and if closed on any days the reason therefor the number age and sex of all pupils and the number of days attended by each Such reports shall be made on blank forms to be furnished the teachers by the board of school directors No teacher shall be paid more than one-half of his salary for the current month until such report is made Such reports shall be filed with the secretary of the board and shall at all times be open to inspection by the public Any school principal may make such report for the entire school

(d) Special Instruction and Observances

Section 1541 Study of Birds Trees and Conservation of Resources Each day designated and proclaimed by the Governor as Arbor Day shall be known also as Bird Day and it shall be the duty of every teacher in the public schools to devote together with their pupils at least two hours of such school day to the study of birds trees and general conservation of resources and it shall be the duty of all county and district superintendents to see to it that the requirements of this act are complied with

Section 1542 Frances Willard Day September twenty-eighth or the school day nearest such day in each year shall be designated as Frances Willard Day and in each school district and in each school a part of such day may be set apart for instruction in the life of and the principles advocated by Frances Willard

Section 1543 William Penn Day In pursuance to proclamation of the Governor designating and calling for the observance of the birthday of William Penn appropriate exercises with respect to the life of William Penn the Founder and Proprietor and Governor of Pennsylvania and the principles advocated by him in founding Pennsylvania shall be held in the public schools and other educational institutions under the Commonwealth

Section 1544 Free School Day The Governor shall annually issue his proclamation designating and calling upon the public schools of this Commonwealth to observe Free School Day in commemoration of the founding and development of free public schools within this Commonwealth Free School Day shall be designated and observed each year between the dates of April first and April eleventh both days inclusive In pursuance to said proclamation of the Governor appropriate exercises with respect to and special study concerning the founding and development of free public schools within this Commonwealth and the recognition of the efforts and achievements of Honorable George Wolf former Governor of this Commonwealth Honorable Samuel Breck former State Senator Honorable Thaddeus Stevens a member of the Legislature relative thereto shall be held in the public schools and other educational institutions within this Commonwealth

Section 1545 Bill of Rights Week The Department of Public Instruction shall designate a week during each year and prescribe a uniform course of exercises to be carried out during that week in the public schools to instill into the minds of the pupils thereof the purposes meaning and importance of that portion of the Constitution of the United States and of this Commonwealth known as the "Bill of Rights" Such exercises shall be in addition to the prescribed courses of study in such schools

Section 1546 Release of Pupils for Religious Instruction Any board of school directors of any school district shall have power to enter into suitable arrangement with a religious group or organization of responsible citizens resident in the school district who are interested in organizing part-time weekday religious education for school pupils In such cases the board of school directors shall have power to adopt such rules and regulations for the release from school sessions of those pupils whose parents or surviving parent or guardian or other person having legal custody of such pupil desires to have them attend a class to receive religious education in accordance with their religious faith for not more than one hour a week subject however to such conditions and the keeping of such records of attendance at such classes and other records for the inspection of school authorities as the board shall deem proper No part of the cost and expense of such religious instruction shall be paid out of public school funds

Article XVI

High Schools

Section 1601 Types of High Schools Regulations (a) A complete high school course is one requiring four years beyond an elementary course of eight years or six years beyond an elementary course of six years The Department of Public Instruction shall make such regulations as shall be necessary to insure proper standards for the various grades of the twelve years of the public school program of studies

(b) Any high school giving work for the seventh eighth ninth tenth eleventh and twelfth years of not less than one hundred and eighty days in each year and conforming to the regulations established by the Department of Public Instruction and having at least five properly qualified teachers shall be designated a six-year high school

(c) Any high school giving work for the ninth tenth eleventh and twelfth years of not less than one hundred and eighty days in each year and conforming to the regulations established by the Department of Public Instruction

tion and employing at least three properly qualified teachers shall be designated a four-year high school

(d) Any high school giving work for the ninth tenth and eleventh years of not less than one hundred and eighty days in each year and conforming to the regulations established by the Department of Public Instruction and employing at least two properly qualified teachers shall be designated a three-year high school

(e) Any high school giving work for the ninth and tenth years of not less than one hundred and eighty days in each year and conforming to the regulations established by the Department of Public Instruction and employing one or more properly qualified teachers shall be designated a two-year high school

(f) Any school giving work for the seventh eighth and ninth years or for the seventh eighth ninth and tenth years of not less than one hundred and eighty days in each year and conforming to the regulations established by the Department of Public Instruction and having properly qualified teachers shall be designated a junior high school

Section 1602 New High Schools Additional Years In order to establish a new high school or to add a year of work to the program of a high school or junior high school already in operation in a school district of the fourth class the approval of the Department of Public Instruction and of the county superintendent of schools in which the district is located shall be secured in advance of the opening of such school or of making such change in program

Section 1603 Admission of Pupils In all school districts there shall be admitted to the public high schools therein all children under the age of twenty-one years residing within the school district who shall be found qualified for admission thereto after having undergone such an examination as shall be prescribed by the board of school directors subject to such rules and regulations as the Superintendent of Public Instruction shall prescribe together with such additional pupils from other districts as are herein provided for

Section 1604 Employment of Teachers Subjects of Study Except in school districts of the first class the board of school directors of every school district shall employ for its high school during the entire term a sufficient number of teachers for the teaching of any of the subjects included in the program of studies of the State Council of Education for which there shall be an application by fifteen pupils belonging to the grade in which said subject is specified in the program of studies No pupil shall be counted among the applicants for such subject unless in the judgment of the principal of the school he is both qualified and entitled to take such subject in the curriculum he is pursuing No teacher shall be employed to teach any branch other than those enumerated in his certificate

Section 1605 Courses of Study It shall be the duty of the superintendent having supervision over any high school to prepare and recommend to the board of school directors maintaining the same suitable courses of study which shall be adopted by said board of school directors with such changes as they may deem wise subject to the provisions of this act During the last four years of a complete high school program there shall be included at least a four semester or equivalent course of study in the history and government of that portion of America which has become the United States of America and of the Commonwealth of Pennsylvania of such nature kind or quality as to have for its purpose the developing teaching and presentation of the principles and ideals of the American Republican Representative form of government as portrayed and experienced by the acts and policies of the framers of the Declaration of Independence and framers of the Constitution of the United States and the Bill of Rights The courses of study in the history of the United States including the study of the Constitution of the United States and the Constitution of this Commonwealth shall also be such as will emphasize the good worthwhile and best features and points of the social economic and cultural development the growth of the

American family life high standard of living of the United States citizen the privileges enjoyed by such citizens their heritage and its derivations of and in our principles of government and having for its purpose also the instilling into every boy and girl coming out of our public schools their solemn duty and obligation to exercise their voting privilege

Section 1606 Supervision Reports Every public high school shall be under the supervision of the superintendent of the county or district in which said high school is situated

The board of school directors of every district maintaining a high school shall furnish to the Superintendent of Public Instruction sworn statements giving such information concerning said high school as he may require

Section 1607 Attendance in Other Districts Pupils residing in a school district in which no public high school is maintained may attend during the entire term the nearest or most conveniently located high school of such class as they may desire to attend Pupils who reside in a school district in which no public high school other than a vocational high school is maintained may attend during the entire term the nearest or most conveniently located academic high school In any district which maintains a high school whose program of studies terminates before the end of the twelfth year pupils who have satisfactorily completed the program of studies there available in other than vocational schools or departments or have completed a program of studies equivalent to said program of studies in some other school or schools may attend at the expense of the school district in which they live and for the purpose of pursuing academic studies of a higher grade the nearest or most conveniently located high school of such type as they may desire to attend giving further high school work

Section 1608 Requirements for Attendance in Other Districts Pupils wishing to attend a high school in a district other than the one in which they reside shall obtain the consent of the board of school directors of the district in which such high school is located before attending the same Pupils desirous of having their tuition paid in a high school in another district on account of having completed the program of studies in their own district or its equivalent in some other school or schools shall present to the board of their own district and the board of the district in which they wish to attend a certificate from the county superintendent who has jurisdiction over the district in which they live that they have satisfactorily completed the equivalent of said program of studies The board of school directors of the district in which any such pupil resides may with the written approval of the county superintendent enter into a written agreement with the receiving district for the attendance and tuition of the pupil without the necessity of the pupil taking the county examination County superintendents are hereby authorized and in the absence of an agreement dispensing with the necessity of an examination they are required to examine such pupils and to issue to them the necessary certificate if it appears that they are entitled thereto

Section 1609 Attendance in Other District when Free Transportation Not Furnished If any child has completed the elementary course of study in the public schools of the district in which he resides three miles or more by public road from the nearest high school in the district unless proper free transportation is furnished he may attend any more convenient high school in another district without the consent of the board of school directors of the district in which he resides and the district in which he resides shall be liable to the district whose high school he attends for the tuition charge provided for in this act

Section 1610 Fitness of Pupils All pupils desiring to attend any high school outside the district in which they reside shall first satisfy the superintendent having supervision of the district in which they reside as well as the superintendent or principal of said high school of their fitness to enter the same

Section 1611 Academic Degrees The power to confer academic degrees honorary or otherwise heretofore granted to and possessed by any board of public education board of school directors or controllers of any school district on the eighteenth day of May one thousand nine hundred eleven is hereby vested in the board of school directors of such school district as now constituted Any public high school in any school district existing on the eighteenth day of May one thousand nine hundred eleven with a course of study of not less than four years and upon whose students of the full prescribed course of study such academic or other degrees have heretofore been conferred shall be continued by the board of school directors of the district in which it shall be located under such name or title with such regulations and courses of study of such length and character as the board may deem necessary

Section 1612 State Scholarships for Pupils of Secondary Schools For the purpose of assisting worthy young men and women graduates of secondary schools of the State to obtain higher education the State will award competitive scholarships of the value of one hundred dollars (\$100.00) per year for four years to enable selected students to attend any institution in the State of Pennsylvania approved by the State Council of Education

Appointments to such scholarships shall be made by the State Council of Education The persons entitled to such appointments shall be determined by competitive examinations to be conducted under the supervision of the State Council of Education Due notice of any examinations to be held under the provisions of this section shall be given in such manner as the State Council of Education may prescribe

One scholarship shall be awarded to each county In any county where there is more than one entire senatorial district one scholarship shall be awarded for each entire senatorial district

Article XVII

Joint Schools and Departments

Section 1701 Establishment The board of school directors in any two or more school districts may establish construct equip furnish and maintain joint elementary public schools high schools consolidated schools or any other kind of schools or departments provided for in this act The cost of establishing constructing equipping furnishing and maintaining such joint schools or departments shall be paid by the several districts establishing the same in such manner and in such proportion as they may agree upon No joint school or department shall be established without receiving the affirmative vote of a majority of the members of the board of school directors in each district establishing the same The action of the several boards establishing and maintaining such joint schools or departments shall be recorded in full in the minutes of the respective boards

Section 1702 Raising Funds Any school district joining in the establishment of a joint school or department as herein provided shall have the same power to raise the necessary funds to pay its share of establishing and maintaining such joint school or department as it has to raise funds to establish and maintain any public school

Section 1703 Written Agreements between Districts No joint school or department of any kind shall be established unless the several districts intending to establish the same shall first enter into and record in their respective minutes a written agreement by and among themselves agreeing that such proposed joint school or department shall be established and maintained by the several districts in such manner and proportion and upon such terms as the several districts may then agree upon and no change shall be made therein without the consent of each school district first obtained by the affirmative vote of a majority of the school directors thereof

Section 1704 Joint Authority of Boards Title to Property The several boards of school directors establishing and maintaining such joint schools or departments are hereby

authorized to meet jointly and exercise the same power and authority over the same as the several boards exercise over the schools in their respective districts Whatever matter is required by law to be decided by a vote of the majority of all the directors of a school district shall in a joint school or department also be required to be decided by a majority vote of all the directors in each district The title to any real estate acquired for the purpose of establishing any such joint school or department shall be held in the name of one or more of the districts establishing the same as they may agree

Section 1705 Teachers Treasurer The several boards of school directors of the school districts establishing such joint school or department shall meet in joint session at least once a year for the purpose of employing the necessary teacher or teachers for such joint school or department and fixing their salaries At such joint session they shall elect from the treasurers of their respective districts one who shall act as the treasurer of such joint school or department to whom shall be paid by the several districts establishing such joint school or department the amount agreed upon to be contributed by each district for the support of such joint school or department They shall fix the salary of the treasurer of such joint school or department annually at an amount not exceeding two per centum of the funds passing through his hands

Section 1706 Joint School Treasurer The treasurer of each joint school or department shall give an approved bond to the several districts establishing the same to be filed with president of any one of the boards of school directors establishing such joint school or department The account of such treasurer shall be audited in the same manner and by the same auditors as his account as treasurer of the school district is audited Such joint school treasurer shall be subject to all the provisions of this act the same as the treasurer of any school district so far as they apply to him

Section 1707 Joint School Committee The boards of school directors establishing any joint school or department may supervise and direct its affairs by meeting jointly in the same manner as the affairs of the school district are managed or they may agree that the affairs of such joint school except the purchasing of the necessary site and the employing and the fixing of the salary of the teacher or teachers may be delegated to a joint school committee to be composed of one or more members from each board establishing such joint school or department as may be agreed upon Where the management of such joint school or department is conferred upon such joint school committee every board of school directors of the several districts establishing such joint school or department shall annually during the month of June select one or more of its members who with the members chosen in like manner in the other districts shall be known as the joint school committee of such districts The committee shall have all the powers and duties and be subject to all the liabilities with reference to the supervision maintenance and regulation of such joint schools or departments as are now conferred or imposed by law upon school boards generally excepting such duties as are hereinbefore reserved to be exercised by the several boards meeting in joint session The joint school committee shall have no power to create any indebtedness that shall be binding upon such districts The joint boards or joint school committee shall organize annually by electing a president and secretary The expenses of maintaining a joint school or department shall be paid by warrant drawn on the treasurer of the joint school or department by the president and secretary of the joint board or school committee

Section 1708 Discontinuance The several school districts establishing any joint school or department may at any time by a majority vote of the school directors of their respective districts discontinue any such joint school or department The property belonging thereto when discontinued shall unless otherwise agreed upon by the several districts be disposed of and distributed to and among them in the same proportion as it was originally contributed

Article XVIII

Vocational Education

(a) School Districts

Section 1801 Definitions The following words and phrases as used in this article shall unless a different meaning is plainly required by the context have the following meanings

(1) "State Board for Vocational Education" shall mean the State Council of Education herein invested with powers to administer this article of this act under the designation of the State Board for Vocational Education

(2) "Vocational education" shall mean any form of education of less than college grade given in school or elsewhere the purpose of which is to fit an individual to pursue effectively a recognized profitable employment whether pursued for wages or otherwise

(3) "Vocational industrial education" shall mean those forms of vocational education that fit for industrial pursuits It includes occupational training for women and girls other than training for the vocation of homemaking It includes also public and other service occupations

(4) "Vocational agricultural education" shall mean that form of vocational education which fits for the occupations connected with the tillage of the soil the care of domestic animals forestry and other wage-earning or productive work on the farm

(5) "Vocational distributive occupational education" shall mean those forms of vocational education designed for those workers engaged in or preparing for employment as distributors to consumers retailers jobbers wholesalers and others the products of farm and industry including also managers operating or conducting a commercial service or personal service business or selling the services of such a business

(6) "Vocational home economics education" shall mean that form of vocational education which has for its controlling purpose the preparation of girls and women for useful employment as house daughters and homemakers engaged in the occupations and the management of the home

(7) "Vocational industrial vocational agricultural vocational distributive occupation or vocational home economics school or department" or "vocational school or department" shall mean a distinctive organization of courses pupils and teachers approved by the State Board for Vocational Education designed to give either vocational industrial vocational agricultural vocational distributive occupational or vocational home economics education as herein defined

(8) "Vocational evening class" shall mean a class providing such instruction for persons sixteen years of age or over who have left full-time school These classes may be conducted in the evening or at hours when workers are able to attend and shall include instruction that will either increase the skill or knowledge of the worker in the occupation in which he is employed or include instruction for those who are unemployed or about to become unemployed because of changing conditions in industry and whose previous experience as a background prepares them for employment in related fields within a limited time

(9) "Vocational evening class" in vocational home economics shall mean a class giving training in homemaking to girls or women over fourteen years of age however they may be employed or engaged during the day

(10) "Vocational home economics school or department" shall mean a vocational school or department designed to develop on a vocational basis the capacity for useful employment as house daughters and homemakers in the occupations and the management of the home

(11) "Part-time schools or classes" shall mean those schools or classes which provide instruction in subjects given to enlarge the civic or vocational knowledge or skill of workers over fourteen years of age who have entered upon employment Such schools must be so organized as to permit workers who are qualified for admission to spend part of their time during the day week months or year in employment and part of the time in school

(12) "Part-time cooperative vocational education" refers

to that form of vocational instruction that involves attendance on alternate equal periods of school and work at the vocation during the school year given in accordance with an agreement by which the school and industry cooperate and coordinate in making available the combined educational and training facilities of both

(13) "Practical" refers to manipulative or "Practice-of-the-trade" aspects of a vocation It includes such work given in shops laboratories mines drafting rooms and other places and is to distinguish such work from "academic" or "nonvocational" education

(14) "Public service-school" refers to schools departments classes and conferences for the in-service training of public and other service occupations including policemen firemen finance officers school board officials and others

Section 1802 State Board for Vocational Education Executive Officer Employees The Superintendent of Public Instruction shall be the executive officer of the State Board for Vocational Education for the administration of this act Except as hereinafter otherwise provided he as executive officer shall appoint from time to time with the approval of the State Board for Vocational Education such expert assistants other than those already provided for by law as may be necessary is vocational industrial vocational homemaking vocational agricultural or vocational distributive occupational education and all clerical and other agents necessary in carrying out the provisions of this act

Section 1803 Duties of State Board for Vocational Education Reports The State Board for Vocational Education is hereby authorized and directed to investigate and to aid in the introduction of vocational industrial vocational agricultural vocational homemaking and vocational distributive occupational education to assist in the establishment of schools and departments for said forms of education and to inspect and approve such schools or departments as are hereinafter provided The State Board for Vocational Education shall make a report annually to the Governor and Legislature describing the condition and progress of vocational industrial vocational agricultural vocational homemaking and vocational distributive occupational education during the year and shall also make such recommendations as the board may deem advisable

Section 1804 Schools or Classes Supervisors Principals Instructors etc In carrying out the provisions of this act the State Board for Vocational Education shall provide for State regional and county vocational schools or classes with the necessary staffs in accordance with the State Plan for Vocational Education approved by the Federal Board of Vocational Education

Supervisors of agriculture and supervisors of homemaking shall be elected by the State Board for Vocational Education upon the nomination of the county superintendent of schools and approval by the county board of school directors They shall possess the qualifications established in the State Plan for Vocational Education approved by the Federal Board for Vocational Education

Principals instructors and lecturers for the Public Service Institute shall be elected by the State Board for Vocational Education They shall possess the qualifications established in the State Plan for Vocational Education approved by the Federal Board for Vocational Education

Section 1805 Instruction in Principles and Practice of Arts In order that instruction in the principles and the practice of arts may go on together vocational industrial vocational agricultural vocational home economics and vocational distributive occupational schools or departments may offer instruction in day part-time and evening classes Attendance upon such day evening or part-time classes shall be restricted to those over fourteen years of age

Section 1806 Administration by School Districts Any school district may through its board of school directors (1) Establish and maintain vocational industrial vocational agricultural vocational home economics and vocational distributive occupational schools or departments

(2) Receive any donation made to the school district for the conduct of any vocational school or department or vocational evening classes The donation shall be administered by or under the direction of the board of directors

of the district to which it is made subject to the approval of the Superintendent of Public Instruction. The board of school directors in any district shall not be obliged to accept any such donation unless it seems proper so to do.

(3) Require a deposit fee of a sum not to exceed ten dollars (\$10) from each person enrolling in evening vocational schools or classes. Such deposit fee shall be returned at the close of each term of instruction to all persons so enrolled who have attended seventy-five per cent (75%) or more of the class sessions of the term and may be returned at any time because of death, sickness or any other cause which the board may deem justifiable.

Section 1807 Joint Vocational Schools or Departments. Two or more districts may as provided in article seventeen of this act through a joint school committee establish and maintain vocational industrial vocational agricultural vocational home economics or vocational distributive occupational schools or departments to be known as joint vocational schools or departments.

Section 1808 Advisory Committees. Local school boards and joint school committees administering approved vocational industrial vocational agricultural vocational home economics or vocational distributive occupational schools or departments may under a plan to be approved by the State Board for Vocational Education appoint an advisory committee composed of members representing local trades industries and occupations. It shall be the duty of such a committee to counsel with and advise the local or joint board of trustees and other school officials having the management and supervision of such schools.

Section 1809 Attendance in Other Districts and Other States. Pupils from Other States. (a) Any resident of any school district which does not maintain an approved vocational industrial vocational agricultural vocational home economics or vocational distributive occupational education school or department offering the type of training which he desires may make application to the board of school directors of any other district for admission to such school or department maintained by said board. If the board refuses him admission he may apply to the State Board for Vocational Education for admission to such school or department. The State Board for Vocational Education may approve or disapprove such application. In making such decision the State Board for Vocational Education shall take into consideration the opportunities for free vocational training in the community in which the applicant resides, the financial status of the community, the age, sex, preparation, aptitude and previous record of the applicant and all other relevant circumstances. The decision of the State Board for Vocational Education shall be final.

(b) Where any child of school age in any school district resides by the nearest traveled road three miles or more from the nearest vocational high school in any district in this Commonwealth such child unless proper free transportation is furnished to a suitable school in this Commonwealth may on request of his parents or legal guardian be assigned by the board of school directors to a more convenient school in another State. Provided That the consent of the proper school officials in charge of such school in another State to such an arrangement is permitted by the laws of such State and is agreed to by such officials.

(c) The school district in which the person resides who has been admitted as above provided to an approved vocational industrial vocational agricultural vocational home economics vocational high or vocational distributive occupational school or department maintained by another school district shall pay the high school charge provided for by this Act. If any school district neglects or refuses to pay for such tuition it shall be liable therefor in an action of contract to the school district or school districts maintaining the school which the pupil with the approval of the board attended.

(d) The board of school directors in any school district in this Commonwealth situate adjacent to another state may admit to the vocational high school in such district pupils resident in such other state and may receive tuition for such pupils as in the case of pupils admitted from other districts in this Commonwealth.

Section 1810 Approved Local or Joint Vocational Schools. State Reimbursement. Vocational industrial vocational agri-

cultural vocational home economics and vocational distributive occupational schools or departments shall so long as they are approved by the State Board for Vocational Education as to organization, control, location, equipment, courses of study, qualifications of teachers, methods of instruction, conditions of admission, employment of pupils and expenditures of money constitute approved local or joint vocational schools. School districts maintaining such approved local or joint vocational schools or departments shall receive reimbursements from the Commonwealth as provided for in this act and shall make such certificates to the Superintendent of Public Instruction as are required by article twenty-five of this act.

Section 1811 Estimate of Expenses and Reimbursements. Appropriations. On or before the first Wednesday of January of any year in which the regular session of the Legislature is held, the State Board for Vocational Education shall present to the Legislature an estimate of the amount of money necessary to meet the expenditures to be incurred in the administration of this act for the two fiscal years beginning with the first day of the ensuing June and the amount necessary to meet the claims of school districts and unions of school districts maintaining approved vocational schools or departments under the provisions of this act for the two school years beginning with the first day of the preceding July. On the basis of such statement the Legislature shall make an appropriation of such amounts as may be necessary to meet the expense of carrying this act into effect and of reimbursing such school districts and unions of school districts for such school years as herein provided.

(b) Vocational School Districts

Section 1821 How Constituted. Each school district of this Commonwealth is hereby constituted a separate political subdivision to be known as a vocational school district for the purposes and with the powers hereinafter specified. Provided That all of the school districts in each county that are under the jurisdiction of the county superintendent shall together constitute one vocational school district.

Section 1822 Boards of Directors of Vocational Schools. Secretary. Treasurer. The affairs of each vocational school district shall be conducted by the board of school directors or by the county board of school directors as the case may be, who shall when so acting be known as boards of directors of vocational schools. The secretary and the treasurer elected by the board of school directors or by the county board of school directors as the case may be shall serve as secretary and as treasurer respectively of the vocational school district.

Section 1823 Powers and Duties. Subject to the applicable provisions of this act, each board of directors of vocational schools shall have power and its duty shall be:

(1) To make or cause to be made a survey to determine the vocational education needs of the vocational school district.

(2) To make and establish and from time to time alter and amend rules and regulations for the transaction of its business and for the administration of the work under its charge.

(3) To employ supervisors and teachers and all other persons necessary to carry on vocational education and to determine the salaries to be paid.

(4) To purchase, lease, rent, improve or sell land and to build, repair, improve, lease, rent, buy and sell buildings.

(5) To acquire real property by purchase, gift or condemnation for the purposes of the vocational school district. Such condemnation proceedings shall be instituted and conducted by the board in the name of the district in the same manner as provided by this act in the case of school districts.

(6) To incur and increase indebtedness and to issue its bonds or other evidences of indebtedness therefor in the manner provided by the act approved the twenty-fifth day of June one thousand nine hundred forty-one (P. L. 159) known as the "Municipal Borrowing Law" and its amendments.

(7) To purchase all necessary furniture implements books materials equipment and supplies

(8) To make contracts with counties cities boroughs towns townships and school districts or other agencies for carrying out the purposes of this act

(9) To make an annual report in writing to the Department of Public Instruction and such other reports as the department may require

(10) Such other powers and duties as are necessary to carry into effect the purposes of this act

Section 1824 Limitation on Powers Applicability of School Laws The powers and duties of vocational school districts shall be limited to the establishment maintenance conducting and operation of vocational industrial vocational agricultural vocational homemaking and vocational distributive occupational schools departments and classes when and only when the same have been authorized by the electors of the district as hereinafter provided In carrying out these functions (except as otherwise expressly provided by law) all vocational school districts all boards of directors of vocational schools and all vocational public schools departments and classes established by any vocational school district shall be subject to all the provisions of this act which apply generally to school districts of the same class or in the case of districts consisting of all the school districts of a county that are under the jurisdiction of the county superintendent all such provisions which apply to school districts under the jurisdiction of county superintendents to boards of directors thereof and to public secondary schools and vocational schools and the teaching and supervisory staffs thereof

Section 1825 Levy and Collection of Taxes The board of directors of vocational schools of each vocational school district shall have power if and when necessary to levy an annual tax on all property within the district taxable for such school purposes on the assessed valuation used for county tax purposes Said taxes shall be levied and assessed due and payable at the same time and in the same manner as school taxes are levied and assessed and due and payable in the respective school districts and the same shall be included in the school tax item on the tax notice as rendered The boards of directors shall prepare duplicates of such taxes and issue and deliver them to the respective collectors of taxes in each city borough incorporated town and township within the districts If any collector of taxes shall refuse or neglect to collect such district taxes or for fifteen days after notice so to do neglect or refuse to furnish a bond as provided by law the board of directors shall have power to appoint a tax collector for such district Delinquent taxes of the district may be collected by return and county treasurer's sale thereon or by lien filed in the office of the prothonotary in the same manner as county taxes

Section 1826 Determination of Need for Vocational Schools Whenever it shall have been determined by resolution of the State Board for Vocational Education that a need exists in any vocational school district or districts for vocational industrial vocational agricultural vocational homemaking or vocational distributive occupational public schools departments or classes the State Board for Vocational Education shall transmit a copy of such resolution to the board or boards of directors of vocational schools of such district or districts

Section 1827 Action of Board of Directors of Vocational Schools Each board of directors of vocational schools receiving a copy of such resolution shall vote on the question whether vocational schools departments or classes should be established in their district or jointly with another vocational school district or districts or another school district or districts in accordance with the recommendation contained in the resolution of the State Board for Vocational Education In case the board of directors of vocational schools shall by a majority vote favor the establishment in their district of vocational schools departments or classes the question as to their establishment shall be submitted to a vote of the electors as hereinafter provided

Section 1828 Elections on Establishment of Vocational Schools Whenever electors equal to at least ten per centum (10%) of the highest vote cast for any office in the territory comprised within any vocational school district at the last preceding general election shall petition the board of directors of vocational schools of such district for a referendum on the question of the establishment of vocational schools or whenever the board of directors shall have voted in favor of the same as hereinbefore provided the board of directors shall cause a question to be submitted at the general or municipal election occurring at least sixty (60) days thereafter by certifying a resolution duly adopted to the county commissioners for submission of such question on the ballot or on voting machines at such election in the manner provided by the election laws of the Commonwealth

Such question shall be in the following form

Do you favor the establishment of vocational schools in the vocational school district of	Yes	
	No	

If a majority of the persons voting on such question vote "Yes" then vocational schools shall be forthwith established and maintained in such vocational school district as provided by law

Section 1829 Joint Vocational Schools Departments or Classes The board of directors of vocational schools in any two or more vocational school districts that have voted in favor of the establishment of vocational schools or any one or more vocational school districts having so voted and any one or more schools districts may establish construct equip furnish and maintain joint public vocational industrial vocational agricultural vocational homemaking or vocational distributive occupational schools departments or classes The cost of establishing constructing equipping furnishing and maintaining such joint schools departments or classes shall be paid by the several districts establishing the same in such manner and in such proportion as they may agree upon All vocational schools departments or classes so established and maintained shall be governed and controlled in the manner provided in this act in the case of other joint public schools and departments

Section 1830 Rules and Regulations Pupils from Other Districts The State Board for Vocational Education shall prescribe rules and regulations for the organization management and control of such schools The boards of directors of vocational schools maintaining any such schools shall receive pupils from other districts so far as their facilities will permit provided the rate of tuition is determined and paid in accordance with the tuition charge provided for by this act

Article XIX

Extension Education

(a) Extension Education Generally

Section 1901 Definitions The following words and phrases as used in this article shall unless a different meaning is plainly required by the context have the following meaning

(1) "Extension education" shall designate any instructional recreational or social service provided and administered by the board of school directors of any school district which is organized primarily for out-of-school youth and for adults or any such recreational or social service which is so provided and administered for other youth and for children during out-of-school hours but shall not include the work of vocational schools which are subsidized under the provisions of Federal enactment nor the coaching or supervision of interscholastic athletic teams or games

(2) "Curricular course of study or activity" shall designate

nate any subject of study or activity included in the programs of study of the regular elementary and secondary public day schools of the district

(3) "Extra-curricular course of study or activity" shall designate any elementary or secondary course of study or activity not so included

Section 1902 Permissive and Required Free Extension Education The board of school directors of any school district may and upon written application signed by fifteen or more residents of such district above the age of sixteen years who are not in attendance at any public or private day school shall provide free extension education for said applicants in any curricular course of study or activity so requested or in English and citizenship for immigrants and native illiterates or in parent education or in citizenship for adults and may provide such other extra-curricular courses of study and activities as said board may deem advisable Any board of school directors may refuse to provide or continue such extension education whenever less than fifteen applicants are fitted to pursue with reasonable profit the course of study or activity requested

Section 1903 When and Where Provided Eligibility Limitations Extension education shall be provided in school buildings at any time not in conflict with regular day-school activities as requested by such applicants and elsewhere at any hour during any day except Sunday or legal holidays which the board may deem advisable The board shall not be required to admit to said extension schools a person who is in actual full-time attendance at any public or private school during the day Attendance at such classes by part-time pupils shall not be accepted in lieu of the compulsory part-time attendance required of such pupils The board of directors may close any class of the extension schools when the average attendance for any month falls below ten

Section 1904 Deposit Fee Any board of school directors may require a deposit fee of a sum not to exceed five dollars (\$5) from each person enrolling in such extension schools or classes and may require further that such deposit fees accompany each written application for such extension instruction Such deposit fee shall be returned at the close of each term of instruction to all persons so enrolled who have attended seventy-five per cent (75%) or more of the class sessions of said term and may be returned at any time because of death sickness or for any other cause which the board may deem justifiable

Section 1905 Certificate or Diploma All school credits derived from any curricular course of study in the extension classes of any district shall be accepted by the school authorities of that district toward fulfillment of the requirements for graduation from any curriculum of any day school of corresponding grade in that district Upon the satisfactory completion in extension classes of the curricular courses of study required for graduation from any curriculum of any school district by any person such person shall be awarded the appropriate school certificate or diploma at the close of the then current school term

Section 1906 Part of Public Schools Standards Extension education shall be an integral part of the public schools of the Commonwealth and of the districts in which it is organized It shall be under the supervision of the superintendent of the county or of the district as are other public schools of that district The State Council of Education shall adopt standards for the qualifications and certification of extension teachers and leaders and all other matters pertaining to extension education not inconsistent with this act or other acts pertaining to the public schools of the Commonwealth

(b) Special Schools and Classes

Section 1921 Free Evening Schools The board of school directors of any school district upon the written application of twenty or more persons above the age of sixteen years residents of the school district and not in full-time attendance of any public or private school during the day shall open a free evening school for their instruction in any course of study taught in the public schools of the district in English and citizenship for immigrants and

native illiterates in citizenship for adults and in such other courses of study as the board may deem advisable No board of directors shall be required to admit to any such evening school any person who is an actual full-time attendance upon any school either public or private during the day When the average daily attendance for any month in any course of study falls below ten pupils the board of school directors may close the class in such course of study in such evening school for the remainder of the term Compulsory part-time pupils shall be permitted to attend any such evening school but attendance at such evening school shall not be accepted in lieu of any compulsory attendance required of such pupils

Section 1922 Evening Manual Training Schools in Districts Second and Third Class The board of school directors of any school district of the second or third class when requested by seventy-five or more taxpayers of the district shall establish and equip an evening manual training school for pupils above the age of fourteen years and shall keep the same open as many months in the year as day schools are kept open No such evening manual training school shall be opened unless at least twenty-five pupils of the district apply for admission thereto and the same shall be closed by the board of school directors when the average attendance falls below fifteen

Section 1923 Teachers of Evening Schools All teachers of evening schools must have proper certificates as provided in this act

Section 1924 Land for Agricultural Schools Any board of school directors establishing an agricultural school may in connection therewith acquire in the manner hereinbefore provided such a sufficient amount of land as the board of school directors may determine for the purpose of such agricultural school and may equip and maintain the same in a proper manner to be used in connection therewith

Section 1925 Pupils Less than Six or More than Twenty-one Any board of school directors may admit persons less than six years of age or more than twenty-one years of age to suitable special or vocational schools or departments

Section 1926 Schools and Classes in Institutions It shall be within the jurisdiction of the Department of Public Instruction to organize and to supervise schools and classes according to the regulations and standards established for the conduct of schools and classes of the public school system in the Commonwealth in all institutions wholly or partly supported by the Commonwealth which are not supervised by public school authorities Schools and classes so established in wholly state-owned institutions shall be financed by the department of the State government having jurisdiction and control of such institutions A teacher in a school or of a class organized and supervised by the Department of Public Instruction in an institution wholly or partly supported by the Commonwealth shall enjoy the same privileges and be subject to the same laws as a teacher in the public schools of the Commonwealth

Article XX

State Teachers' Colleges

Section 2001 Definitions As used in this article the word "college" or "colleges" shall apply to State Normal Schools State Teachers' Colleges and the Cheyney Training School for Teachers new existing and such other State Teachers' Colleges and State Teachers' Training Schools as may hereafter be created or constituted by in and for the Commonwealth of Pennsylvania

Section 2002 Districts and Colleges There shall be thirteen State Teachers' College Districts in this Commonwealth as now provided and one State Teachers' College in each district

Delaware Chester Bucks and Montgomery Counties shall be the First State Teachers' College District and the State Teachers' College in West Chester shall be the State Teachers' College in this District

Lancaster York and Lebanon Counties shall be the Second State Teachers' College District and the State Teachers' College at Millersville shall be the State Teachers' College in this district

Berks Schuylkill and Lehigh Counties shall be the

Third State Teachers' College District and the State Teachers' College at Kutztown shall be the State Teachers' College of this district

Northampton Carbon Monroe Pike Luzerne Lackawanna and Wayne Counties shall be the Fourth State Teachers' College District and the State Teachers' College at East Stroudsburg shall be the State Teachers' College in this district

Wyoming Sullivan Susquehanna Bradford Lycoming and Tioga Counties shall be the Fifth State Teachers' College District and the State Teachers' College at Mansfield shall be the State Teachers' College in this district

Dauphin Northumberland Columbia Montour Union Snyder Perry Juniata and Mifflin Counties shall be the Sixth State Teachers' College District and the State Teachers' College at Bloomsburg shall be the State Teachers' College in this district

Cumberland Adams Franklin Fulton Bedford Huntingdon and Blair Counties shall be the Seventh State Teachers' College District and the State Teachers' College at Shippensburg shall be the State Teachers' College in this district

Centre Clinton Clearfield Elk Potter and Cameron Counties shall be the Eighth State Teachers' College District and the State Teachers' College at Lock Haven shall be the State Teachers' College in this district

Cambridge Indiana Armstrong and Westmoreland Counties shall be the Ninth State Teachers' College District and the State Teachers' College at Indiana shall be the State Teachers' College in this district

Washington Fayette Greene and Somerset Counties shall be the Tenth State Teachers' College District and the State Teachers' College at California shall be the State Teachers' College in this district

Allegheny Butler and Beaver Counties shall be the Eleventh State Teachers' College District and the State Teachers' College at Slippery Rock shall be the State Teachers' College in this district

Lawrence Mercer Venango Crawford and Erie Counties shall be the Twelfth State Teachers' College District and the State Teachers' College at Edinboro shall be the State Teachers' College in this district

Jefferson Clarion Forest Warren and McKean Counties shall be the Thirteenth State Teachers' College District and the State Teachers' College at Clarion shall be the State Teachers' College in this district

Section 2003 Purpose The Colleges shall be a part of the public school system of the Commonwealth and their purpose be the education and preparation of teachers The Colleges shall provide proper facilities for instruction in the art and science of teaching for the boarding and lodging of students in residence and other necessary facilities approved by the Superintendent of Public Instruction

Section 2004 Board of Presidents of State Teachers' Colleges The Board of Presidents of the State Teachers' Colleges shall consist of the presidents of the several colleges and the Superintendent of Public Instruction who shall be the chairman The board shall elect a secretary The board shall formulate the educational policies of the colleges It shall meet annually in the city of Harrisburg and may meet more frequently and at other places by resolution of the board or on the call of the Superintendent of Public Instruction A majority of all members of the board shall constitute a quorum and any action favored by a majority of the members shall when approved by the Superintendent of Public Instruction be binding upon all of the colleges

Section 2005 No Religious Tests No religious test or qualification shall be required to entitle anyone to become a trustee professor teacher or student in any college

Section 2006 Practice Teaching Each college shall provide practice teaching facilities so organized and administered that the students of the college shall acquire therein a practical knowledge of the art of teaching under the instruction and supervision of their proper teachers It shall be lawful for the board of trustees of any college and the board of school directors of any district to enter into an agreement between such board of trustees and board of school directors by which all or part of the pupils of

such school district may be instructed in the training school in such college upon terms mutually agreeable to the board of trustees and the board of school directors concerned It also shall be lawful for the board of trustees of any college and the board of school directors of any district or districts to enter into an agreement upon terms mutually satisfactory in accordance with which all or part of the classes of such district or districts may be available for practice teaching facilities for the students of such college Such actions of the school district or school districts and the boards of trustees of such colleges shall be entered respectively upon the minutes of the respective boards and must be approved by the Superintendent of Public Instruction The board of trustees of any college may provide for the transportation of students of the college to and from the place or places where such practice teaching facilities are available

Section 2007 Examinations Certificates Diplomas The Superintendent of Public Instruction shall prescribe and conduct such examinations of students in the several colleges as he may deem necessary to determine and fix the standards of instruction in and of graduation from any of the curriculums of the colleges Each graduate from a college shall receive such a certificate or diploma as the State Council of Education shall prescribe

Section 2008 Board and Tuition The cost of boarding and tuition shall be fixed by the trustees of the several State Teachers' Colleges with the approval of the Superintendent of Public Instruction No difference in the charge for board and tuition shall be made in favor of any students pursuing similar studies

The tuition of all students at the State Teachers' Colleges who are residents of Pennsylvania and who meet such requirements as the board of presidents of the State Teachers' College may prescribe and who sign an agreement to teach in the public schools of this Commonwealth for not less than two years and who are pursuing therein regular courses for the preparation of teachers shall be paid by the Commonwealth Sufficient appropriations shall be made for this purpose In addition to such appropriations the board of trustees may fix and charge such fees as may be necessary for the proper operation of the college and may refund from their respective advancement funds any advance registration deposits paid by prospective students who are unable to enter college

Section 2009 Vocational Education and Rehabilitation Programs Conversion for Other Purposes etc The trustees of any State Teachers' College with the approval of the Department of Public Instruction and the Governor may cooperate with municipal State Federal and other agencies in vocational education and rehabilitation programs in the furtherance of national defense and post-war activities For such purposes they shall have power to do all things and enter into all agreements necessary to carry out the same including the power to lease the whole or any part of the real property used by such college They also shall have power to convert the whole or any part of one or more of such State Teachers' Colleges for any other State purpose

Section 2010 Vocational Rehabilitation Education of War Veterans and Defense Workers During the emergency brought about by World War II and not later than seven years after the termination of said war as proclaimed by the President of the United States or by concurrent resolution of both houses of Congress the trustees of any State Teachers' College with the approval of the State Council of Education may cooperate with municipal State Federal and other agencies in the vocational rehabilitation education of veterans and of workers employed in defense industries during the present emergency and for such purposes shall have power to do all things and enter into all agreements necessary to carry out the same

Section 2011 Powers of Superintendent of Public Instruction It shall be the duty of the Superintendent of Public Instruction to prescribe all forms and to give all instructions required for carrying into full effect the provisions of this act establishing and regulating the State Teachers' Colleges on all points not herein set forth in detail

Article XXI

School Districts of the First Class

Section 2101 Additional Provisions Subject to the general provisions of this act and in addition to the several provisions regulating the affairs of school districts of the first class as otherwise provided the following additional provisions shall relate to and regulate school districts of the first class

(a) Administration of Schools

Section 2102 Board of Public Education In each school district of the first class the board of school directors herein provided shall be known and designated as "The Board of Public Education" of said district The board of public education in each school district of the first class shall succeed to and shall have and possess all the powers rights and privileges not inconsistent with this act which the present existing board of public education in its respective district now lawfully has

Section 2103 Board of Public Education Additional Duties The duties of the board of public education in districts of the first class in addition to the duties prescribed in this act shall be

- (1) To define the general policies of the school system
- (2) To legislate upon all matters pertaining thereto
- (3) To determine and direct all expenditures for the maintenance and improvement of the school system
- (4) To appoint the officers herein prescribed and define their duties
- (5) To appoint teachers
- (6) To grant and award scholarship on a merit basis
- (7) In general to legislate upon all matters concerning the conduct of the schools subject to the provisions of this act

Section 2104 Superintendents of Schools or Buildings and of Supplies The board of public education in each school district of the first class shall whenever a vacancy in said office shall occur appoint a district superintendent who shall be designated and known as superintendent of schools for a term of not more than six (6) years The board may also appoint a superintendent of buildings and a superintendent of supplies The board shall prescribe the terms and duties and fix the salaries of each of such employees They shall be responsible to the board for the conduct of their respective departments shall make annual reports to the board and shall from time to time submit such plans and suggestions for the improvement of the schools and the school system as they shall deem expedient or as the board of public education may require

The superintendent of buildings shall be an engineer or architect of good standing in his profession The superintendent of buildings and the superintendent of supplies shall each give such security for the faithful performance of the duties of their respective offices as the board of public education shall prescribe

Section 2105 Superintendent of Schools Additional Retirement Allowance When a superintendent of schools in a district of the first class has been employed in the public schools of the Commonwealth for fifteen or more years and is retired from service under the operation of the State School Employees' Retirement System the board of public education may when the superintendent of schools had previously served as a teacher principal or superintendent of schools in public schools in the United States of America outside the Commonwealth provide for the payment to the superintendent of schools annually during his retirement of a sum equal to the difference between his annual retirement allowance based on the service in the public schools of the Commonwealth and according to his optional election at the time of retirement and the annual allowance to which he would have been entitled had he been given credit for his period of service as teacher principal or superintendent of schools both outside and within the Commonwealth A superintendent of schools when thus retired may be designated by the board as superintendent emeritus

Section 2106 Superintendent of Buildings Additional Retirement Allowance When any person occupying the

position of superintendent of buildings in a district of the first class who is under the superannuation retirement age fixed by the statutes governing the State School Employees' Retirement System but who has been employed in the public schools of the Commonwealth continuously for thirty years or more is retired under the operation of that system because of disability the board of public education may provide for the payment of such superintendent of buildings annually during his retirement of a sum equal to the difference between the annual retirement allowance actually paid to him under the State School Employees' Retirement System according to his optional election at the time of retirement and the annual allowance to which he would have been entitled under said system had he served at the salary paid to him at the date of his retirement until superannuation age and then retired under an election to receive his benefits by way of an undiminished superannuation retirement allowance payable to him throughout life

Section 2107 Associate and Assistant District Superintendents Supervision of all matters pertaining to instruction in all the schools under the direction and subject to the approval of the board of public education shall be vested in the superintendent of schools associate superintendents assistant district superintendents and school principals Associate and assistant district superintendents may be appointed by the board of school directors upon the nomination of the superintendent of schools They shall receive such compensation as the board of public education may determine They shall be under the supervision and direction of the superintendent of schools Assistant district superintendents shall be assigned by the superintendent of schools to administrative districts They shall in conjunction with the school principals inquire into and supervise all matters relating to the government courses of study method of teaching discipline and conduct of all schools in their respective districts and shall report the same when required to the superintendent of schools

Section 2108 Qualifications of Principals and Teachers The board of public education in each school district of the first class shall prescribe the mode or modes of determining the qualifications of applicants for positions as principals or teachers in the schools of the district and shall designate the kinds or grades of teachers' certificates which may or shall be used in the district together with the scholastic professional and personal qualifications required for each kind or grade of certificate

No certificate shall be granted to any person who is not of good moral character or to any person who shall not first have presented a certificate from a physician recognized by the board of public education as competent for the purpose setting forth that said applicant is neither mentally nor physically disqualified by reason of tuberculosis or any other chronic or acute physical defect from successfully performing the duties of a teacher

Section 2109 Board of Examiners of Applicants for Positions A board of examiners whose duty it shall be to examine all applicants for places upon any of the eligible lists required by this act from which appointments to serve under the board of public education are made may be constituted by the board The superintendent of schools shall nominate to the board of public education for appointment such number of persons for the board of examiners as the board of public education may authorize The superintendent of schools shall act as chairman of the board of examiners He shall prescribe such examination as upon his recommendation the board of public education may approve or as its rules may direct

Section 2110 Eligible Lists of Persons Qualified to Teach Appointments Eligible lists properly classified containing the names of persons who have received certificates of qualifications to teach and arranged as nearly as possible in the order of rank or standing shall be kept in the office of the superintendent of schools and shall be open to inspection by members of the board of public education associate and district superintendents and principals

Except as superintendent of schools associate superin-

tendent assistant district superintendent director of a special branch or as a principal of a high school junior high school state teachers' college or vocational school no person shall be appointed promoted or transferred to any educational position in the public school system in school districts of the first class whose name does not appear among the three highest names upon the proper eligible list No person holding a position at the time of the passage of this act shall be displaced by the above provisions

Section 2111 Superintendent of Buildings Duties Assistants Plans The superintendent of buildings shall be responsible for the condition and care of all school buildings and premises He may appoint such assistants as the board of public education may authorize and approve Such assistants shall receive such compensation as the board shall determine and shall perform their duties to the satisfaction of the superintendent of buildings All plans for new school construction additions or repairs shall be approved by the superintendent of buildings and shall be submitted to the superintendent of school for criticism before submission to the board of public education for adoption

Section 2112 Janitors The board of public education shall employ janitors for the school buildings of the district and shall fix their salaries The superintendent of buildings shall have the right to recommend the appointment of suitable janitors for all school buildings in the district and the removal of such janitors for proper cause All janitors shall discharge their duties under the direction and to the satisfaction of the superintendent of buildings No janitor now employed shall be displaced by the provisions of this act except for cause

Section 2113 Superintendent of Supplies Duties Assistants The superintendent of supplies shall be the executive agent of the board of public education for the purchase custody and distribution of all supplies needed for the schools under such regulations as the board shall prescribe He may appoint such assistants as the board of public education may authorize and approve Such assistants shall receive such compensation as the board may determine and shall perform their duties to the satisfaction of the superintendent

(b) Fiscal Affairs

Section 2121 City Controller to be Elected School Controller Deputy Controller In each school district of the first class the board of public education therein shall elect the controller of the city comprising such district as school controller for said district for and during his term of office as city controller The school controller of each school district of the first class may recommend to the board of public education for appointment a deputy school controller The board of public education shall appoint as deputy school controller the candidate recommended by the school controller who in case of death resignation or inability of the school controller to act for any cause whatsoever shall have the same powers and shall perform the same duties as imposed by law on the school controller In case the school controller does not recommend to the board of public education for appointment a deputy school controller the board of public education may elect a deputy school controller who shall serve until such time as the school controller recommends to the board of public education the appointment of a deputy school controller The salary of the deputy school controller shall be fixed by the board of public education He shall furnish bond in the sum of ten thousand dollars (\$10,000)

Section 2122 Oath Bond and Compensation of Controller Every person elected as a school controller shall before entering upon such duties of his office take or subscribe to the oath or affirmation herein provided for school directors and shall furnish to the school district in which he is elected a proper bond in the amount of twenty-five thousand dollars (\$25,000) with such surety or sureties as the board of school directors may approve conditioned upon the faithful performance of all duties of his office during his term

The school controller in each district of the first class shall be paid from the funds of the school district an annual salary of four thousand four hundred dollars (\$4,400) payable monthly

Section 2123 Vacancies In case there is a vacancy in the office of school controller by reason of death resignation or otherwise such vacancy shall be filled by the election of the city controller by the board of public education for and during his term of office as city controller

Section 2124 Clerks Stationery etc for Controller and Treasurer The board of public education in school districts of the first class shall appoint upon the recommendation of the school controller and school treasurer respectively such clerks as they deem necessary to assist them in the performance of their duties All such appointments shall be made upon the recommendation of the school controller and school treasurer Their salaries shall be fixed by the board of public education at the time the appointments are made The school controller and school treasurer shall in addition to their salaries be furnished by the school district in which they are elected with necessary stationery and books required by them in the performance of their duties as school controller or school treasurer

Section 2125 School Orders In every school district of the first class the school controller shall approve all proper school orders drawn on the school treasurer before the same are paid He shall not approve any school order issued in violation of any of the provisions of this act

He shall at all times have access to all the accounts books records and papers of the district so far as they relate to the school finances and may require from the board of public education or any person presenting any school order such evidence or information regarding its correctness as he may deem proper

Section 2126 Contracts All contracts made by any school district of the first class shall state therein on what item in the annual estimate of school expenditures the same is based Every contract before becoming valid shall be properly certified by the school controller who shall at the time of so doing charge up the amount of any such contract against the item in the annual estimate on which the same is based No contract shall be certified by the school controller if the amount to become due thereon shall exceed the item of expenditure on which it is based When any such contract shall extend over a period of more than one year the school controller shall charge against the item in the annual estimate of school expenditures on which the same is based only so much as is due and payable on such contract for said year

Section 2127 Payments of Contracts Liability of Controller and his Surety It shall be the duty of each school controller to certify all contracts for the payment of which a sufficient sum has been provided in the annual school estimate as herein provided If any school controller shall certify any contract in excess of the amount of the item of expenditure in the annual estimate made thereof he together with his surety or sureties shall be individually liable on his bond therefor

Section 2128 Estimates of Expenses The annual estimate of expenses made by the board of public education in each school district of the first class at or before the time of assessing and levying the annual school tax shall be certified to the school controller of the district by the secretary of the board The school controller shall in a proper book or books kept for that purpose keep an account with each item of expenditure as therein stated or thereafter changed by the board in the manner herein provided He shall charge up against each item of such estimate all school orders drawn against the same at the time they are approved by him and he shall not permit any such estimate to be overdrawn He shall furnish to the board of public education a monthly statement showing the original amount of each item of such estimate the amount paid out thereon and the balance if any on hand If any item is exhausted he shall promptly notify the board of such fact

Section 2129 Annual Statement of Finances for Past Year The school controller in every school district of the

first class shall on or before the tenth day of January of each year submit to the board of public education therein an annual itemized statement of the finances of the school district for the past year. Such statement shall include all assets of the district and the source from which they were obtained together with the amount of uncollected school taxes stating the amount of delinquent taxes of each year remaining unpaid. The statement shall also set forth the disbursements named in the several items of expenditure as well as the outstanding indebtedness of the district if any together with the rate of interest on the same and when it becomes due. It shall include a statement of the sinking fund of the district if any including the securities therein held by the district. The statement shall also contain such further facts and information as the controller may see proper to report.

Section 2130 Information for Estimates and Tax Levies The school controller shall also furnish annually to the board of public education on or before the first day of November such information as he may think proper or as may be required of him by the board of public education in order to enable it to prepare the annual estimate of expenditures and tax levy for the coming year.

Section 2131 Publication of Annual Financial Statements The annual financial statement or any part thereof furnished by the school controller in any district of the first class to the board of public education may be published by the board of public education in two newspapers designated by the board once a week for three successive weeks beginning the first week after the same has been furnished to it.

Article XXII

Teachers' and Employes' Retirement Funds

Section 2201 Establishment of Funds by Districts The board of school directors of any district is hereby authorized and empowered to establish contribute to and administer as herein provided a teachers' retirement fund. The fund shall consist of all funds available for like purposes in the district at the time of the enactment of this law together with such additions thereto as the board of school directors may from time to time appropriate for that purpose from the funds of the district and such moneys or other property as may be donated bequeathed devised or received from any other source for such purpose.

The board of public education of any district of the first class is hereby authorized and empowered to establish contribute to and administer as herein provided in addition to the foregoing fund an employes' retirement fund. This fund shall consist of all funds available for like purposes in said district at the time of the enactment of this act together with such additions thereto as the board of public education may from time to time appropriate for that purpose from the funds of the district and such real or personal property as may be donated bequeathed devised or received from any other source for such purpose.

Section 2202 Contributions by Employes The board of school directors of any district may provide in the contracts with its teachers principals or supervising officials that they shall contribute a reasonable sum from their salaries each year to said retirement fund. No person shall be required to contribute any part of his salary to any retirement fund unless the same is provided for in the contract by which he is engaged.

The board of public education of any district of the first class may provide in the contracts with its employes that they shall contribute a reasonable sum from their salaries each year to said retirement fund. No employe shall be required to contribute any part of his salary to the retirement fund unless the same is provided for in the agreement by which he is engaged.

Section 2203 Representation of Employes Where the teachers principals or supervising officials of any district contribute to any retirement fund they shall be repre-

sented in making the regulations governing it and in its control and management.

When employes of any school in districts of the first class contribute to a retirement fund they shall be represented in making the regulations governing it and in its control and management.

Section 2204 Retirement Annuities Every teacher principal or supervising official who retires in accordance with the regulations prescribed shall be entitled to such annuity as said regulations provide.

Every employes of any school district of the first class who retires in accordance with the regulations required shall be entitled to such annuity as the regulations provide.

Article XXIII

Public School Libraries

Section 2301 Management and Supervision In each school district of the second third or fourth class in which there now is or hereafter may be a public school library established such library may be under the management and supervision of the board of school directors of such district or a board of seven library trustees as herein provided as the board of school directors may determine.

The board of school directors in any school district where the public school library is under the management and supervision of the board of school directors therein may at any time by resolution adopted by a majority vote of the board place such public school library under the management and supervision of a board of seven library trustees as herein provided.

Section 2302 Board of Library Trustees How Constituted In each school district of the second third or fourth class where the public school library is put under the management and supervision of a board of seven library trustees the board of library trustees shall be constituted as follows: Five library trustees not members of the board of school directors shall be elected by a majority vote of the board of school directors from the school district at large. The five trustees so elected together with the president of the board of school directors and the district superintendent if any or if there is no district superintendent then the vice-president of the board of school directors shall constitute the board of seven library trustees.

Section 2303 Appointments Terms Vacancies Officers The first appointment of five library trustees shall be made for one two three four and five years respectively from the first day of July following. Annually thereafter during the month of June the board shall appoint one member for the term of five years to begin on the first day of July following.

The library trustees shall serve without any compensation. Any vacancy in the board of library trustees shall be filled by the board of school directors for the remainder of the unexpired term.

The board of library trustees shall organize annually on the first Monday in July each year by the election of a president. The secretary of the board of school directors shall be ex-officio secretary of the board of library trustees.

Section 2304 Rules and Regulations Powers and Duties The board of library trustees may subject to the approval of the board of school directors make and enforce such reasonable rules and regulations for its own meetings and for the management and supervision of the public school library as it may deem proper and shall have general charge supervision and management of the public school library in the district purchase the books maps or other matter appoint the librarian and other employes and do all other things necessary for its government preservation and maintenance.

Section 2305 Appropriations Limitation Establishment etc The board of school directors in any school district may annually appropriate for the support and maintenance of any public school library in its district out of its annual school taxes such sums as it may deem proper not exceeding one mill on the dollar of the total valuation of taxable property in the district. Provided That when a library is first established the board of school directors

may provide for the building and establishment of such public library or may provide for the enlargement of any library in like manner as any public school building may be built or enlarged

Section 2306 Payment of Money for Libraries All money paid out on account of any public school library shall be paid by regular school order in like manner as other school funds are paid All accounts or sums paid out on account by any public school library shall be first approved by the board of library trustees if there is such a board

Section 2307 Aid to Individual or Association Library Any board of school directors may by a two-thirds vote join with or aid any individual or association in the maintenance or the establishment and maintenance of a free public non-sectarian library under such written agreement as it may determine whether or not a separate public school library is already maintained in the district Such agreement shall be entered in full in its minutes and shall specify the manner terms and conditions agreed upon for the aiding establishment maintenance or management of such joint library

Section 2308 Donations of Books etc Whenever by subscription or otherwise a collection of books or funds to purchase the same has been obtained for a public school library for any school district or for any school therein it shall be the duty of the board of school directors thereof to provide a suitable place and case or cases for said library No books or other matter shall be put into any public school library by gift or otherwise without the approval of the library trustees or in lieu thereof of the board of school directors

Section 2309 Circulation of Books Branch Libraries The board of school directors or the library trustees with the consent of the board of school directors may circulate part or all of the books and other collections of a public school library among the several schools or may establish branch libraries

Section 2310 Library Hours Use by Residents of Other Districts For the use and convenience of the residents of the district the board of school directors or the library trustees shall provide for keeping public school libraries open at such hours and times throughout the year as they may deem proper The board of school directors of any school district maintaining a public school library may permit the use thereof by the residents of other school districts under such conditions as it may prescribe

Section 2311 Audit of Receipts and Expenditures All receipts and expenditures for any libraries established maintained or assisted as herein provided and all appropriations made by any school district for the establishment maintenance or assistance of any library shall be regularly audited by the auditors of the proper school districts and reports of the same shall be included in the reports of such auditors

Section 2312 Reports to State The librarians or trustees of all public school libraries established or maintained under this act shall make to the State Librarian and to the Superintendent of Public Instruction reports thereof at such times and in such manner as they may request

Section 2313 Joint Action of School Districts Two or more school districts may unite in the establishment or maintenance of a joint public school library or may aid in the support of a library as herein provided subject so far as they are applicable to the provisions herein prescribed for the establishment and maintenance of joint schools Trustees of such library may be appointed either by the school directors of the district or by the joint school committee

Section 2314 Merger of Library Boards on Consolidation of School Districts Discontinuance of Library When two school districts are consolidated and each of such districts maintains a public school library under the management and supervision of a board of library trustees such boards at the time of the consolidation of the school districts shall be merged into one library board The members of such consolidated library board shall continue in office until the expiration of their respective terms and shall have the management and supervision of the libraries of

both such consolidated districts During the month of June succeeding the merger of the boards of library trustees and annually thereafter the school board shall appoint one trustee to serve for a term of five years from the first day of July following his appointment After the merging of any such boards of library trustees the merged board may discontinue any one of the libraries under its supervision

Section 2315 Districts Second Class Library Tax for Support etc of Municipal Library The board of school directors in each school district of the second class shall have power to levy a special library tax annually not exceeding one mill on the assessed value of taxable property in the district and to pay such library tax to the board of library directors for the purpose of assisting in the support maintenance and operation according to the terms of any agreement authorized by law of any free public nonsectarian library which has been established and is being maintained in the municipality in which such school district is located

Article XXIV

Auditing of School Finances

(a) General Provisions

Section 2401 By Whom Audited The finances of every school district in every department thereof together with the accounts of all school treasurers school depositors teachers' retirement funds teachers' institute funds directors association funds sinking funds and other funds belonging to or controlled by the district shall be properly audited as follows

(1) In all school districts of the first class by the school controller

(2) In all school districts of the second third and fourth class except as hereinafter otherwise provided by the controller or auditors of the city borough incorporated town or township in which the whole or the greater or greatest portion of the area of the district is located

(3) When in any school district of the second class the annual expenditures exclusive of moneys received from the sale of bonds exceeds the sum of five hundred thousand dollars (\$500,000) such district may employ a certified public accountant within sixty days from the close of the fiscal year

(4) Any school district of the second third or fourth class may employ a certified public accountant prior to the end of the fiscal year and when so employed such certified public accountant shall audit the finances of such school district for such fiscal year instead of the controller or auditors hereinbefore referred to and shall have all the powers and duties of such auditors

(5) In any school district constituted of two or more municipal divisions by reason of the creation of a new city borough or township and the fact that such new city borough or township or a part of the original school district remaining after its separation would constitute a fourth class school district and the creation of such fourth class school district has not been approved by the State Council of Education the auditors or the controllers of the cities boroughs towns or townships last created and which do not form a separate school district shall meet annually with the auditors of the school district and participate in the audit of the school accounts and such auditors or controllers shall have the same rights and powers as are conferred by this act upon the auditors of school accounts

(6) In all independent school districts by the proper auditors herein provided for school districts of the class in which they belong and where an independent school district of the fourth class is taken from two or more school districts its accounts shall be audited by the auditors of the school district in which its buildings are located

(7) In union school districts the court of common pleas of the county in which the district is located upon petition of the board of school directors of such union school district shall as soon as convenient after the creation of the

district appoint three persons to audit the financial accounts of the district. The auditors so appointed shall on the first Monday of July at the time of organization or within five days thereafter and within thirty days carefully audit and adjust the financial accounts of the school district for the preceding school year. At the first municipal election after a union school district is created there shall be elected three school auditors one for a term of two years one for a term of four years and one for a term of six years and their successors thereafter shall be elected for terms of six years each. The compensation of both the appointed and elected auditors shall be five dollars (\$5) per day for each day necessarily spent by each auditor. The total expense of such auditing including the cost of filing the report advertising and other necessary costs shall be paid by the union school district.

(8) In county vocation school districts by the county auditors or county controller.

(9) The financial accounts of each annual county or district teachers' institute shall be audited by three auditors two to be elected by the teachers' institute and one by the directors' association for a county institute and by the board of school directors for the district institute.

(10) The financial accounts of the directors' association shall be audited by the county auditors or county controller.

Section 2402 Statements of Accounts etc. In order that the aforesaid accounts may be thoroughly and properly audited it shall be the duty of all boards of school directors and their proper officers school depositories county and district superintendents treasurers of directors' associations treasurers of teachers' retirement funds and other proper persons to furnish to such auditors whenever required by them for auditing purposes statements and accounts of all finances of the district of teachers' institutes or directors' associations and other funds belonging to or controlled by the district including assets and liabilities together with access to all books records tax duplicates vouchers school orders payrolls letters and other matters pertaining to the same.

Section 2403 Subpoenas Administering Oaths Perjury. The several auditors herein provided shall have power and are hereby authorized to issue subpoenas to compel the attendance of school officers or other persons whom they may deem necessary to examine as witnesses and to compel the production of all books records vouchers letters and papers relating to any accounts being audited by them.

The auditors shall have power to administer oaths or affirmations to all persons appearing before them as witnesses and any person guilty of testifying falsely in any such examination shall be guilty of perjury and be liable for and subject to all the penalties provided therefor.

Section 2404 Disobedience to Subpoena Contempt. In case of disobedience to a subpoena to appear and testify or to produce any papers books records letters or other written or printed matter as required by the provisions of this act the Superintendent of Public Instruction school controllers or auditors as the case may be may invoke the aid of the court of common pleas of the county within whose jurisdiction such hearing is held or accounts are being audited to compel compliance with the same. Any such court in case of contumacy or refusal to obey a subpoena may issue its orders to such person so refusing to appear and testify or to produce books papers vouchers or other written or printed matter. Any failure to obey such order of court may be punished by the court as contempt thereof.

Section 2405 Witness Fees. Every witness attending before any auditors in any school district shall receive out of the funds of the district to be paid by a proper order drawn on the school treasurer the same witness fees and mileage as a witness is allowed in the court of common pleas of the county in which such district is located.

Section 2406 Audits Surcharges Examination of Official Bonds. The auditors herein provided to audit the finances of school districts of the second third and fourth class

shall carefully inspect every school order issued for the payment of money by the board of school directors and the accounts of each official or person whose accounts are to be audited in the district for which they are acting as auditors during the period of time covered by their audit. Any school order issued in any other manner or for any other purpose than herein authorized shall if paid be disallowed by the auditors and charged against the person or persons voting for or approving the same. All such orders disallowed shall be set forth in the report to be made by the several auditors as herein provided together with such other sum or sums as should be properly charged against any person or persons. Such auditors shall also examine and report to the proper boards of school directors upon the sufficiency and the security of the bonds of the officers employees and appointees of the boards of school directors and of the school depositories.

Section 2407 Notice of Surcharges. In all school districts of the second third and fourth class when any sum is charged against any person such person shall be notified by the auditors at or before the time of filing their report by mail or otherwise of such fact setting forth the amount charged against him.

Section 2408 Copies of Reports. In all school districts of the second third and fourth class the auditor's report of the finances of the district for the preceding year as made by the auditors herein provided shall be filed with the board of school directors and entered on the minutes of the board by the secretary thereof. In all school districts under the direction of a county superintendent the auditor's report shall be inspected by the county board of school directors and shall be signed and forwarded to the Department of Public Instruction by the county superintendent. In addition to all copies now required by law a copy of such report shall be filed with the county board of school directors which copy shall be retained by the board.

Section 2409 Employment of Attorneys. In all school districts where the accounts are audited by borough or township auditors the auditors may employ an attorney whenever the same is deemed advisable. The compensation of such attorney shall be fixed by the auditors and shall not exceed the sum payable to one auditor for the making of the annual audit unless additional compensation shall be specially allowed by a court of record in connection with any proceeding before such court and shall be payable by the school district out of the general fund of the district.

Section 2410 Investigation of Financial Records by Superintendent of Public Instruction. The Superintendent of Public Instruction may investigate the financial records of any school district in person or by his authorized representative.

For the purpose of such investigation the same duties are imposed upon all boards of school directors their members their officers agents and employees as are imposed by this act with respect to the audit of the accounts of school districts and the officers thereof and the same powers are conferred upon the Superintendent of Public Instruction or his authorized representative as are conferred by this act upon school auditors in auditing the finances of school districts.

(b) School Districts of the First Class

Section 2421 Duties of Controller. The school controller herein provided in each school district of the first class shall properly audit the finances of the school district including the accounts of the receiver of school taxes school treasurer or other proper authority collecting school taxes school depositories and all other funds under the control of the board of public education.

The school controller shall at the end of each school year certify to the board of public education that he has audited the several accounts above state and shall report to it the result of such audit.

(c) School Districts of The Second and Third Class

Section 2431 Time of Audit Filing of Copies. In every school district of the second and third class the proper

auditors herein provided to audit the finances of the school district shall begin their duties on the first Monday in July each year and promptly within thirty days audit the accounts of the school district for which they were appointed including the accounts of the treasurer the school deposits and other school funds for the preceding fiscal year in the manner herein provided On the completion of the audit they shall correct copies thereof which shall contain an itemized statement of all receipts expenditures and credits whatsoever of school officials and the assets and liabilities of the district One copy shall be filed with the board of school directors of the district one copy in the court of common pleas of the county in which the district is located and except in school districts of the third class under the supervision of the county superintendent of schools one copy in the Department of Public Instruction by mailing the same sealed stamped and addressed to the Superintendent of Public Instruction Harrisburg Pennsylvania by registered mail with return registry receipt requested In districts of the third class under the supervision of the county superintendent of schools two copies shall be transmitted to the county superintendent who shall forward one of such copies to the Superintendent of Public Instruction Harrisburg Pennsylvania

Section 2432 Notice of Audit The prothonotary of the court in which the auditors' report is filed shall advertise a concise summary or statement thereof including the assets and liabilities of the district in one newspaper published or generally circulated in such district once a week for three successive weeks beginning within a week after the filing of such report Such notice shall call attention to the fact that the report was filed on a date therein stated and give notice that the same will be confirmed absolutely unless an appeal is taken therefrom within thirty days after the filing thereof

Section 2433 Compensation of Auditors (a) In school districts of the second class the compensation for auditors shall together with suitable allowances for qualified assistants and for the other necessary expenses be fixed by the board of school directors of the district on application from time to time made by the auditors with itemized statements of services assistants and other necessary expenses

(b) In school districts of the third class the compensation for auditors shall be five dollars (\$5) per days for each day necessarily spent by each auditor except in the case of a certified public accountant employed to act as auditor in which event the compensation shall be fixed by the board of directors of the district

(c) In school districts of the second and third class the compensation of any certified public accountant employed to act as auditor shall be fixed by the directors of such district and paid by the district

(d) In school districts of the second and third class where the accounts are audited by the controller of the municipality in which the whole or the greater or greatest portion of the area of each such district shall be located the compensation of the controller shall be fixed by the directors of such district and paid by said district

(e) The total expense of auditing including the cost of filing the report advertising and other necessary costs shall be paid by the school district

(d) School Districts of the Fourth Class

Section 2441 Time of Audit Filing Copies Publication In every school district of the fourth class the auditors shall meet annually with the board of school directors on the first Monday of July at the time of organization or within five days thereafter and within thirty days carefully audit and adjust the financial accounts of the school district for the preceding school year Provided That the meeting of the auditors with the board of school directors shall not be held on the Fourth of July At the completion of the audit they shall make a careful statement in duplicate of the finances of the district for the preceding year setting forth the assets and liabilities and an itemized statement of all receipts expenditures and credits whatsoever of all school officials and including therein any sums

that have been charged against any person or persons One copy of such annual statement shall be filed by the auditors with the secretary of the board of school directors and one in the court of common pleas of the county in which such district or the greater or greatest part thereof in area shall be located A summary thereof including the assets and liabilities of the school district shall be published in a newspaper having general circulation in the district once a week for three successive weeks beginning the first week after filing the same or be promptly posted by not less than six copies in as many places in the district The auditors shall also file two copies of their report with the county superintendent of schools who shall forward one of such copies to the Department of Public Instruction

Section 2442 Notice of Audit Districts not Electing Auditors In school districts of the fourth class that do not elect auditors the prothonotary of the court in which the auditors' report is filed shall advertise a concise summary or statement thereof including the assets and liabilities of the district in one newspaper published or generally circulated in such district once a week for three successive weeks beginning within a week after the filing of such report Such notice shall call attention to the fact that the report was filed on a date therein stated and give notice that the same will be confirmed absolutely unless an appeal is taken therefrom within thirty days after the filing thereof

Section 2443 Compensation of Auditors The auditors herein required to audit the accounts of a school district of the fourth class shall be allowed for their services five dollars (\$5) per day for each day necessarily spent by each of them in the performance of his duty which together with the cost of advertising their report shall be paid by the school district

(e) Appeals From Audits Districts

Second Third and Fourth Class

Section 2451 Who May Appeal Conditions The Commonwealth the school district of the second third or fourth class or any taxpayer thereof on behalf of said Commonwealth district or any person or persons against whom any sum has been charged in any report filed by the auditors of such school district may appeal from the auditor's report Such appeal shall be taken to the court of common pleas of the proper county by the Commonwealth within ninety (90) days after said report is filed in the Department of Public Instruction and by all other appellants within forty-five (45) days after said report is filed in the court of common pleas Any taxpayer taking or intervening in an appeal shall file in said court of common pleas a bond with one or more sufficient sureties conditioned that the party appealing will prosecute said appeal with effect and that said party will indemnify and save harmless said district from all costs that may accrue upon said appeal or by reason of such intervention subsequently thereto When any person or persons charged with any sum of money in any such report of auditors shall appeal therefrom such person or persons shall file in said court a bond with one or more sufficient sureties conditioned to prosecute the appeal with effect and to pay all costs accruing thereupon if the final decision obtained shall not be more favorable to him than the report appealed from

Section 2452 Accounts Investigated De Novo Burden of Proof Single Proceeding In any proceeding in the court of common pleas upon an appeal from a report of auditors of any school district of the second third or fourth class the accounts of the officer or officers in question may be investigated de novo but the figures and facts found and stated by the auditors in their report on audit shall be taken as prima facie correct as against any such officer and the burden shall be upon each officer whose accounts are in question of establishing the credits to which he shall be entitled

When more than one appeal from a report of auditors has been taken whether by the Commonwealth the school district an officer or officers thereof or by a taxpayer or any or all of them the court of common pleas shall upon petition of any party interested direct the several appeals to be disposed of in a single proceeding

Section 2453 Procedure Jury Trials Appeals to Appellate Courts When an appeal is taken the appeal may be placed upon the argument list by direction of any party interested by intervention or otherwise Depositions of witnesses and other evidence to be used at the argument may be taken on behalf of any party before any person competent to administer an oath upon rule for that purpose served upon the opposite party or such party's counsel After hearing argument the court shall file its finding of fact and conclusions of law and enter judgment in accordance therewith If after argument the court shall deem any question or questions of fact so doubtful under the evidence submitted as to render it desirable that an issue be directed as to such question or questions to be tried by a jury the court may direct such an issue Appeals may be taken by any person interested to the Superior or Supreme Court from any such judgment of the court of common pleas in the same way that appeals are now authorized by law to be taken from rulings or decisions of the court of common pleas made in appeals from settlements or reports of county borough or township auditors

Section 2454 Judgment Enforcement Rights of Taxpayers If any sum shall be found by the court to be chargeable to any person whose accounts are involved in any appeal the prothonotary shall enter judgment for said sum in favor of the district and against the person charged The Commonwealth school district or appealing or intervening taxpayer may cause said judgment to be collected from the person charged or his sureties for the benefit of said district by any appropriate method executionary or otherwise Any such taxpayer may defend the district in any appeal taken by any person charged by the report of auditors as fully and effectively in both instances as the officers of the district might do When any taxpayer has intervened or when an appeal has been taken by any taxpayer the officers of the school district shall not make settlement with any person or persons charged with any sum or sums or whose accounts shall be involved in any appeal without the consent of such taxpayer

Section 2455 Surcharges Judgments Enforcement If in any report filed by the auditors of any school district of the second third or fourth class there has been any sum charged against any person or persons the amount charged against such person or persons shall in the absence of an appeal by such person or persons within the time prescribed by this act become a judgment and shall be entered by the prothonotary in favor of the school district against the person or persons charged therewith Such judgment shall be collected from such person or persons or his or their sureties by the school district for its use and benefit Any taxpayer of such district may on its behalf proceed to enforce collection of such judgment for the school district by any appropriate proceeding executionary or otherwise upon filing bond with sufficient surety or sureties conditioned to indemnify and save harmless the school district from any costs accruing by reason of such proceeding

(f) Accounts of Teachers' Institutes and School Directors' Associations

Section 2461 Teachers' Institutes The accounts of every annual county or district teacher's institute as submitted by the superintendent holding the same shall within thirty days after the same is held be properly audited by the auditors herein provided and a report thereof made to the next annual county or district institute A copy of the audit of each annual county institute shall be filed with the secretary of the proper county school directors' association A copy of the report of the audit of each annual district institute shall be filed with the secretary of the board of school directors of the district in which it was held

Section 2462 School Directors' Association The account of the treasurer of each county school directors' association as filed with the county treasurer shall be properly audited by the county auditors or county controller at the time and in the same manner as the county treasurer's accounts are audited A report thereof shall be included

in the report made by the county auditors or county controller to the court

Article XXV

Reimbursements by Commonwealth and Between School Districts

(a) Definitions

Section 2501 Definitions For the purposes of this article the following terms shall have the following meanings

(1) "District Pupils" of a school district shall designate all pupils enrolled in the public schools of the Commonwealth and of adjacent states who are residents of a given school district except those pupils who are enrolled in the public schools maintained by the vocational school district the territorial limits of which include the school district "District Pupils" of a vocational school district shall designate all pupils enrolled in the public schools maintained by the vocational school district who are residents of the district

(2) "District Teaching Units" A district's number of teaching units shall be obtained as follows (i) divide by twenty-two (22) the number of district pupils in average daily membership in a public high school (ii) divide by thirty (30) the number of district pupils in average membership in a public elementary school and (iii) add the quotients obtained under (i) and (ii) above

(3) "Average Daily Membership" shall be computed in accordance with the rules of procedure as established by the Department of Public Instruction for the school term of 1944-1945

(4) "Minimum Subsidy" shall designate the minimum amount per teaching unit payable by the Commonwealth to any school district or vocational school district under the provisions of this act the minimum subsidy shall be eight hundred dollars (\$800)

(5) "Maximum Subsidy" shall designate the maximum amount per teaching unit which may be payable by the Commonwealth to any one school district or vocational school district under the provisions of this act The maximum subsidy shall be For the school year 1948-1949 two thousand four hundred dollars (\$2400) for the school year 1949-1950 two thousand five hundred dollars (\$2500) and for each school year thereafter two thousand six hundred dollars (\$2600)

(6) "Standard Reimbursement Fraction" School districts' or vocational school districts' standard reimbursement fraction shall be computed annually in the month of December by the Department of Public Instruction

In the case of a school district its standard reimbursement fraction shall be computed for the school year 1948-1949 by subtracting from two thousand four hundred dollars (\$2400) an amount determined by multiplying the school district's assessed valuation per district teaching unit by six-one thousandths (.006) and dividing the difference so obtained by two thousand four hundred dollars (\$2400) for the school year 1949-1950 by subtracting from two thousand five hundred dollars (\$2500) an amount determined by multiplying the school district's assessed valuation per district teaching unit by six-one thousandths (.006) and dividing the difference so obtained by two thousand five hundred dollars (\$2500) and for every school year thereafter by subtracting from two thousand six hundred dollars (\$2600) an amount determined by multiplying the school district's assessed valuation per district teaching unit by six-one thousandths (.006) and dividing the difference so obtained by two thousand six hundred dollars (\$2600)

Until such time as valuations are furnished by the State Tax Equalization Board a school district's assessed valuation to be used for purposes of computing the standard reimbursement fraction shall be the assessed valuation of the district's taxable real property as determined for the preceding year for county tax purposes Provided That if the assessed valuation as determined for county purposes does not adequately represent the market values of the taxable property the State Council of Education may ascertain such market values and base the reimbursement

to any one school district upon the market values ascertained by the State Council of Education. When valuations are furnished by the State Tax Equalization Board each district's assessed valuation to be used for purposes of computing its standard reimbursement fraction shall be the valuation placed upon its taxable real property by the State Tax Equalization Board.

In the case of a vocational school district its standard reimbursement fraction shall be computed for the school year 1948-1949 by subtracting from two thousand four hundred dollars (\$2400) an amount determined by multiplying the assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand four hundred dollars (\$2400) for the school year 1949-1950 by subtracting from two thousand five hundred dollars (\$2500) an amount determined by multiplying the school district's assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand five hundred dollars (\$2500) and for every school year thereafter by subtracting from two thousand six hundred dollars (\$2600) an amount determined by multiplying the school district's assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand six hundred dollars (\$2600).

A school district's or vocational school district's number of district teaching units for purposes of determination of the standard reimbursement fraction shall be obtained as follows: (i) divide by twenty-two (22) the number of district pupils in average daily membership in a public high school during the preceding school term; (ii) divide by thirty (30) the number of district pupils in average daily membership in a public elementary school during the preceding school term; and (iii) add the quotients obtained under (i) and (ii) above except when the pupil-teacher ratio exceeds thirty-three (33) in which case the sum obtained under (i) and (ii) above shall be multiplied by thirty-three (33) and the product so obtained shall be divided by the pupil-teacher ratio of the district. No school district or vocational school district shall be credited with less than one teaching unit or be assigned a reimbursement fraction lower in value than the minimum subsidy divided by the maximum subsidy. All one-room schools operated in accordance with the provisions of this act shall if their operation is approved by the State Council of Education be credited with at least one teaching unit. The State Council of Education shall withhold its approval of any one-room one teacher school unless (i) topography, distance or condition of roads are such as to make transportation of pupils impractical; or (ii) it is impossible to accommodate pupils in existing graded schools in the district or other districts; or (iii) the district is financially unable to construct a consolidated school.

(b) Instruction

Section 2502 Payments on Account of Instruction. Every school district and every vocational school district shall be paid by the Commonwealth for the school year 1948-1949 on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's public schools and joint elementary schools by two thousand four hundred dollars (\$2400) and by the district's standard reimbursement fraction.

Every school district and every vocational school district shall be paid by the Commonwealth for school year 1949-1950 on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's public schools and joint elementary schools by two thousand five hundred dollars (\$2500) and by the district's standard reimbursement fraction.

Every school district and every vocational school district shall be paid by the Commonwealth for the school year 1950-1951 and for every school year thereafter on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's public schools and joint elementary schools by two thousand six hundred dollars (\$2600) and by the district's standard reimbursement fraction.

Notwithstanding the foregoing provisions of this section when because of sparsity of population, road or climatic conditions or lack of other available high school facilities the State Council of Education has approved the continued operation of a small high school the district shall receive an amount based on a number of teaching units equal to the number of teachers approved by the State Council of Education as being required to provide a satisfactory educational program in such school provided that the number of teachers employed is not less than the number approved.

For no year shall any school district or vocational school district receive less than the minimum subsidy per teaching unit.

Section 2503 Payments on Account of Tuition. Each school district regardless of classification sending pupils to another school district or vocational school district or to a joint high school approved by the Department of Public Instruction shall be paid by the Commonwealth for every school year on account of tuition an amount to be determined by multiplying the sum of "overhead cost per pupil" and "instruction cost per elementary pupil" or "instruction cost per high school pupil" as the case may be as defined in section two thousand five hundred sixty-one of this act or in the case of district pupils attending a school not located in this Commonwealth on the basis of a reasonable tuition charge per pupil to be determined by the Superintendent of Public Instruction (i) by the number of district pupils sent to schools of other districts or to a joint school and (ii) by the district's standard reimbursement fraction and (iii) by seventy-five-one-hundredths (.75) and (iv) subtracting from the amount so obtained the per pupil State appropriation paid to the district where the pupil attends school multiplied by the number of pupils.

Section 2504 Payments on Account of Vocational Curriculum. Every school district and every vocational school district regardless of the classification shall be paid by the Commonwealth for every school year the sum of thirty-five dollars (\$35) in vocational agriculture and vocational industrial education, twenty dollars (\$20) in vocational home economics education and fifty dollars (\$50) in vocational distributive education per pupils in average daily membership in vocational curriculum approved by the Superintendent of Public Instruction.

Section 2505 Payments on Account of School Nurses. Every school district and every vocational school district shall be paid by the Commonwealth for every school year on account of the employment of properly certificated school nurses an amount equal to one reimbursement unit for each nurse having the care of fifteen hundred or more pupils in average daily membership in the district's public schools and for each nurse having the care of less than fifteen hundred such pupils the fractional part of one reimbursement unit equal to the number of such pupils under her care divided by fifteen hundred. The reimbursement provided for by this section shall be paid by the Department of Health out of any money appropriated to said department for administering the provisions of Article fourteen of this act.

Section 2506 Payments on Account of Approved Travel. Every school district and every vocational school district regardless of classification shall be paid by the Commonwealth for every school year on account of approved traveling expenses in the discharge of teaching and supervisory responsibilities of teachers, coordinators, supervisors and directors in vocational education eighty per centum (80%) of the sum expended by the school district for such approved travel.

Section 2507 Payments on Account of Approved Vocational Extension Classes Every school district and every vocational school district regardless of classification shall be paid by the Commonwealth for every school term on account of approved vocational extension classes at the rate of two dollars (\$2) per hour of instruction approved by the Superintendent of Public Instruction

Section 2508 Distribution of Federal Funds for Vocational Education In the event that the Congress of the United States provides additional funds for vocational education the State Board for Vocational Education shall have authority to establish rules and regulations governing the administration and distribution of such funds

Section 2509 Payments on Account of Courses for Handicapped Children Every school district regardless of classification shall be paid by the Commonwealth for every school term the sum of twenty dollars (\$20) per pupil in average daily membership in a course or courses for mentally handicapped children and the sum of thirty dollars (\$30) per pupil in average daily membership in a course or courses for physically handicapped children approved by the Superintendent of Public Instruction

Section 2510 Payments on Account of Extension Classes and Instruction of Home Bound Children Every school district regardless of classification shall be paid by the Commonwealth for every school term on account of approved extension classes and the instruction of home bound children and amount determined by multiplying the mandated minimum salaries of instructional employees conducting such classes and instructing home bound children by the district's standard reimbursement fraction

Section 2511 Payments on Account of Closed Schools Every school district of the fourth class and every school district of the third class which is in or coterminous with a township shall be paid by the Commonwealth for every school term on account of closed schools the sum of two hundred dollars (\$200) for each school permanently closed or discontinued in the district since one thousand nine hundred eleven (1911) or which may hereafter be permanently closed or discontinued or which was heretofore permanently closed or discontinued under the provisions of the act approved the twenty-fifth day of April one thousand nine hundred one (P L 105) entitled "An act to provide for the centralization of township schools and to provide high schools for townships"

Section 2512 Certificates of Attendance Data On or before the first day of July of every year each school district and each vocational school district shall file a certificate with the Superintendent of Public Instruction in such form as he may prescribe and on blanks to be furnished by him showing attendance data for all pupils during the preceding school term classified into such groups as the Superintendent of Public Instruction shall direct together with such other information as the Superintendent of Public Instruction shall require in order to enable him to properly administer the provisions of this act relating to reimbursements by the Commonwealth

Section 2513 Certificates of Teacher Data On or before the first day of November of each year each school district of the first and second class and each school district of the third class having a district superintendent shall file a certificate with the Superintendent of Public Instruction in such form as he may prescribe and on blanks to be furnished by him showing the number of full-time teachers supervisors principals and other full-time members of the teaching and supervisory staffs the number thereof employed in elementary schools and the number employed respectively in three (3) and four (4) year junior high schools the certificates held by each and the compensation paid each for the current school year and showing further the number of part-time teachers supervisors and principals employed in extension schools and classes established as herein provided the certificates held by each and the compensation paid each during the preceding school year On or before the first day of October of each year each school district of the third class not having a district superintendent and each school district of the fourth class and each vocational school dis-

trict shall forward such a certificate to the county superintendent and if approved by him the county superintendent shall forward the same to the Superintendent of Public Instruction on or before the first day of November of each year

Section 2514 Certificates of Assessed Valuation On or before the first day of July of every year the board of revision of taxes of counties of the first class the board of property assessment appeals and review of counties of the second class the board for the assessment and revision of taxes of counties of the third class and the county commissioners of all other counties shall file a certificate with the Superintendent of Public Instruction in such form as he may prescribe and on blanks to be furnished by him showing the assessed valuation of all real property in each school district in the county on which the taxes for the then current year are levied

Section 2515 Ascertainment of Amounts Required Apportionment The Superintendent of Public Instruction shall ascertain and determine the amounts of funds required to meet each of the four payments to school districts and vocational school districts which become due and payable within each fiscal biennium on the data and material contained in the certificates which school districts and vocational school districts are required to file with the superintendent immediately preceding the beginning of each biennium The superintendent shall apportion and allot the same to and among the respective districts The amount paid to any district within any biennium shall be computed on the data and information contained in the certificates required to be filed each year as herein provided When valuations are furnished by the State Tax Equalization Board each district's assessed valuation to be used for purposes of computing its standard reimbursement fraction shall be the valuation placed upon its taxable real property by the State Tax Equalization Board In no case shall the amount paid to any district exceed the amounts computed on such data

Section 2516 Certification of Amounts When the amount payable to each district has been ascertained and determined by the Superintendent of Public Instruction he shall certify the same to the State Treasurer and Auditor General who shall place the accounts to the credit of the respective districts The Superintendent of Public Instruction shall transmit to each county and district superintendent a statement showing the amount which has been apportioned and allotted to each school district and vocational school district under the supervision of such county or district superintendent

Section 2517 Semi-annual Payments The amount apportioned and allotted to each school district or vocational school district shall be divided into equal semi-annual installments and the Superintendent of Public Instruction shall draw his requisition semi-annually upon the State Treasurer in favor of each district for the amount to which it is entitled Payment thereof shall be made to fourth class school districts and to vocational school districts during the months of March and October of each year and to first second and third class districts during the months of April and November of each year

Section 2518 Forfeitures for Employing Certain Teacher In the event that hereafter any school district for a period of two successive years employs the same teacher who holds only an emergency certificate for any grade or subject which he teaches or for a period of two successive years employs in the same position teachers who hold only an emergency certificate for any grades or subject which they teach such school district shall forfeit the sum of three hundred dollars (\$300) for each teacher so employed or for each position so filled Any school district that employs any teacher who does not hold any form of teacher certification to teach in the public schools of this Commonwealth shall forfeit one reimbursement unit for each such teacher employed The Superintendent of Public Instruction shall in either event deduct such sum or sums from the amount of the Commonwealth appropriation otherwise due such district under the provisions of this act

Section 2519 Withholding Payments for Failure to Pay Minimum Salaries and Increments The Superintendent of Public Instruction may refuse to authorize the payment of any amount payable to any school district or vocational school district for any school year which school district or vocational school district shall at any time fail or refuse to pay to the members of its teaching and supervisory staff the full amount of the minimum salaries and increments required by law. He may continue to withhold such requisitions until provision has been made by the school district or vocational school district for the payment of such minimum salaries and increments.

Section 2520 Payments on Account of Increase in Number of Pupils Additional Closed Schools In addition to the payments herein provided on account of the instruction of district pupils and on account of schools permanently closed or discontinued in any district each district shall receive its several apportionments as herein provided that shall have become due by reason of increase in the number of district pupils subsequent to the certificate to the Superintendent of Public Instruction immediately previous to the beginning of the fiscal biennium and its apportionment as herein provided for additional schools permanently closed or discontinued subsequent to such certificate. Such payments shall be made after certificate to the Superintendent of Public Instruction in the biennium year in addition to the last quarterly payment of the biennium as herein before provided.

Section 2521 Errors in Certificates If any error in any certificate shall occur whereby a school district would receive more or less of the State appropriation than is justly due to such district the county or district superintendent shall have authority and hereby is required to forward immediately to the Superintendent of Public Instruction a correct certification and the Superintendent of Public Instruction shall thereupon make it the basis of the appropriation due said district.

Section 2522 Payments to School Treasurer Use The annual State appropriation apportioned and distributed by the Superintendent of Public Instruction to any school district shall be paid to the school treasurer of the district and shall be used by the district through its board of school directors for the use of the district for the purposes mentioned in this act.

Section 2523 School Closed on Account of Contagious Disease etc When any board of school directors is compelled to close any school or schools on account of any contagious disease the destruction or damage of a school building by fire or otherwise and therefor is unable to keep such school or schools open for the minimum term required by this act the Superintendent of Public Instruction may pay to such school district any or all of its share of the annual State appropriation as he deems proper.

Section 2524 Penalty for Falsifying Reimbursement Reports Any officer of any school district who knowingly falsifies any report or certificate required to be made for the purpose of obtaining any reimbursement under the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than three hundred dollars (\$300) nor more than one thousand (\$1000) or undergo imprisonment for a term of not less than one (1) month nor more than six (6) months or both in the discretion of the court.

(c) Pupil Transportation

Section 2541 Payments on Account of Pupil Transportation School districts shall be paid by the Commonwealth for every school year on account of pupil transportation which and the means and contracts providing for which have been approved by the Department of Public Instruction in the cases hereinafter enumerated an amount to be determined by multiplying the cost of approved reimbursable pupil transportation incurred by the district by the district standard reimbursement fraction. In addition thereto the Commonwealth shall pay to

school districts which own their own vehicles an annual depreciation charge of ten per centum (10%) to be calculated on the basis of the certified cost at which the district acquired the vehicle for which depreciation is claimed.

Such payments for pupil transportation shall be made in the following cases:

(1) To school districts of the fourth class and districts of the third class which are located wholly within the boundary lines of a township for the transportation of elementary school pupils residing within any part of the district last served by any elementary school closed since the first Monday of July one thousand nine hundred seven or within a district all of whose schools have been closed or who are assigned to a training school of a State teachers' college and in each case who reside one and one-half (1½) miles or more from the school to which they are assigned.

(2) To school districts of the fourth class and districts of the third class which are located wholly within the boundary lines of a township for the transportation of any child living more than two (2) miles by the nearest public highway from the nearest school in session.

(3) To all school districts for the transportation of physically or mentally handicapped children regularly enrolled in special classes approved by the Department of Public Instruction or enrolled in a regular class in which approved educational provisions are made for them.

(4) To all school districts for pupils transported to and from approved consolidated elementary schools or approved consolidated junior high schools or approved joint consolidated schools or approved vocational district schools.

Section 2542 Board and Lodging in Lieu of Transportation In any case where the Commonwealth is required to reimburse any school district on account of pupil transportation and the school district in lieu of such transportation is authorized to and does pay for suitable board and lodging for any pupil the Commonwealth shall pay to the school district an amount to be determined by multiplying the cost of such board and lodging by the district's standard reimbursement fraction. Provided That in no case shall the Commonwealth's share of the cost exceed one dollar (\$1) per day per pupil for the actual number of days such pupil is in attendance at school not exceeding five (5) days in any one week.

Section 2543 Sworn Statement of Amount Expended for Reimbursable Transportation Payment Withholding On or before the first day of July of each year each school district entitled to reimbursement on account of pupil transportation shall present to the Superintendent of Public Instruction in such form as he may prescribe and on blanks to be furnished by him in sworn statement of the amount expended during the previous school year for reimbursable transportation of pupils to and from school and any amount expended during the previous school year for board and lodging in lieu of reimbursable transportation. On the basis of such statement the Superintendent of Public Instruction shall by requisition upon the State Treasurer pay during the month of September to such school district such reimbursement for the previous school year as is provided for in this act. The State Council of Education may for cause specified by its direct the withholding of such reimbursement in any given case permanently or until the school district has complied with the law or regulations of the State Council of Education.

(d) All Appropriations

Section 2551 Unused Appropriations At the end of any year any balance of the State appropriation remaining on hand through forfeiture or otherwise shall be added to the State appropriation made up for the ensuing year.

Section 2552 Withholding State Appropriations It shall be the duty of the Superintendent of Public Instruction to withhold the payment of all money due any school district out of any appropriation made by the Commonwealth for any purpose until all reports required by law and due at such time have been filed either with the Department of Public Instruction or other proper authority whether or not such reports have any bearing on the right to such payment. At his discretion he may in like manner with-

hold any or all appropriations from any district failing or refusing to comply with the laws and regulations of any department of the government of this Commonwealth for preserving the health or safety of pupils enrolled in the public schools

(e) Reimbursements Between School Districts

Section 2561 Tuition Charges for Pupils of Other Districts A school district or vocational school district receiving elementary or high school pupils who are residents of another school district or another vocational school district shall compute the tuition charges as follows

(1) **General** Add the salaries of secretaries treasurers auditors superintendents the cost of library books the salaries of librarians lectures health medical nurse and dental services the wages of janitors and other comparable employes the cost of fuel water light and power the cost of maintenance of school plant including ordinary repairs but not including alterations or remodeling the cost of attendance at teachers' institutes and the district's contribution to the retirement fund on behalf of the above listed employes and divide the sum so obtained by the total number of pupils in average daily membership in the receiving district's public schools The quotient so obtained shall be designated the "overhead cost per pupil"

(2) **Elementary Tuition Charge** Add the salaries of supervisors principals clerks assistants and teachers employed in the receiving district's elementary schools the district's contribution to the retirement fund on behalf of teachers supervisors and principals employed in the district's elementary schools the cost of text books and supplies of the second class used in the district's elementary schools and divide the sum so obtained by the total number of pupils in average daily membership in the receiving district's elementary schools The quotient so obtained shall be designated as the "instruction cost per elementary pupil" Add to the instruction cost per elementary pupil the overhead cost per pupil and a rental charge of eight dollars (\$8) per pupil for the use of the receiving district's school plant Deduct from the amount so obtained the per pupil State appropriation on account of elementary school teaching units The cost so determined shall be the "tuition charge per elementary pupil"

(3) **High School Tuition Charge** Add the salaries of supervisors principals clerks assistants and teachers employed in the receiving district's high school the district's contribution to the retirement fund on behalf of teachers supervisors and principals employed in the district's high schools the cost of text books and supplies of the second class used in the district's high school and divide the sum so obtained by the total number of pupils in average daily membership in the receiving district's high schools The quotient so obtained shall be designated as the "instruction cost per high school pupil" Add to the instruction cost per high school pupil the overhead cost per pupil and a rental charge of ten dollars (\$10) per pupil for the use of the receiving district's school plant Deduct from the amount so obtained the per pupil State appropriation on account of high school teaching units The cost so determined shall be the "tuition charge per high school pupil"

Section 2562 Payments by Districts for Pupils Attending in Other Districts For each elementary or high school pupil attending a public school of another district the receiving district shall bill the sending district and the sending district shall pay the amount of the tuition charge per elementary pupil or the tuition charge per high school pupil as the case may be In the case of pupils attending the receiving district's public schools for less than a full school term the tuition charge per elementary or high school pupil shall be prorated by reference to the period of time over which such pupils actually attended the receiving district's schools

Section 2563 Certification of Pupils Admitted from Other Districts Monthly Payments The board of school directors in any school district or the board of directors

of vocational schools in any vocational school district maintaining an elementary school or a high school which is attended by any pupils residing in another district shall upon admission of such pupils properly certify to the board of school directors of the school district in which such pupils reside the names of all such pupils and whether they are attending an elementary school or a high school together with a statement of the tuition charge per elementary pupil and the tuition charge per high school pupil All such tuition charges shall be paid monthly to the school district or the vocational school district maintaining such elementary school or high school by the school district to which the same was certified

Section 2564 Deductions from State Appropriations If any school district wherein a pupil resides who is entitled by law to attend an elementary school or a high school in another district neglects or refuses to pay any such tuition charge the Superintendent of Public Instruction is authorized to deduct from any moneys due any such district out of State appropriation the amount due from such district to the district where the pupil attends and pay over said sum to the district entitled thereto

Article XXVI

State School Fund

Section 2601 How Constituted All escheated estates in this Commonwealth and all other property or money which shall in any way accrue to such fund whether by devise gift or otherwise shall belong to and constitute a fund to be known and designated as "The State School Fund of Pennsylvania" which is to be maintained as herein provided

Section 2602 Management and Custody All real and personal property belonging to the State School Fund shall be wholly under the control and management of the State Council of Education The net receipts derived in any way from or on account of any real or personal property belonging to the State School Fund and all other moneys accruing to said fund shall always be promptly paid to the State Treasurer and kept by him in a separate account subject to the disposal of the State Council of Education as herein provided The State Treasurer shall deposit said funds in the properly authorized depositories for State funds and shall add to such funds the interest received from the depositories for the use of the same All income derived from any investment of the State School Fund shall be paid to the State Treasurer and kept deposited as herein provided in a separate account subject to the order of the State Council of Education The State Treasurer and his bondsmen shall be responsible for the safekeeping of and accounting for said funds in the same manner and under the same penalties as for the safe keeping of and accounting for the other funds of this Commonwealth

Section 2603 Investments The State Council of Education shall promptly invest and keep invested as constantly as possible to the best advantage of the State School Fund all appropriations devised gifts and other receipts for this purpose as a permanent State School Fund whose income only may be expended Investments of the permanent State School Fund may be made only in bonds properly issued by the Government of the United States the Commonwealth of Pennsylvania a school district in this Commonwealth or in municipal bonds in which savings banks of Pennsylvania are authorized by law to invest their deposits and all such investments must be first approved by the Auditor General

Section 2604 Use of Income The State Council of Education is hereby authorized to use so much of the interest rentals and other income of the school fund as it deems wise towards equalizing the educational advantages of the different parts of this Commonwealth to make advancements to school districts temporarily in need and to deduct said advancements from any appropriation that may be due said districts upon such terms as the districts and the State Council of Education shall agree and also to use such part of the same as it deems wise to further and promote education in the conservation of natural re-

sources and education in forestry agricultural and other industrial pursuits in the public schools of this Commonwealth For all of said purposes all income from the State School Fund is hereby appropriated to the State Council of Education All of the income not thus used shall be annually added to the principal of said fund The State Council of Education may also lease sell or otherwise dispose of any of the real estate securities or other property belonging to the State School Fund and invest the proceeds thereof in compliance with this act

Section 2605 Payments How Made So much of the State School Fund as is to be invested or reinvested in any securities or the income thereof that may be used for any of the purposes herein provided shall be paid out by a proper order authorized by the State Council of Education and signed by the president and secretary thereof drawn on the State Treasurer on said funds which order shall first be approved by the Auditor General

Section 2606 Reports of Condition of Fund The State Treasurer shall report to the State Council of Education at such times as the council requests the conditions of said fund and shall in his annual report make an itemized statement of the receipts disbursements and amount on hand of said school fund and its incomes The State Council of Education shall annually make to the Governor and to the Auditor General a complete detailed report of the conditions of said fund including its receipts expenditures and investments

Article XXVII

Repeals

Section 2701 Specific Repeals The following acts and parts of acts and all amendments thereof are hereby repealed to the extent hereinafter specified

The act approved the nineteenth day of March one thousand eight hundred four (P. L. 298) entitled "An act to provide for the more effectual education of the children of the poor gratis" absolutely

The act approved the twelfth day of April one thousand eight hundred seventy-eight (P. L. 13) entitled "An act to authorize and provide for the payment of additional appropriations to school districts in certain cases" absolutely

The act approved the twenty-fifth day of May one thousand eight hundred eighty-seven (P. L. 271) entitled "An act extending the time for which indigent pupils may be taught in institutions for the instruction of the blind in this Commonwealth" absolutely

The act approved the sixteenth day of May one thousand eight hundred ninety-five (P. L. 72) entitled "An act to provide for the attendance of children in the schools of this Commonwealth and making an enumeration of children for that purpose also providing compensation for the assessors making the enumeration and providing penalties for violations of this act" absolutely

Section twelve and twenty-one of the act approved the eighteenth day of June one thousand eight hundred ninety-five (P. L. 203) entitled "An act to provide for the more effectual protection of the public health in the several municipalities of this Commonwealth" absolutely

The act approved the twenty-seventh day of June one thousand eight hundred ninety-five (P. L. 395) entitled "An act to prevent the wearing in the public schools of this Commonwealth by any of the teachers thereof of any dress insignia marks or emblems indicating the fact that such teacher is an adherent or member of any religious order sect or denomination and imposing a fine upon the board of directors of any public school permitting the same" absolutely

The act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P. L. 410) entitled "An act to authorize the publication of school laws and decisions" absolutely

The act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P. L. 412) entitled "An act to authorize and empower the trustees of any State Normal School now established within the Commonwealth of Pennsylvania or which may hereafter be

established to enter into an agreement with the school directors of any school district by which the pupils of any such school district may be instructed at and in such State Normal School" absolutely

The act approved the eighth day of March one thousand nine hundred one (P. L. 49) entitled "An act relating to the study and practice of physical culture in the public schools" absolutely

The act approved the twenty-third day of May one thousand nine hundred seven (P. L. 225) entitled "An act providing for the payment of the premiums on bonds of county city borough school district and township employees" in so far as it confers powers or imposes duties on school districts

The act approved the thirteenth day of April one thousand nine hundred eleven (P. L. 63) entitled "An act to promote the consolidation of public schools" absolutely

The act approved the twelfth day of May one thousand nine hundred eleven (P. L. 294) entitled "An act to require fire drills in public schools" absolutely

The act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" absolutely except validations of past actions contained in any amendment thereof

The act approved the first day of May one thousand nine hundred thirteen (P. L. 138) entitled "An act defining vocational education providing for the establishment and regulation of vocational schools and providing for State aid in the maintenance thereof and for the payment of tuition by certain school districts and reimbursement thereof by the State" absolutely

The act approved the twentieth day of May one thousand nine hundred thirteen (P. L. 226) entitled "An act regulating the reading of the Holy Bible in the public schools of this Commonwealth" absolutely

The act approved the thirteenth day of May one thousand nine hundred fifteen (P. L. 311) entitled "An act relating to appeals from the reports of auditors of school districts of the second third and fourth classes" absolutely

The act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 634) entitled "An act to create in Pennsylvania what shall be known as Bird Day and requiring all teachers in our public schools upon that day to make a special effort in teaching the value of the life-work of birds to our people" absolutely

The act approved the first day of June one thousand nine hundred fifteen (P. L. 706) entitled "An act requiring the county commissioners to provide at the expense of the county a telephone typewriter and stenographer for the use of the county superintendent of schools" absolutely

The act approved the tenth day of May one thousand nine hundred seventeen (P. L. 158) entitled "An act to authorize counties cities boroughs towns townships school districts and poor districts to require a bond to protect labor and material-men and providing for suits thereon by laborers and material-men furnishing labor and material in and about the erection alteration addition and repair of public buildings" in so far as it confers powers or imposes duties on school districts

The act approved the sixteenth day of May one thousand nine hundred nineteen (P. L. 196) entitled "An act providing for the time during which pupils may be taught in institutions for the instruction of the blind in this Commonwealth" absolutely

The act approved the twenty-third day of May one thousand nine hundred nineteen (P. L. 288) entitled "An act designating Frances Willard Day in the public schools" absolutely

The act approved the eighteenth day of June one thousand nine hundred nineteen (P. L. 498) entitled "An act defining consolidation of schools providing for the estab-

lishment and regulations of consolidated schools and providing for State aid for the transportation of pupils to and from consolidated schools" absolutely

The act approved the eighth day of July one thousand nine hundred nineteen (P. L. 764) entitled "An act to provide instruction in citizenship and the principles of the government of the United States of America and of this Commonwealth to foreign born residents of the State of Pennsylvania in the several counties thereof who are not required to attend the public schools of this Commonwealth providing for the appointment of instructors and interpreters and providing for the appointment of instructors and interpreters and providing for their compensation payable by the several counties and defining the powers and duties of such instructors and the county superintendents of schools" absolutely

Section five and seven of the act approved the eighth day of July one thousand nine hundred nineteen (P. L. 784) entitled "An act empowering cities of the second and third classes boroughs and counties to acquire maintain and operate playgrounds playfields gymnasiums public baths swimming pools and indoor recreation centers authorizing school districts to join in the maintenance and operation of said activities and authorizing the issue of bonds and the levy of taxes for such purposes" in so far as they confer powers or impose duties on school districts

The act approved the eighteenth day of July one thousand nine hundred nineteen (P. L. 1044) entitled "An act to assist worthy young men and women graduates of secondary schools of the State to obtain a higher education and making an appropriation" absolutely

The act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 837) entitled "An act authorizing the purchasing or building of residences for principles teachers or janitors by school districts of the fourth class" absolutely

The act approved the twentieth day of May one thousand nine hundred twenty-one (P. L. 1034) entitled "An act to provide for the payment of moneys to school districts the taxes of which are reduced by the acquisition of lands and property by the Commonwealth for the conservation of water and to prevent flood conditions" absolutely

The act approved the twenty-third days of May one thousand nine hundred twenty-three (P. L. 351) entitled "An act to require the teaching of the Constitution of the United States in the public and private schools" in so far as it applies to public schools and State teachers' colleges

The act approved the eighteenth day of June one thousand nine hundred twenty-three (P. L. 838) entitled "An Act empowering school districts to employ policemen" absolutely

The act approved the twenty-seventh day of April one thousand nine hundred twenty-five (P. L. 305) entitled "An act authorizing counties cities boroughs incorporated towns townships and school districts to make contracts of insurance with mutual fire insurance companies duly authorized to transact business in the Commonwealth of Pennsylvania" in so far as it confers powers and imposes duties on school districts

The act approved the second day of May one thousand nine hundred twenty-five (P. L. 492) entitled "An act to provide for the equalization of educational opportunity and the encouragement of the study of citizenship by recognition of extension education for boys and girls who are employed and for adults as a function of the public schools of this Commonwealth and to facilitate the proper organization and administration of such extension education" absolutely

Section seven of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 450) entitled as last amended "An act relating to fires and fire prevention imposing duties and conferring powers upon the Pennsylvania State Police authorizing the appointment of the chiefs of fire departments and certain public officers and others as assistants to the Pennsylvania State Police and defining their powers and

duties providing for the investigation of the cause origin and circumstance of fires and the inspection of all and the removal or change of certain buildings by owners and occupants thereof including political subdivisions imposing duties on school authorities and on certain corporations associations and fire rating agencies providing for the attendance of witnesses before the Pennsylvania State Police and the enforcement of its orders and prescribing penalties" absolutely

The act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 738) entitled "An act requiring counties cities boroughs towns townships school districts and poor districts when fixing rates of taxation in mills to express such rates also in dollars and cents" in so far as it imposes duties on directors of school districts

The act approved the eleventh day of April one thousand nine hundred twenty-nine (P. L. 488) entitled "An act requiring county commissioners to provide at the expense of the county telephone typewriter and stenographic services for the county superintendent of schools" absolutely

The act approved the twenty-second day of April one thousand nine hundred twenty-nine (P. L. 630) entitled "An act providing for the payment of counsel fees out of moneys recovered for counties townships boroughs school districts or poor districts upon appeals from the county auditors' settlements of the accounts of public officers" in so far as it relates to school districts

The act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 660) entitled "An act providing for the observance of the birthday of William Penn Founder of Pennsylvania and repealing inconsistent legislation" in so far as it relates to public schools and other educational institutions under the Commonwealth

The act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 844) entitled as amended "An act authorizing the Commonwealth of Pennsylvania or any department or division thereof and counties cities boroughs incorporated towns townships school districts vocational school districts and institution districts to make contracts of life health hospitalization medical services and accident policies for the benefit of employes thereof and contracts for pensions for such employes and providing for the payment of the cost thereof" in so far as it relates to school districts

The act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 845) entitled "An act authorizing the publication of advertisements for bids for public works supplies or equipment in certain publications and journals devoted to information about construction work" in so far as it relates to school districts

The act approved the first day of May one thousand nine hundred thirty-five (P. L. 124) entitled "An act authorizing the insurance of deposits of funds of this Commonwealth and of the political subdivisions thereof with the Federal Deposit Insurance Corporation or other similar agency and prohibiting requiring further security for amounts so insured" in so far as it relates to school districts

The act approved the fifth day of June one thousand nine hundred thirty-five (P. L. 275) entitled "An act providing for the observance of Free School Day in commemoration of the founding and development of free public schools in the Commonwealth" absolutely

The act approved the eighteenth day of July one thousand nine hundred thirty-five (P. L. 1173) entitled "An act to prohibit discrimination on account of race creed or color in employment under contracts for public buildings or public works" in so far as it relates to school districts

The act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1321) entitled "An act requiring specifications for the construction alteration or repair of public works of the Commonwealth county municipality or other sub-divisions of the Commonwealth to contain a provision that the laborers or mechanics em-

ployed thereon shall have been residents of this Commonwealth for at least ninety days prior to their employment and prescribing penalties" in so far it relates to school districts

The act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1349) entitled "An act providing for the purchase and for the distribution of vitamin products as defined in this act to certain pupils in the public school conferring powers and imposing duties on the Department of Health the department of Public Instruction the Department of Property and Supplies school districts teachers and medical inspectors of schools and making an appropriation" absolutely

The act approved the sixteenth day of March one thousand nine hundred thirty-seven (P. L. 98) entitled "An act authorizing political subdivisions to stipulate in specifications upon which contracts for the construction alteration or repairs of any public work or improvement are entered into the minimum wages to be paid to laborers and mechanics and providing for the stipulation of penalties in such contracts where such minimum wage stipulations are violated and for the recovery of such penalties and their return in certain cases" in so far as it relates to school districts

The act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2603) entitled "An act relating to vocational education creating vocational school districts for the purpose of conducting systems of vocational schools departments or classes providing for their government prescribing their powers and duties conferring powers and imposing duties on school districts and on the State Board for Vocational Education and providing for referendum in certain cases" absolutely

The act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2721) entitled "An act concerning children under six years of age with defective hearing imposing duties on the Department of Health the Department of Public Instruction on parents guardians nurses and physicians and placing certain costs on school districts and making an appropriation" in so far as it confers powers or imposes duties or liabilities on school districts or on the Superintendent of Public Instruction

Section four of the act approved the nineteenth day of June one thousand nine hundred forty-one (P. L. 143) entitled "An act designating certain days of each year as Arbor Days and Bird Days one of which days shall be the ninth day of April except when the ninth day of April falls on Saturday Sunday or Good Friday providing that the week of the ninth of April be proclaimed as Conservation Week and directing suitable observance of Arbor Days and Bird Days in public schools under the direction of superintendents and teachers" absolutely

The act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 560) entitled "An act authorizing and empowering school districts of the first and second class to furnish food including milk to undernourished and poor school children in their districts and providing that the acceptance and distribution of surplus commodities furnished by the Federal Government to such school districts shall not affect or limit the provisions hereof" absolutely

The act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 564) entitled "An act providing for the observance of a Bill of Rights Week in the public schools of this Commonwealth" absolutely

The act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 565) entitled "An act providing that when inmates of an orphan's home or other children's institution or private home are maintained at the cost of any county other than a county of the second class or at the cost of a county institution district other than in a county of the second class and attend public school and are not legal residents of such school district the county shall pay their tuition charges and collect the same from the school district liable therefor" absolutely

The act approved the first day of August one thousand

nine hundred forty-one (P. L. 744) entitled "An act requiring school boards in all school districts and boards of directors of all vocational school districts to grant leaves of absence to all school employees who shall volunteer or be called for military or naval service in time of war or during a state of national emergency preserving certain contracts salaries increments retirement rights seniority State contributions and grants to local school boards eligibility lists reemployment authorizing school boards and boards of directors of vocational schools to employ substitutes in place of such employees requiring school districts and vocational school districts to make additional payments into the School Employees' Retirement Fund reserving all rights and privileges of employees granted leaves of absence under the provisions herein and superseding or repealing all contrary laws" absolutely

The act approved the first day of June one thousand nine hundred forty-five (P. L. 1222) entitled "An act providing for the complete medical and dental examination of all children of school age and teachers and other school employees in the public and private elementary and secondary schools of the Commonwealth and imposing certain duties upon the Department of Health and the Department of Public Instruction and making an appropriation" absolutely

The act approved the twenty-fourth day of April one thousand nine hundred forty-seven (P. L. 113) entitled "An act to provide for the establishment maintenance operation and expansion of non-profit school lunch programs in schools in the Commonwealth of Pennsylvania" absolutely

The act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1427) entitled "An act directing the Department of Public Instruction to revise the curricula of elementary secondary and vocational schools to effectuate a more thorough understanding and appreciation of American form of government and the principles for which it stands and making an appropriation" absolutely

Section 2702 General Repeal All other acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Geltz,	McPherson, Jr.,	Tallman,
Berger,	Haluska,	Meade,	Tarr,
Blass,	Hare,	Neff,	Taylor,
Chapman,	Holland,	Pechan,	Wade,
Crowe,	Homsher,	Peeler,	Wagner,
Dent,	Kephart,	Robinson,	Walker,
Diehm,	Lane,	Rosenfeld,	Watkins,
DiSilvestro,	Lender,	Ruth,	Watson,
Doehla,	Letzler,	Scarlett,	Wolfe,
Donlan,	Lord,	Snowden,	Wood, L. H.,
Farrell,	Mahany,	Stevenson,	Wood, T. N.,
Frazier,	Mallery,	Stiefel,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 104, as follows:

An Act to add clause (k) to section one thousand three hundred seven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct

of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" incorporating certain portions of the State Council of Education now provided for by other legislation repealed hereby

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand three hundred seven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing certain reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as amended by the act approved the first day of June one thousand nine hundred thirty-one (P. L. 350) is hereby further amended by adding at the end thereof a new clause to read as follows

Section 1307 State Council of Education The State Council of Education shall have the power and its duty shall be

* * * * *

(k) To supervise and inspect to adopt standards for and to require reports financial or otherwise from schools and institutions wholly or partly supported by the State which are not supervised by the public school authorities including school and institutions for the blind and the deaf and dumb To make recommendations to the Governor and the General Assembly of the amount of appropriations to be made to or for the use of any school or institution and to supervise the expenditure thereof A copy of the report of the inspection of any such institution which may be made to the State Council of Education shall be sent to the head of such institution The powers conferred by this section shall be vested solely in the State Council of Education and shall not be exercised by any other department or State agency

Section 2 Section nine hundred six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" and its amendments are hereby repealed

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Geltz,	McPherson, Jr.,	Tallman,
Berger,	Haluska,	Meade,	Tarr,
Blass,	Hare,	Neff,	Taylor,
Chapman,	Holland,	Pechan,	Wade,
Crowe,	Homsher,	Peelor,	Wagner,
Dent,	Kephart,	Robinson,	Walker,
Diehm,	Lane,	Rosenfeld,	Watkins,
DiSilvestro,	Leader,	Ruth,	Watson,
Doehla,	Letzler,	Scarlett,	Wolfe,
Donlan,	Lord,	Snowden,	Wood, L. H.,
Farrell,	Mahany,	Stevenson,	Wood, T. N.,
Frazier,	Mallery,	Stiefel,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. LETZLER. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 10, entitled:

An Act to amend section one of the act, approved the twenty-first day of March, one thousand nine hundred five (P. L. 46), entitled "An act authorizing the municipalities of the Commonwealth to vacate, in whole or in part, all streets, lanes and alleys within their corporate limits, laid out by this Commonwealth, whenever the same, or the portion to be vacated, shall have remained unopened for a continuous period of thirty years next preceding such vacation," eliminating the requirement that the portion vacated shall have remained unopened for thirty years, and providing that vacated portions shall not be any part of a State Highway route, and validating vacations heretofore made.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 17, entitled:

An Act to amend section seven of the act, approved the eleventh day of June, one thousand nine hundred forty-one (P. L. 101), entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction, operation and maintenance of a turnpike from a point at or near Irwin in Westmoreland County, the western terminus of the turnpike heretofore constructed by said Commission, to a point on the western boundary line of the Commonwealth of Pennsylvania touching on the State of Ohio or the State of West Virginia, and conferring powers and imposing duties on the Pennsylvania Turn-

pike Commission; authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds and for the cost of maintenance, operation and repair of the turnpike; making such turnpike bonds exempt from taxation; constituting such bonds legal investments in certain instances; requiring suits against the commission to be brought in Dauphin County; prescribing conditions upon which such turnpike shall become free; providing for grade separation, grade changes, and relocation and restoration of public roads and State highways affected by the turnpike; providing for condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the Commission; and authorizing the issuance of turnpike revenue refunding bonds," by providing for salaries for appointed members of the Commission.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 72, entitled:

An Act to further amend section two hundred five of the act approved the ninth day of April, one thousand nine hundred twenty-nine, (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," increasing the maximum aggregate number of officers and men in the State Police Force.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 149, entitled:

An Act to authorize any city of the first class to use a facsimile signature of the City Controller in lieu of his manual signature and facsimile of the seal of the City upon any bonds issued by it and declaring that signatures and facsimile signatures of former officers shall be valid and sufficient.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 169, entitled:

An Act to further amend clause (f) of section two of the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "An act pro-

viding for the incorporation as bodies corporate and politic of 'Authorities' for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," extending the definition of "municipality" so as to include school districts.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 177, entitled:

An Act to amend the act, approved the fifth day of July, one thousand nine hundred forty-seven (P. L. 1217), entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania; creating a State Public School Building Authority as a body corporate and politic with power to construct, improve and operate projects and to lease the same and to fix and collect fees, rentals and charges for the use thereof; authorizing school districts to enter into contracts to lease; authorizing and regulating the issuance of bonds by said Authority; and providing for the payment of such bonds and the rights of the holders thereof; granting the right of eminent domain; increasing the powers and duties of the Department of Public Instruction; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act; and making an appropriation of said Authority to pay expenses incident to its formation," changing membership of the Authority and prescribing the members' bonds and salaries; stating the purposes for which money may be borrowed; further defining the basis for establishing the fees, rentals and charges for the use of its projects; authorizing school districts singly or jointly with other districts to contract to lease and lease the projects of the Authority; extending the authorized term of leases and bond issues; providing for facsimile and manual signatures on bonds; making bonds of the Authority legal investments; providing for the issuance of refunding bonds; permitting public or private sale of bonds; permitting the board to delegate powers to officers, agents, employees and the Department of Property and Supplies; providing for a sinking fund; and providing that property leased, owned, acquired or held in any manner by the Authority shall be tax exempt.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 179, entitled:

An Act to further amend clause six of section one of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled, "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; exception annuities, allowances, returns, benefits, and rights from taxation and judicial

process; and providing penalties," further defining State employe to include officers and employes of the State Public Building Authority.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 181, entitled:

An Act declaring bonds, issued by the State Public School Building Authority, legal investments for the School Employes' Retirement Fund.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 195, entitled:

An Act to further amend section two of Article XVI of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (P. L. 581) entitled "An act for the better government of cities of the first class of this Commonwealth" by changing the provisions relating to filling vacancies in the office of city councilman in such cities.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 196, entitled:

An Act to further amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by providing for the holding of special elections to fill vacancies in the councils or legislative bodies of cities boroughs towns and townships and for nominating candidates therefor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 209, entitled:

An Act to provide for and regulate the accumulation, investment, and expenditure of funds by cities, boroughs, incorporated towns, townships and municipality authorities for the construction, improvement, or replacement of sewage disposal systems for which plans have been approved by the Sanitary Water Board of the Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

PERMISSION TO ADDRESS SENATE

Mr. ROSENFELD asked and obtained unanimous consent to address the Senate.

Mr. President and Members of the Senate, I have been around this body for the past sixteen years in various

capacities. From time to time, particularly as a member of this body, I have uttered the expression and heard the expression uttered, that certain things were impossible because the Constitution forbids quick action on certain legislation. That problem has run through matters involving taxation, education, the functions of the state, our local subdivisions, and our counties with all their classes and with all their differences, and there is not a meeting of one committee in this Senate where the problem does not arise, and where some effort is not made somehow to by-pass the constitutional restrictions so that needed legislation could be put on the books. Boards and commissions have been organized, and the entire state is swarming with boards and commissions; General State Authorities have had to be concocted in order to avoid constitutional restrictions, and I think, perhaps, if we consider it seriously, we should realize that we have reached the point where this State is very much in need of a new constitution.

Now, Mr. President, in the entire history of the Commonwealth, we have had only four Constitutions: the first in 1776, which lasted for fourteen years; the second in 1789, which lasted for about forty-eight years; the third in 1838, which lasted for about thirty-five years, and the last one, in 1873. We have had no new Constitution in this Commonwealth since 1873. Seventy-six years, almost, have gone by and during that time we have amended the Constitution sixty-seven different times, almost one amendment a year. We have considered hundreds of other amendments, but by reason of the fact that we were limited because of time, we never proceeded any further.

Mr. President, I think it is high time, considering the serious problems which the Commonwealth is running into, that we, as quickly as possible, have a call for a Constitutional Convention and within a period of a year and a half we can have a new Constitution in this Commonwealth, which can clarify and ease the burden of taxation, simplify many problems that come before us, fix the responsibility for many obligations which now swarm through all the communities, some of which are handled by the State, some by the political sub-divisions.

BILL INTRODUCED AND REFERRED

Mr. ROSENFELD. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. ROSENFELD and DENT read in place and presented to the Chair Senate Bill No. 237, entitled:

An Act relating to the preparation of a new Constitution of the Commonwealth by a constitutional convention for submission to the electorate, and its adoption or rejection by them and making an appropriation.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

EXECUTIVE NOMINATIONS TAKEN FROM TABLE

Mr. LORD, JR. Mr. President, I call from the table the nominations of His Excellency, the Governor, reported from the Committee on Executive Nominations at today's session.

The Clerk read the nominations as follows:

TREASURER IN AND FOR THE COUNTY OF SNYDER

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 7, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Ira G. Sanders, 524 North 8th Street, Selinsgrove, Snyder County, for appointment as Treasurer in and for the County of Snyder, until the first Monday of January, 1950, vice Ray G. F. Leach, Selinsgrove, resigned.

JAMES H. DUFF.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 2, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Edward Dunn, 135 West Water Street, Mount Carmel, Northumberland County, for appointment as Justice of the Peace in and for the Borough of Mount Carmel, Northumberland County, until the first Monday of January, 1950, vice Edward Hook, deceased.

JAMES H. DUFF.

MEMBERS OF THE SNYDER COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 7, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Snyder County Board of Assistance:

Mrs. Maude Runkle (Democrat), Middleburg, Snyder County, to serve until December 31, 1949, and until her successor is duly appointed and qualified, vice Mrs. Frances P. Ulrich, Middleburg, resigned.

Guy E. Narehood (Republican), Beavertown, Snyder County, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice J. Barner Rine, Beavertown, resigned.

JAMES H. DUFF.

MEMBERS OF THE BOARD OF TRUSTEES OF WEST CHESTER STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 2, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Members of the Board of Trustees of West Chester State Teachers' College:

Thomas A. Riley, Esquire, Chester Road, Westtown, Chester County, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Mrs. Anna B. Cooper, Woodlawn Farm, Pineville, Bucks County, until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified.

Abram M. Kulp, 55 North Main Street, Hatfield, Montgomery County, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Mrs. Frances Price Donahoo, 2428 Edgemont Avenue, Chester, Delaware County, until the third Tuesday of

January, 1955, and until her successor shall have been appointed and qualified.

Raymond S. Shortlidge, South Valley Road, Paoli, Chester County, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Samuel P. Cloud, R. D., Sconnettstown, West Chester, Chester County, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JAMES H. DUFF.

UNANIMOUS CONSENT UNDER RULE 38

By unanimous consent,

A motion was made by Mr. LORD, JR. and Mr. PEELOR, To grant unanimous consent to immediate consideration of the nominations reported from the Committee on Executive Nominations, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. LORD, JR. and Mr. PEELOR, That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Geltz,	McPherson, Jr.,	Tallman,
Berger,	Haluska,	Meade,	Tarr,
Blass,	Hare,	Neff,	Taylor,
Chapman,	Holland,	Pechan,	Wade,
Crowe,	Homsher,	Peelor,	Wagner,
Dent,	Kephart,	Robinson,	Walker,
Diehm,	Lane,	Rosenfeld,	Watkins,
DiSilvestro,	Leader,	Ruth,	Watson,
Doehla,	Letzler,	Scarlett,	Wolfe,
Donlan,	Lord,	Snowden,	Wood, L. H.,
Farrell,	Mahany,	Stevenson,	Wood, T. N.,
Frazier,	Mallery,	Stiefel,	Yosko,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. LORD, JR. Mr. President, I move that the Executive Session do now rise.

Mr. PEELOR. Mr. President, I second the motion.

The motion was agreed to.

ANNOUNCEMENT BY THE SECRETARY

Mr. WATKINS. I wish to announce that the Committee of the Senate on Constitutional Changes and Federal Relations, and the House Committee on Cities of the First Class, will hold a public hearing on the Philadelphia bills in the House Caucus Room, on Tuesday of next week, February 15, beginning at 9:30 o'clock A. M.

Mr. STIEFFEL. Mr. President, the time which has been assigned for the public hearing next Tuesday is not convenient because sometimes the train from Philadelphia is late, and I presume some citizens from Philadelphia would like to come to the hearing.

Mr. President, I would therefore suggest that the time be changed to 10:00 o'clock instead of 9:30.

Mr. LLOYD H. WOOD. Mr. President, I am willing to make a fifteen minute concession. "The Governor" ordinarily arrives here at about 9:25 or 9:30, and it should not take them over fifteen minutes to reach the Capitol. Therefore, Mr. President, I am willing to postpone it until 9:45 A. M.

Mr. STIEFEL. Mr. President, these bills are of a weighty nature, and I presume the people who will come to speak on them pro and con should be given an opportunity to peruse the bills and be prepared to get us ready for the combat.

Mr. LLOYD H. WOOD. Mr. President, I am assuming it is going to take some several hours for this hearing, that is the only reason I am trying to get started early.

I would be willing to start the hearing at 3:00 o'clock in the afternoon as far as I am personally concerned.

Mr. STIEFEL. Mr. President, what is fifteen minutes in the lifetime of the Legislature?

ADJOURNMENT

Mr. WALKER. Mr. President, I move the Senate do now adjourn until Wednesday, February 9, 1949, at 10:00 o'clock, a. m., Eastern Standard Time.

Mr. KEPHART. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 3:52 o'clock, p. m., Eastern Standard Time until Wednesday, February 9, 1949, at 10:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, February 8, 1949

The House met at 1:00 p. m.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Rev. William Hugh Fryer offered the following prayer:

O Lord, our heavenly Father, Whose blessed Son came not to be ministered unto, but to minister; we beseech Thee to bless all who following in his steps, give themselves to the service of their fellowmen. Endue them with wisdom, patience and courage that they may do the work which Thou givest them to do, in truth, in beauty, and in righteousness, with singleness of heart as Thy servants, and to the benefit of our fellowmen. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Monday, February 7, 1949.

The Clerk proceeded to read the Journal of Monday, February 7, 1949, when, on motion of Mr. BEAVER, unanimously agreed to, the further reading was dispensed with and the Journal approved.

DELEGATION FROM PHILADELPHIA WELCOMED

The SPEAKER. The Chair is pleased to welcome to the Hall of the House today Father Schiaroni, Assistant Pastor of St. Donato's Church, Philadelphia, his mother,

father, two sisters and friends, who are the guests of the lady from Philadelphia, Mrs. Varallo.

YORK SPRINGS HIGH SCHOOL WELCOMED

The SPEAKER. The Chair is pleased to welcome students from York Springs High School and their teacher. They are guests of the gentleman from Adams, Mr. Worley, who is himself a graduate of this High School.

LEAVE OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. REIDENBACH for himself for the remainder of the week.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. STUART asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. POSTA asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

REPORTS FROM COMMITTEES

Mr. MILLER from the Committee on Cities—Third Class, reported as committed, House Bill No. 28, entitled:

An Act to further amend sections four thousand three hundred twenty, four thousand three hundred twenty-one, four thousand three hundred twenty-two, four thousand three hundred twenty-three, and four thousand three hundred twenty-four of the act, approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," further regulating the retirement of firemen on pensions; and requiring certain payments to be made to the Firemen's Pension Fund by cities.

Mr. MIKULA from the Committee on Cities—Third Class, reported as committed, House Bill No. 127, entitled:

An Act to amend section two thousand one hundred three of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by further limiting the hours of service of paid firemen and drivers regularly employed.

Mr. ROBERTSON from the Committee on Judiciary, reported as committed, House Bill No. 233, entitled:

An Act validating certain legal proceedings in the course of which official or legal notice has been published in a newspaper which suspended publication for a limited period.

Mr. MILLS from the Committee on Cities—Third Class, reported as committed, House Bill No. 279, entitled:

An Act to amend section two thousand two hundred one, two thousand two hundred four and two thousand two hundred six of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by authorizing the creation of bureaus of mine inspection and surface support by cities within bituminous regions, and regulating mining and the removal of natural surface support in cities.

Mr. CADWALADER from the Committee on Ways and

Means, reported as committed, House Bill No. 346, entitled:

An Act to further amend sections four and ten of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled "An act imposing a State Tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are ordinarily, practically, and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by increasing the amount of the additional tax and by extending the provisions of the additional tax for a limited time; and further providing for the distribution of the additional tax to certain political subdivisions of this Commonwealth, with certain conditions.

Mr. CADWALADER from the Committee on Ways and Means, reported as committed, House Bill No. 347, entitled:

An Act to reenact and further amend the title and the act, approved the fourteenth day of May, one thousand nine hundred forty-seven (P. L. 249), entitled as amended, "An act to provide revenue by imposing an excise tax, payable by those herein defined as manufacturers and bottlers of bottled soft drinks, and syrups as herein defined, prepared, used, sold, transported or delivered within the Commonwealth and by others; requiring persons as herein defined engaged in the manufacture, bottling, distribution, sale, and transportation of syrup and bottled soft drinks to secure permits; prescribing the method and manner of evidencing the payment and collection of such tax or assessing the tax; conferring powers and imposing duties on the Department of Revenue and those manufacturing, bottling, distributing, selling and transporting syrup or bottled soft drinks and providing penalties," by further regulating the procedure and the jurisdiction of the Department of Revenue and of the Board of Finance and Revenue relative to claims for refunds, and by extending the provisions thereof for a further limited period of time.

Mr. CADWALADER from the Committee on Ways and Means reported as committed, House Bill No. 348, entitled:

An Act to reenact and further amend the title and the act, approved the fourteenth day of June, one thousand nine hundred thirty-five (P. L. 341), entitled, as amended "An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined; requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits; prescribing the method and manner of collecting such tax; conferring powers and imposing duties on the Department of Revenue, and persons, as herein defined, engaged in the sale of cigarettes at retail or wholesale; and providing penalties," by exempting from its provisions certain sales of cigarettes to patients in Veterans' Administration Hospitals and dealers making such sales, making unlawful the possession of cigarettes upon which the tax has not been paid and providing penalties therefor, and extending the provisions of the act for a further limited period of time.

Mr. CADWALADER from the Committee on Ways and Means reported as committed, House Bill No. 349, entitled:

An Act to further amend section three of the act approved the fifty days of May, one thousand nine hundred thirty-three (P. L. 284), entitled, as amended "An act imposing a State tax, payable by those herein defined as manufacturers and by others, on malt or brewed beverages used, sold, transported, or delivered within the Commonwealth; prescribing the method and manner of evidencing the payment and collection of such tax; conferring powers and imposing duties on the Department of Revenue, and those using or engaged in the sale, at retail or wholesale, or in the transportation of malt or brewed beverages taxable hereunder; and providing penalties," increasing the rates of certain taxes for a further limited period of time.

Mr. CADWALADER from the Committee on Ways and Means reported as committed, House Bill No. 350, entitled:

An Act to reenact and further amend the title and the act, approved the sixteenth day of May, one thousand nine hundred thirty-five (P. L. 208), entitled, as amended, "An act to provide revenue for State purposes by imposing an excise tax, for a limited period of time, on the net incomes of certain corporations, joint-stock associations, and limited partnerships; providing for the assessment, collection, settlement and resettlement of taxes, and reviews and appeal therefrom; conferring powers, and imposing duties on certain persons, corporations, joint-stock associations, limited partnerships, State, and county officers, boards, and departments; making an appropriation; and providing penalties," extending the provisions of the act for a further limited period of time.

Mr. CADWALADER from the Committee on Ways and Means, reported as committed, House Bill No. 351, entitled:

An Act to further amend section twenty-one of the act, approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420), entitled "A further supplement to the act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," postponing the manufacturing exemption with regard to capital stock tax and the franchise tax on domestic and foreign corporation, joint-stock associations, limited partnerships and companies for a further limited period of time.

Mr. CADWALADER from the Committee on Ways and Means, reported as committed, House Bill No. 352, entitled:

An Act to further amend section twenty-three of the act approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by increasing for a further limited period of time the rate of tax imposed upon the gross receipts of certain companies, limited partnerships, associations, joint-stock associations, copartnerships and persons.

Mr. CADWALADER from the Committee on Ways and Means, reported as committed, House Bill No. 353, entitled:

An Act to reenact and amend the title and the act, approved the ninth day of June, one thousand nine hundred thirty-six (Special Session of one thousand nine hundred thirty-six, P. L. 13), entitled "An act imposing an emergency State tax for a limited period of time on liquor, as herein defined, sold by the Pennsylvania Liquor Control Board; providing for the collection and payment of such tax; and imposing duties upon the Department of Revenue and the Pennsylvania Liquor Control Board,"

as previously reenacted and amended, by extending the provisions thereof, for a further limited period of time.

Mr. TAHL from the Committee on Judiciary, reported as committed, Senate Bill No. 114, entitled:

An Act to amend sections six hundred fourteen and six hundred fifteen of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" relating to bribery in athletic contests and soliciting or accepting a bribe in athletic contests.

REPORT FROM JOINT STATE GOVERNMENT COMMISSION

Mr. BRUNNER presented the following communication and material set forth therein from the Joint State Government Commission.

The Communication was read as follows:

JOINT STATE GOVERNMENT COMMISSION

February 8, 1949.

To the Honorable, the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania:

Pursuant to Act No. 380, 1939, P. L. 1084, Section 2 (e), the Joint State Government Commission undertook to gather information concerning such legislative acts pertaining to the functions of the City and County of Philadelphia as it deemed might be useful to the General Assembly.

Public hearings were held in the City of Philadelphia on July 19 and December 15, 1948, to afford citizens an opportunity to present their views, facts and proposals, looking toward the improvement of the administrative machinery to the extent that the same may be dealt with by law.

At its meeting on February 1, 1949, the Joint State Government Commission took the following action:

"That this Commission transmit to the Legislature its records relating to Philadelphia, and that having transmitted the record to the Legislature, inquiries upon the part of the Commission concerning Philadelphia cease and terminate unless the Legislature requests future action."

Pursuant to the foregoing action, there is transmitted herewith said record, consisting of:

1. Transcript of hearing July 19, 1948.
2. Transcript of hearing December 15, 1948.
3. Pamphlet entitled "Philadelphia's Management," Committee of 15, 1948.
4. "A Plan to Complete the Consolidation of the City and County of Philadelphia" submitted by the Institute of Local and State Government, University of Pa.
5. Pamphlet: "How to Modernize Philadelphia's Government."
6. Letter of Mr. Thomas Evans dated December 3, 1948, enclosing pamphlet entitled "Demand for Action," September, 1948.
7. Statement submitted by Richardson Dilworth.
8. Statement submitted by Negro Citizens' Legal Committee.
9. Letter dated January 20, 1949, from Walter P. Miller, Jr., Chairman, Committee of 70, (two enclosures).
10. Letter dated January 25, 1949, from William Barclay Lex, Chairman, Subcommittee on Elections, Committee of 70.
11. Letter dated January 28, 1949, from Mr. Thomas P. McHenry, County Commissioner of Philadelphia County.
12. Joint State Government Commission "Summary of

Philadelphia City-County Government Survey" dated February 1, 1949.

Respectfully submitted,

WELDON B. HEYBURN,
Chairman.

(For report see Appendix).

RESOLUTION MEMORIAL SERVICES

Mr. WOOD offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered, and unanimously adopted as follows:

In the House of Representatives,
Tuesday, February 8, 1949.

Resolved, That Tuesday the eighth day of February, at one-thirty-five o'clock P. M., be set apart by this House of Representatives, for addresses and resolutions on the lives, character, and public services of our deceased members as provided in a resolution previously adopted by this House.

The SPEAKER. This being the day and hour agreed upon to pay tribute to the memory of our deceased Members, all business of the House will now be suspended.

Fellow Members: Since the last session of this General Assembly, eight of our associates have passed away. These men were conspicuous, having played a prominent part in the work and the development of the efficient processes we now enjoy. As we look about, observe the same surroundings, work with the same subjects, and conform with the same practices as when they were here such a short time ago, it seems that the presence of these men can still be felt. Yet, while the memory of them will linger for years to come, it behooves us to officially recognize their absence, and to write the record of our deepest respect for them, of how highly we cherish the memory of our close association with them and how regretfully we close the pages of their activities among us, while we still adhere to the lessons they have taught us.

The Chair requests the gentleman from Lancaster, Mr. Wood, Chairman of the Select Memorial Committee to preside during these ceremonies.

Mr. WOOD presiding.

The CHAIRMAN. Prayer will be offered by the Chaplain of the House, the Reverend William Hugh Fryer, Pastor, Church of the Trinity, Coatesville.

PRAYER

Prayer was offered by the Chaplain as follows:

I heard a voice from heaven, saying unto me, Write, From henceforth blessed are the dead who die in the Lord; even so saith the spirit; for they rest from their labours.

Almighty God, our heavenly Father, in Whose hands are the living and the dead, with whom do live the spirits of those who depart hence in the Lord, and with whom the souls of the faithful, after they are delivered from the burden of the flesh are in joy in felicity; We give Thee hearty thanks for the good examples of all those Thy servants, who, having finished their course in faith, do now rest from their labours.

Remember Thy servants, Ellwood, Harry, Thomas, Irvin, Thomas, Robert, Furman, William, O Lord, ac-

cording to the favor which Thou bearest unto Thy people, and grant that, increasing in knowledge and love of Thee, they may go from strength to strength in the life of perfect service, in Thy heavenly Kingdom.

We entrust to Thy care all those who mourn, be Thou their comfort and strength, lift up Thy countenance upon them and give them peace.

And grant to us who are still in our pilgrimage, and who walk as yet by faith, that having served Thee with constancy on earth, we may be joined hereafter with Thy blessed saints in glory everlasting; through Jesus Christ our Lord. Amen.

The CHAIRMAN. It is most fitting, that we pause in our deliberations to honor the memory of our departed colleagues, who in this great Hall of the House of Representatives served so long and faithfully.

The Chief Clerk will call the roll of our deceased Members.

The CHIEF CLERK. Honorable Ellwood Jackson Turner, County of Delaware.

The SECRETARY. Absent.

The CHIEF CLERK. Honorable Harry E. Trout, County of Lancaster.

The SECRETARY. Absent.

The CHIEF CLERK. Honorable Thomas B. Stockham, County of Bucks.

The SECRETARY. Absent.

The CHIEF CLERK. Honorable Thomas P. Mooney, County of Allegheny.

The SECRETARY. Absent.

The CHIEF CLERK. Honorable Irving Sidney Dix, County of Wayne.

The SECRETARY. Absent.

The CHIEF CLERK. Honorable Robert W. Munley, County of Lackawanna.

The SECRETARY. Absent.

The CHIEF CLERK. Honorable Furman H. Gyger, County of Chester.

The SECRETARY. Absent.

The CHIEF CLERK. Honorable William B. Patten, County of Philadelphia.

The SECRETARY. Absent.

The CHAIRMAN. Members of the House who through the years have had close and intimate association with these distinguished men will refresh our memories of their sterling qualities of character and service not only to their constituents, but to all the people of this great Commonwealth.

The Chair recognizes the gentleman from Montgomery, Mr. Brunner.

Mr. BRUNNER. Mr. Chairman: I think it is a beautiful and proper custom to set this time aside from other business of this House in order that we may pay solemn tribute to those of our colleagues whose bodily presence has passed away from us, but who still live among us in spirit and in memory.

As we pause together to honor the departed, we find courage in the fact that life does not end with the lapse of mortal breath. The beautiful sunset is but the beginning of a glorious sunrise.

Those of us who knew personally, the members of this House who have passed away, realize that the genuine sorrow and fine memories which followed their departure

give eloquent testimony to the high measure of worth which attached to each of those no longer able to respond to the calling of the roll. Their passing left the Commonwealth poorer, but their services here in this House helped to shape its course toward greatness.

It would appear that Ralph Waldo Emerson, must have had in mind legislators to whom we pay tribute today, when he wrote his poem "A Nation's Strength." Permit me to quote a verse or two:

A Nation's Strength

What builds the nation's pillars high
And its foundations strong
What makes it mighty to defy
The foes that round it throng?
Not gold, but only men can make
A people great and strong:
Men who, for truth and honor's sake,
Stand fast and suffer long.
Brave men who work, while others sleep
Who dare while others fly—
They build a Nation's pillars deep
And lift them to the sky.

The CHAIRMAN. The Chair recognizes the gentleman from Cambria, Mr. Andrews.

Mr. ANDREWS. Memory is the ivy that cloaks the ruins of the strong human towers that the fallen. Time furnishes the verdure that mantles the scars that time itself has caused. The passing of those who have served us as the strong pillars of our existence confronts us with its period of blinding grief. We cry aloud but there is no answer from across the veil.

Robert G. Ingersoll, standing beside his brother's grave, delivered an oration that has become a classic for all time. In that oration there was a deathless sentence. Speaking of the despair that attends the departure of those we cherish or esteem, Ingersoll said that: "In the midst of that black night hope sees a star and listening love can hear the rustle of a wing." As we meet today in this memorial service, the rustle that we hear is the laughter that lives in memory, the comradeship that abides, the fellowship that is born among those who till a common field.

We today turn back the pages of the Legislative Journal and for the hour, those to whose memory this service is dedicated, once again, in the mirror of our minds, occupy their familiar seats. They join with us in the promotion of the causes we must needs serve. Our mission is the creation and perpetuation of a human welfare state and that too was the cause served by those we today commemorate.

Those to whom we today pay tribute, in their day paid tribute to those who had gone before them. The hour will come when members of this House will pay their tribute to us, and let us hope that we, in our time, can maintain the traditions of service that have been established for us.

The CHAIRMAN. The Chair recognizes the gentleman from Delaware, Mr. Robertson.

Mr. ROBERTSON. Mr. Chairman, I have here in my hands a resolution in commemoration of one of the greatest men who ever trod the floor of this House. I have been thinking about this for days, and as you sit in your seats and determine what you ought to say and then get up to say it, the memory of this great man who is a personal friend of mine, causes me to choke up.

His death was a personal loss to me; yet his death was not only a loss to me, it is a loss to this State and to this Nation. Ellwood Jackson Turner whom everyone knows as Ellwood J. Turner, gave his life to this State. He was a driver, he was honest, he was fair, and above all he was a friend of humanity.

I noticed that when the clerk read the roll and the Secretary of the House answered "absent", I was afraid that that did not apply to Ellwood J. Turner. As each of us within the hearing of my voice and myself are moldering in our graves, a letter addressed to the State Capitol to the Honorable Ellwood J. Turner, would always be received. His monument will live long after this building has collapsed and turned to dust.

The loss to this State by the death of Ellwood J. Turner is something which I myself, and I do not believe anyone else here can aptly describe. He was a friend of the Commonwealth, a great soldier of the Commonwealth, and above all, Mr. Chairman, a great Legislator. I wish I could bring forth into words what the feeling is down deep in my heart. I cannot; words fail me.

Therefore, Mr. Chairman, I offer the following Resolution and ask for its unanimous adoption.

RESOLUTION

IN COMMEMORATION OF HONORABLE ELLWOOD J. TURNER

Messrs. ROBERTSON, MILLIKEN, CLENDENING and BLOOM offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, February 8, 1949.

After a long and active career, the Honorable Ellwood Jackson Turner, a Member of the House of Representatives from the Second District of Delaware County, residing at Idlewild Lane, Upper Providence Township, (Media Post Office), departed this life on March 1, 1948, at the Chester Hospital, Chester, Delaware County, Pennsylvania.

Mr. Turner was born in the City of Allegheny, on August 9, 1886, the son of Frederick F. and Jennie Short Turner. At the age of one he moved with his parents to Delaware County and resided there the rest of his life. He was educated in the public schools of Chester, graduating in 1903, and attended Swarthmore College for one year. Transferring to the University of Pennsylvania, he graduated with a degree of LL. B. in 1908. During his college career, he played football and was a member of Mask & Whig Club. He was president of his class in law school for three years.

Mr. Turner was admitted to practice law in Philadelphia County in 1909, but transferred to Delaware County in 1910 and opened his law offices in Chester, where he practiced until his death. He was a member of the bar of Philadelphia and Delaware Counties, the Supreme and Superior Courts of this State, and the Federal District and Circuit Courts, at the time of his death.

Elizabeth Addis Downing became the wife of this illustrious Member of the House on November 8, 1911, and of this marriage five children were born: William Howard, Frederick Fairthorne, II, Ellwood Jackson, Jr., Mrs. Robert G. Gilfillan, Jr., and Mrs. Harry F. Jensen.

Mr. Turner was active in Kiwanis International from its early days. He was a Charter Member and first President of the Chester Kiwanis Club, which he helped to organize in 1919, and served a second term as President in 1924. He was elected Governor of the Pennsylvania District in 1919, and Vice-President of Kiwanis International in 1920.

During the First World War he was a sergeant in Co.

G., First Pennsylvania Reserve Militia; Secretary of Chester Division of the Pennsylvania Committee on Public Safety; a Four-Minute Man in the War Bond Drives; Chairman of the War Camp Community Service, of the Liberty Loan Drive, and of the Salvation Army Drive. During the Second World War, he served as a member of the Civilian Defense Board of the Third Service Command; Pennsylvania Bar Association Committee on War Work; The Committee on War Activities of The Council of State Governments; and the Committee on Relief of The Council of State Governments, of which he was chairman.

Ellwood J. Turner was first elected to the House of Representatives of the General Assembly of Pennsylvania in 1924, and was successively re-elected in 1926, 1928, 1930, 1932, 1934, 1936, 1938, and 1940. He did not stand for re-election in 1942. In 1943 he was elected to fill a vacancy and was re-elected in 1944 and 1946.

During this long legislative career, which spanned 24 years, he was always held high in the respect of all who knew him, of all who worked with him and of all who were against him for his honesty, integrity and absolute fairness. He was Majority Leader for the 1933 session and Minority Leader during the 1935 and 1937 sessions. In 1939, he was elected to the high office of Speaker of the House, wherein he served with distinction. His term as Speaker was noted for the dispatch and orderliness with which the work of the House was conducted. The fairness and impartiality which was shown by Mr. Turner, as Speaker and on the floor of the House, to friend and foe was an outstanding highlight of his personality. After his term as Speaker, he worked quietly behind the scenes in a constant effort to build and strengthen the State of Pennsylvania and make it the leading State in this nation. At his death, he was a member of the Board of The Council of State Governments and Chairman of the Interstate Commission on the Delaware River Basin (Incodel). He also served as Chairman of the Joint State Government Commission from 1939 to 1942.

During his legislative career, he was a strong advocate of economy in government and constantly worked to effect such measures which were aimed primarily at cutting down expenditures and effecting economies all along the line in the legislative procedures of the House.

His early and active interest in the stream clearance program resulted in some of the great strides in this State in the effort to rid our streams and water supplies of pollution and secure adequate recreational areas. He fostered and gave complete aid and assistance to bills for municipal authorities which enabled the organization of the present sewer and water authorities in this State.

In his own Delaware County, he organized and served as solicitor for the Central Delaware County Sewer Authority, Darby Creek Joint Authority and Muckinipates Authority, all joint municipal authorities formed to rid the streams of Eastern Delaware County of gross pollution. His work with these groups set a pattern for many of the municipal authorities throughout the State. He also was solicitor for the Chester Municipal Authority, a water authority serving the City of Chester, and worked tirelessly to enable it to locate a new source of supply and bring good water to that great industrial center. Taking over his duties as solicitor at a time when it was faced with chaos, he successfully guided the Authority through various law suits and to the point where, at his death, its vast water supply project on the Octoraro Creek was well under way toward successful completion. He also served as solicitor of the Pennsylvania Municipal Authorities Association.

Because of his interest in this work, he became the first Pennsylvania member of Incodel which has for its main objective the clearance of streams in the Delaware River Basin. He was chairman of this great commission for many years. Mr. Turner believed that joint problems of contiguous states should be resolved between those states and not referred to Washington. He felt that representatives from the four states of New York, New Jersey,

Pennsylvania, and Delaware could solve their own problems without Federal interference. He fostered and guided Incodel through its inception and infancy. As Incodel was the first joint state activity of its kind, he had no precedents to draw from. The present Incodel is his monument to posterity.

Those weekly breakfasts of Delaware County sausage and scrapple and old fashioned buckwheat cakes, held during his many sessions, will bring a feeling of nostalgia to those who were so fortunate as to attend them. As a host, he was at his best, and will be remembered for countless years; therefore, be it

Resolved, That this House deeply mourns the passage of this great man, a friend to everyone, an exceptionally hard worker, and as brilliant and able a man as this legislative body has ever seen. Time will not dim his picture, for the monuments of his achievements in the Legislature and in human relations will live on into the far dim recesses of the future; and be it further

Resolved, That a certified copy of this resolution be transmitted by the Chief Clerk to Mrs. Elizabeth D. Turner, widow of the deceased.

The CHAIRMAN. The Chair recognizes the gentleman from Lancaster, Mr. Royer.

Mr. ROYER. Mr. Chairman, thirteen years ago, when I was elected to the General Assembly, I became the colleague and friend of the late Honorable Harry E. Trout. He was an experienced legislator and he was held in the highest regard and highest respect by the entire membership of this House. During my legislative childhood, so to speak, he assumed the responsibility of guiding and directing me in the practices and procedures of this House. His consideration of me and the advice which he so freely gave to me cannot be measured in any of my spoken words. He had great understanding and tolerance which was mixed with a keen sense of humor. I would say that his greatest quality and asset was his ability to make and hold friends, and because of him, those friends became friends of mine.

I am truly honored to say of Harry E. Trout, he was my friend. I now present the following resolution.

RESOLUTION

IN COMMEMORATION OF HONORABLE HARRY E. TROUT

Messrs. ROYER, BOMBERGER and WOOD offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, February 8, 1949.

Harry E. Trout, a former member of this House of Representatives and long a resident of Manheim, Lancaster County, passed away August 7, 1947.

Mr. Trout was born in Rapho Township, November 25, 1870. He graduated from Millersville State Teachers' College in 1893 with a degree of Master of Arts as well as Bachelor's Degrees in Arts and Sciences.

A teacher in the public schools of Bucks, Clearfield and Lancaster Counties for fourteen years, he was Superintendent of Schools in Clearfield Borough from 1901 to 1908. Thereafter, he engaged in the insurance and real estate business in Manheim until 1914. In that year, he purchased the newspaper known as the "Manheim Sentinel" and published that paper until the time of his death. His other business interests were the Lancaster Automobile Club, of which he was a director, and the Manheim Building and Loan Association of which he was a founder and director from its organization in 1911 until the date of his death.

Harry E. Trout had many and varied social and public interests. For many years he was President of the Manheim Welfare Association. He was also a director of

the Rossmere Sanitorium. For more than fifty years he was a member of the Masonic Lodge. As a newspaper publisher, he was a member of the Executive Committee of the Pennsylvania Newspaper Publishers Association.

First elected to the General Assembly to fill the vacancy of Thomas Brown from Mt. Joy in 1932, he was reelected at every subsequent election until his death. An able and conscientious legislator, he served as chairman of the Motor Vehicle Committee from 1939 to 1947, when he asked to be relieved of that position because of illness. He also served on the Legislative, Educational, Ways and Means, Highway, and Labor Committees.

Harry E. Trout was a substantial citizen in his community, county and State. Aware of his civic responsibilities, he gave willingly of his time, energy and wisdom to fulfill his obligations and considered it a privilege to do so. Now therefore, be it

Resolved, by this House of Representatives, That in the passing of Harry E. Trout, his family and many friends have suffered a great loss and Manheim and Lancaster County have lost one of their ablest citizens and public servants; and be it further

Resolved, That this House of Representatives mourns the passing of one of its beloved senior members and as evidence of its feeling of heartfelt sympathy the Chief Clerk is hereby directed to send copies of this resolution to Harry E. Trout's widow, Mary E. and daughters Josephine and Helen, the latter the wife of J. H. Simpson, Allentown, Pennsylvania.

The CHAIRMAN. The Chair recognizes the gentleman from Bucks, Mr. Yeakel.

Mr. YEAKEL. Mr. Chairman, any remarks that I may make or might make will be reflected in the resolution which I am about to present. I do this with the feeling that a good and noble friend and colleague has passed to the great beyond. Nevertheless, let us all remember that we are traveling upon the level of time, from whose bourne no traveler returns.

I therefore, Mr. Chairman, offer the following resolution.

RESOLUTION

IN COMMEMORATION OF HONORABLE THOMAS B. STOCKHAM

Messrs. YEAKEL and KELLER offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, February 8, 1949.

When eulogies are drawn, the temptation is great to wax flowery. But when a man such as Thomas B. Stockham is the subject, the urge to eloquence gives way to sober reflection. There is the realization, that death has called another of that type of man the world so desperately needs; a man of substance. There was nothing frivolous or light about Thomas B. Stockham, he devoted his full energy to every task before him. Though the tasks he assumed were many, he performed each with an excellence that was perfection.

He was born, and always lived in his beloved Morrisville. There he engaged in the practice of civil engineering, architecture, real estate and insurance. He found time to belong to—Pennsylvania Real Estate Board, Past President; Bucks County Real Estate Board, Past President; National Real Estate Board, member; Bucks County Firemen's Association, Vice President; Bucks County Fire Police Association; Bucks County Bankers Association, Chairman Publicity Committee; Pennsylvania Society of Architects; American Institute of Architects; Pennsylvania Roadside Council; Column Lodge No. 120 F. & A. M. Member 30 years; Atlantic Deeper Waterway Association, President; The Pennsylvania Society; Morrisville Fish & Game Association; Loyal Republican Club; Diocese of Pennsylvania; Morrisville Chamber of Commerce, Organ-

izer; Delaware Valley Protective Association; Bucks County Schools, Director; Atlantic States Marine Fisheries Commission, Member for State of Pennsylvania.

He was the organizer of The Morrisville Bank, Executive Vice President; Morrisville Rotary Club, President; and the Capitol View Fire Company, Chief. He was Chairman of the Senior Scout Committee of Region III, Boy Scouts of America and served as Regional Commodore. But this impressive list of organizations did not consume his entire time. He was active in Republican affairs, a member of the Executive Committee, Republican County Committee, and served six terms as a Member of the House of Representatives, from Bucks County.

His private life too, was full and complete. He married the former Elmira E. Harper, and with her, reared three sons.

On June 4, 1948, The Supreme Authority decided that Thomas B. Stockham had earned the ultimate reward. He died that day, after addressing a firemen's meeting at Newtown, Bucks County, Pennsylvania; therefore be it

Resolved, by the House of Representatives, That as we this day honor his memory, remember his going in and out among us, think of his military bearing with a heart full of wit and humor. Let us revere his memory and dwell upon that which was good and amiable in his character, while he answers the summons of the Great Architect of the Universe; and be it further

Resolved, That a copy of this resolution be sent to his family.

The CHAIRMAN. The Chair recognizes the gentleman from Allegheny, Mr. Sarraf.

Mr. SARRAF. Mr. Chairman, Tom Mooney was known to me from my childhood days. He was born in Lawrenceville in the city of Pittsburgh, the second legislative district. Tom came here in 1935 and I came with him. He was reelected until 1947, when he died. As the Members of the House who were here when Tom was here remember, he was of a type that many of us are, who worked hard, moved about gently, but always watchful and alert for what was best for our great State, particularly his district. Back home everybody knew Tom; we miss him just as you miss him here. The State misses him. Everyone misses Tom because he was known to us as a great leader, a humanitarian and busy body, always helping the little fellow. I cannot talk too much about Tom, Mr. Chairman, and I wish to offer the following resolution and ask for its immediate adoption.

RESOLUTION

IN COMMEMORATION OF HONORABLE THOMAS P. MOONEY

Messrs. SARRAF and KAMYK offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, February 8, 1949.

Thomas P. Mooney, a prominent member of the House of Representatives for over a decade, having been elected in 1934 and having served continuously since then, died on December 12, 1947.

Mr. Mooney was born in the Lawrenceville district of the City of Pittsburgh on August 8, 1869, and lived there in the 6th Ward and in the same voting district during his entire life. He was always concerned with helping people and as a consequence was greatly respected by everyone who knew him. He was married to the former Mary McMahon and had two children, John Mooney and Mrs. Rita Mooney Geltz.

Politically, he was a life long Democrat, and for a period of fourteen years, served as chairman of his ward

committee. He was elected to the National Democratic Convention for the years 1920, 1924 and 1928, and began his service in the House of Representatives in 1934.

Aside from his political activities he was active in the affairs of St. John the Baptist Church and School and was a member of numerous associations, including the Knights of Columbus, Ancient Order of Hibernians, Catholic Order of Foresters, St. Vincent DePaul's Society and was a life member of the Lawrenceville Board of Trade; therefore he it

Resolved, That the House of Representatives hereby extends its heartfelt sympathy to his son, John Mooney and daughter, Mrs. Rita Mooney Geltz, and pays this well earned tribute to the memory of the deceased upon his passing from a long life of usefulness to his State and community; and be it further

Resolved, That the Chief Clerk be directed to send a copy of this resolution to the two aforesaid survivors of the Honorable Thomas P. Mooney.

The CHAIRMAN. The Chair recognizes the gentleman from Pike, Mr. Depuy.

Mr. DEPUY. Mr. Chairman, in memory of Irving Sidney Dix, a distinguished member of this body from Wayne County for a period of many years, I wish to present the following Resolution.

RESOLUTION

IN COMMEMORATION OF HONORABLE IRVING S. DIX

Mr. DEPUY offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, February 8, 1949.

When I am here no more
You may yet living be
Then will these lines of love
Recall your love for me;
And should you read these lines
And kindly think of me
I will remember you
Through all Eternity.

When Irving Sidney Dix made that promise to us, he could little realize that he shall be here evermore.

So full was his life with thoughts for others, that he paid scant heed to himself or the place he occupied in the hearts of his fellowmen.

The "poet of the Poconos" could have considered his life full, complete and useful had he been but that. His poetic contribution to posterity is a legacy any man would be proud to have given.

Poetry though, was only one of his fields. Editor and publisher, he held a place, not great but unique in the fourth estate. His paper "The Wayne County Citizen," was near to the heart of the simple folk who love beauty, because his personality was in every issue.

Ready always to serve his country in time of crisis, he saw war service in 1917, and humane service in 1932, as a member of the Wayne County Emergency Relief Board. His desire to serve took him into many fields and many organizations. He belonged to the Honesdale Chamber of Commerce, Honesdale Business Men's Association, Honesdale Camera Club, Wayne County Sportsmen's Association National Geographic Society and Philatelic Society, the National Editorial Association, and was a charter member of the Wayne County Historical Society.

"When Dorothy gave me a lock of her hair
No wealth from the Orient seemed half so fair."

He married Dorothy Lillian Hempstead, and together they reared three children, Arthur and Edward Dix and Mrs. Virginia Bates.

It was inevitable that his path should lead to a high position of trust, serving the people he loved. He first

entered the Legislature in 1938 and served in its House of Representatives for ten years. We who knew him, saw him first capture our hearts, then our respect, then our admiration. Knowing him was an experience, and we are better men because of it.

We grieve for ourselves that he is gone, but we find solace in the certainty that he has achieved the ultimate destiny of every child of God.

But through that maze where mankind must be going
And all unknowing
There will be a light for all a larger light
To make that pathway bright.

Those were his words, and we are confident that his pathway was lighted by the brilliance of his own goodness; therefore be it

Resolved, That in the passing of Irving Sidney Dix the Commonwealth has lost one of its most colorful citizens, whose place in history will always reflect credit upon it; and be it further

Resolved, That a copy of this resolution be forwarded to his family.

The CHAIRMAN. The Chair recognizes the gentleman from Lackawanna, Mr. Reidenbach.

Mr. REIDENBACH. Mr. Chairman, in commemoration of Robert H. Munley, if I were to elaborate at length on Mr. Munley, as I knew him from childhood it would take me a very long time. So, I am going to offer this Resolution on behalf of Mr. Munley.

RESOLUTION

IN COMMEMORATION OF HONORABLE ROBERT MUNLEY

Messrs. REIDENBACH, NEEDHAM, WARGO and ROBERT A. PRICE offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, February 8, 1949.

The members of this House of Representatives were shocked and deeply saddened by the sudden passing of Representative Robert W. Munley on January 25, 1947.

Robert Munley, having represented the Fifth Legislative District of Lackawanna County continuously since 1938, took an active part in the last session until the date of his unexpected death.

A resident of Archbald, where he received his public school education, after his graduation from St. Thomas' College (now the University of Scranton), he settled in his home town and early began following the example of his father, the late W. J. (Ring) Munley, who was a member of this House from 1923 until 1938, and who is one of the best known men in political life in Northeastern Pennsylvania.

From 1933 to 1938, he was Deputy Collector of Internal Revenue for the Twelfth Pennsylvania District. In 1938, after his father's death, he was first elected to the House of Representatives as his successor.

Since 1938 he served his constituents ably, growing in stature as a legislator with each session. He was well-informed and conscientiously and studiously devoted himself to his legislative duties.

Representative Munley was a Democrat and a liberal. He firmly supported organized labor throughout his career as a member of the House of Representatives. At the same time, he held the esteem of his political opponents. His loss is not only his party's, but also that of this House of Representatives, the labors of which he put above party.

A well-rounded citizen, Mr. Munley was active for years in furthering the Boy Scout movement. He was a communicant of St. Thomas Aquinas Church in Archbald. In addition to being a leading political figure in his section of the State, he was also noted for his interest

in sports. He served as deputy boxing commissioner for the Pennsylvania Athletic Commission for several years—a position he was proud to acknowledge because of his great interest in that sport.

The people of this Commonwealth have lost a conscientious lawmaker of undisputed integrity and prove ability. His community is justly proud of having had so capable a representative—doubly saddened at his passing almost in his youth.

Thousands called him friend and many journeyed to pay last respects from all the State, including William E. Habbyschaw, Chief Clerk and William R. Roan, Secretary of the House of Representatives. His omnipresent smile and his helping hand will be missed by all; therefore, be it

Resolved, By the House of Representatives, of the Commonwealth of Pennsylvania, that in the passing of Robert W. Munley, his family, community, and State, have suffered a grievous, painful loss, and in recognition thereof, this House extends to his widow, Mrs. Marion Langan Munley and their sons, Robert and James, this expression of its sincere sympathy; and be it further

Resolved, That the Chief Clerk of this House shall transmit to his widow, a copy of this resolution.

The CHAIRMAN. The Chair recognizes the gentleman from Chester, Mr. Leisey.

Mr. LEISEY. Mr. Chairman, my former colleague and friend, the Honorable Furman H. Gyger, a former member of this House from the Second Legislative District, was a graduate from the West Chester State Teachers College, a master farmer, whose occupation was that of dairy farming.

As a legislator, he was particularly interested in agriculture, dairy industries, education and welfare. He was a leader and active member of the local and State Grange, civic and social organizations. He was a hard worker, with sincerity of purpose. He is not only greatly missed by his family, but also by his many friends and acquaintances in Chester County and throughout the State.

RESOLUTION

IN COMMEMORATION OF HONORABLE FURMAN H. GYGER

Messrs. LEISEY, HARNEY and WILLIAM E. BROWN offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, February 8, 1949.

Furman Holme Gyger, a former Member of this House of Representatives for five terms, passed away on June 17, 1948.

He was born in East Pikeland Township, Chester County, December 9, 1888. In 1909 he graduated from West Chester Teachers College and after teaching four years, engaged in farming beginning in 1913 and thereafter became increasingly more vitally interested in agricultural problems and activities until his death.

Mr. Gyger's life embraced many lines of endeavor in the social, political, business and cultural life of his community. He was a Trustee of Pennsylvania State College since 1926; East Pikeland Township Auditor from 1915 to 1933; a member of the Executive Committee of the Pennsylvania State Grange from 1933 to 1939; Director and President Pomona No. 3 Fire Insurance Company; Director Interstate Milk Producers' Association; President of the Tri-County Artificial Breeding Co-op; Past Master Pomona No. 3 and Kimberton Grange No. 1304; President and Director of Agriculture Extension; President Alumni Association of West Chester State Teachers College; and a member of the Phoenixville Rotary Club, Phoenixville Masonic Lodge, Phoenixville Chapter, Phoenixville Commandery, and Reading Shrine.

His service as a Representative during the 1927 session and the period from 1941 through 1948 marked him as an outstanding and able legislator; therefore, be it

Resolved, by this House of Representatives, That the death of Furman Holme Gyger is a great loss to his family, friends, community, and State; and be it further

Resolved, That a copy of this Resolution be transmitted by the Chief Clerk of the House to his widow, Francanna Hoffman Gyger, as a token of the heartfelt sympathy and sense of loss felt by the Members of this House.

The CHAIRMAN. The Chair recognizes the gentleman from Philadelphia, Mr. Costa.

Mr. COSTA. Mr. Chairman, in memory of William B. Patten, a former colleague of mine from Philadelphia, I offer the following resolution and ask for its immediate adoption.

RESOLUTION

IN COMMEMORATION OF HONORABLE WILLIAM B. PATTEN

Mr. COSTA offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, February 8, 1949.

William B. Patten was born in Williamstown, Pennsylvania, where he spent a happy youth, securing an education in the borough's public schools.

At the age of eighteen he moved to Philadelphia and there devoted the remainder of his long life to public service.

Long active in political affairs he was Secretary of the 37th Ward Republican League. He was for forty years a member of the 37th Ward Executive Republican Committee, and twenty-six years, its chairman.

Even though he attained success in the business world, as a painting contractor, his devotion to the public good impelled him to lend his talents to its service in the offices of the Recorder of Deeds, Real Estate Assessor District Attorney, and Board of Revision of Taxes.

While he neither sought nor wanted high office, his long and faithful service could lead but there and in 1946, his grateful constituents sent him to the House of Representatives, where he proved that their trust was not unfounded.

Aside from his career in public life, Mr. Patten was also a family man. He is survived by his widow, three sons and a daughter, all of his children in turn having married; therefore be it

Resolved, by the House of Representatives of the Commonwealth of Pennsylvania, that in the passing of William B. Patten, the people have lost one of their most faithful servants.

That the House extends to his widow and family its most sincere sympathy; and be it further

Resolved That the Chief Clerk of this House shall transmit to his widow, Mrs. Edith Patten, 1214 W. Hazzard St., Philadelphia, Pennsylvania, a copy of this resolution.

The CHAIRMAN. As a further mark of respect to our beloved colleagues, will the Members rise and remain standing in silence until the gavel falls.

THE SPEAKER (Herber P. Sorg) IN THE CHAIR.

RECESS

The SPEAKER. If there is no objection, the Chair will declare a recess for fifteen minutes. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Herbert P. Sorg) in the Chair.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

SENATE BILL No. 99.

An Act to add a new section to article two of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-three (P. L. 1001), entitled, as amended, "An act providing for the regulation of aeronautics within this Commonwealth; conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto; providing for the licensing and registration of airman and aircraft; establishing the legal status of air navigation; providing for sovereignty in, and ownership of, space; providing for lawfulness of flights; regulating civil causes of action arising out of operation of aircraft; fixing the status of contracts, crimes, and torts in, by, or by means of operation of aircraft; imposing duties upon officers, burgesses, magistrates, aldermen, justices of the peace, the courts and clerks thereof; providing for denial or revocation of licenses; providing for certain penalties and their disposition; and repealing certain existing laws," defining the Commonwealth airways system.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

RESOLUTION

PROCEEDINGS OF MEMORIAL SERVICES TO BE PRINTED

Mr. McKINNEY offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and unanimously adopted as follows:

In the House of Representatives,
Tuesday, February 8, 1949.

Resolved, That the Chief Clerk be and is hereby directed to have printed in booklet form the proceedings of the Ceremonies in memory of our deceased members held in the Hall of the House of Representatives, Tuesday, February 8, 1949.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 2, entitled:

An Act to amend article fourteen of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the

manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by adding thereto a new section placing additional powers upon the Department of Military Affairs and increasing the duties of other administrative departments in connection with the establishment of a recreational camp at Indiantown Gap Military Reservation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 301, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the use of the Water and Power Resources Board in continuing the work of correcting existing and preventing future silting of the Schuylkill River.

The first and second sections and title were separately read and agreed to.

On the question,

Will the House agree to the bill on second reading?

Mr. ANDREWS. Mr. Speaker, in connection with this bill, I have presented for the consideration of the Majority Leader a list of questions which I think be answered for the information of this House. I believe that the Majority Leader has the questions in hand and I will be very glad to hear what his answers to the questions are.

Mr. BRUNNER. Mr. Speaker, this morning I received a list of questions from the Minority Leader, raising certain questions with regard to this appropriation bill for the desilting of the Schuylkill river. I have before me questions as they were submitted to me, and I would like to read into the record the questions which were asked and the answers by which I have replied to the same questions.

A question was asked as to what is the total amount appropriated for the Schuylkill desilting project up to this time.

May I inform the gentleman, and the membership that there was a five million dollar appropriation in the 1945-47 biennium, and in addition another five million dollars was made available under Appropriation Act 57-A of the 1947 session, whereby five million dollars was earmarked from the public building and construction fund. In reply to the gentleman, therefore, the total amount for the two bienniums is ten million dollars.

The second question is, over what period will the proposed appropriation carried in the pending bill finance the desilting project.

Mr. Speaker, from the information that I have received I would say that it would cover a period at least as far as the end of the present biennium.

The next question is, what additional appropriations, if any, will be required to finance the desilting basin phase of the Schuylkill project.

May I say, Mr. Speaker, that with the five million dollars made available by this bill, we of course, will have a total sum of fifteen million dollars appropriated or allocated to the project. The budget message provided for a total of seventeen million dollars to be appropriated during the next biennium. This five million

dollars, however, is a part of that seventeen million dollars, so that in effect we are voting for an advance of five million dollars out of the seventeen million dollars allocated to the next biennium. Of course, I think the gentleman knows that for permanent structures it is estimated that the sum of eight million dollars will be spent. Those permanent improvements will be paid for when and if the General State Authority is enacted at this session of the Legislature and proceeds on its business.

Mr. ANDREWS. Mr. Speaker, may I ask the gentleman a question? Will that eight million dollars be a deduction from the seventeen million dollars?

Mr. BRUNNER. Mr. Speaker, it will not. The gentleman, I think, is familiar with this fact, that at the end of last fall, in 1948, or perhaps earlier, the Secretary of Forests and Waters stated that it was necessary to have twenty-five million dollars in addition to the ten million dollars appropriated thus far in the present and the past biennium. Eight million dollars of the twenty-five million dollars will be financed by the General State Authority; the seventeen million dollar balance will be out of the general fund.

Mr. ANDREWS. Mr. Speaker, one further inquiry. Is the executive budget based upon that supposition?

Mr. BRUNNER. I believe it is, yes, Mr. Speaker. I refer the gentleman to the budget of the Department of Forests and Waters, which contains the seventeen million dollars allocated or proposed or estimated for this coming biennium.

The next question is, after the amount carried in the pending bill has been appropriated, what further appropriations in connection with the Schuylkill project will be required.

I believe I have answered that to the gentleman's satisfaction.

The following question is, when will the next appropriation be needed.

Of course, the next appropriation will be needed as of June 1, 1949, the beginning of the biennium.

The next question is, how does it come about that an appropriation for the desilting project is needed at this time?

Mr. Speaker, I must of necessity be general in reply to the gentleman on this question, but I would say this, that at the time the program was started in 1945 it got under way of necessity rather slowly, and then began to accelerate at such a fast pace, that at the present time they are going beyond the point where they estimated they could possibly be at this time in this year, and therefore, in order to prevent a serious breakdown in the program, to keep it at its present high pitch, in order to complete the work to Norristown by June of 1951 or by the summer of 1951, whichever it may be, it is necessary to sign commitments at this time. Contractors who are not engaged in work to be done on this project into the months of the years to come, will, of course, look for other work elsewhere and will thus prevent us from having available for our purpose men who are the best available trained and skilled men for this type of work.

May I also say that we have, of course, purchased four dredges which are the property of the Commonwealth, and of necessity, it will be necessary to get skilled technicians

now so that they will be available and continue in the service of the Commonwealth on this project.

The next question is, was it the presumption during the 1947 session of the General Assembly that the desilting program was financed up to the end of the biennium.

That is true. I think my answer to the previous question, in part or in whole, will apply as an answer to this question as well. But due to the acceleration of this program, they have gotten further than they expected to be at this time.

The next question is, what has been the total cost of engineering services in connection with the desilting project up to this time?

May I refer the gentleman, and for the purpose of the record, to the second progress report of the Schuylkill River project, dated December 31, 1945, which states that the following expenditures were made as of that date, which is sufficiently close to the present time, I think, to be accurate; engineering for work contracted up to the end of this biennium was \$482,552; engineering design and planning for work beyond June 1, 1949, was \$241,300; for management and supervision of construction of work contracted up to May 31, 1949, the sum of \$170,148; for management and supervision of construction for work beyond June 1, 1949, \$85,000. I have not added that total, but I will give you the breakdown on it.

Now, the gentleman asks the question as to why was it deemed necessary to organize a new firm to handle the engineering phase of the Schuylkill project, instead of employing firms which are going concerns at the time the services were needed.

May I say to the gentleman that from my investigation he is inaccurate except in one respect. There is an association of Decand and Harris or Harris and Decand. That is one of the firms in the engineering setup in this project. It was not organized until after the war. It is an association, but the Harris part of the association has been in existence for years; it has been a going concern. Of course, such a concern as Day & Zimmermann and the other two, whose names escape me at the present time, I can assure you they were going concerns for years and are local concerns in the state of Pennsylvania. I think it might be well to tell the gentleman that the Chief Engineer, if that is his name, Decand, was the area engineer for the United States Navy for the third, fourth and fifth naval districts, and was, of course, familiar with the Schuylkill work.

The next question is, why was the contract with the engineers filed as a confidential or secret document.

May I reply to the gentleman that my investigation reveals that this was neither confidential nor secret, it was in the same category as any other state contract, and, to the best of my knowledge, available to any citizen for inspection if he were so inclined to look at it.

The next question, 11 is, why were representatives of the press denied the privilege of securing copies of the contract.

May I quote the Secretary of Forests and Waters for this record: "I know nothing whatever of the press being denied access to the contract and have had no requests from the papers."

The last question, No. 12, is, are there any details of the desilting project which are now regarded by those in charge of the project as being of a top secret nature.

My reply to the gentleman, Mr. Speaker, is no. We are

not in a period of emergency and insecurity; there are no secrets, and anybody who is so inclined has an invitation to go to the Department of Forests and Waters and receive more complete facts.

May I add this in closing that I think by the gentleman submitting these questions we were able to find that which I trust will be informative to the Members and to the public generally.

May I say this in closing, that so far as any matters of budget are concerned, this side of the House has prevailed upon the Budget Secretary to be available to the members of the Democratic party at his office at any time suitable or convenient to both.

Mr. ANDREWS. Mr. Speaker, I desire to thank the Majority Leader for the comprehensive answers which he has made to the questions submitted. I also desire to thank the gentleman for the statement that what has hitherto been a mystery at the budget office will be available for investigation upon inquiry. I want to put on the record this statement, that a considerable number of months ago newspapermen came to me and complained personally that they had been denied access to the contract under which these specific operations were being promoted, and that information was listed in the Department as confidential. I have no personal knowledge on that point but I do have the testimony of what I consider reputable newspaper men.

On the question recurring,

Will the House agree to the bill on second reading?

It was agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 182 entitled:

An Act providing for the acquisition by the Department of Property and Supplies in the name of the Commonwealth of certain land in Dauphin County for use of the various State departments boards and commissions and making an appropriation

The first section was read.

On the question,

Will the House agree to the section?

QUESTION OF INFORMATION

Mr. MORAN. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman from Allegheny will state his question of information.

Mr. MORAN. Mr. Speaker, can we act on a bill when it is not on file?

The SPEAKER. Has the gentleman from Allegheny looked in his Senate file?

Mr. MORAN. Yes, Mr. Speaker, my Senate file.

The SPEAKER. Will the Member please examine the Senate file and see whether this bill, Senate Bill No. 182, Printers No. 19, is on file? For the information of the Members, this bill will be found in the Senate file. The Chair is informed that the bill has been filed on the Member's desk.

Does the gentleman from Allegheny now have Senate Bill No. 182 on his desk?

Mr. MORAN. Yes, Mr. Speaker.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The second section was read and agreed to.

Mr. WOOD. Mr. SPEAKER I desire to offer the following amendment to the bill by adding a new section.

The amendment was read and agreed to as follows:

Amend page 2 by adding a new section to read as follows:

Section 3. The provisions of this act shall become effective immediately upon final enactment.

The title was read and agreed to.

On the question,

Will the House agree to the bill on second reading as amended?

Mr. ANDREWS. Mr. Speaker, this measure has suddenly developed as a highly controversial bill, so far as a considerable number of the Members of this House are concerned. There are statements made that this building is wholly unsuited for warehouse purposes, that it has been designed for heavy industry, and that its purchase by the Commonwealth will prove to be a disappointment. I am, therefore, suggesting to the Majority Leader that a group of Members of this House be appointed to visit this building and return with report tomorrow. I presume there are other Members other than the official group that desire to go to the building, if they will be permitted to do so.

Mr. BRUNNER. Mr. Speaker, I desire to interrogate the minority leader, the gentleman from Cambria, Mr. Andrews.

The SPEAKER. Will the gentleman from Cambria permit himself to be interrogated?

Mr. ANDREWS. I shall Mr. Speaker.

Mr. BRUNNER. Mr. Speaker, may I inquire as to whether the Minority Leader intends to go personally to see the proposed area which the state may acquire?

Mr. ANDREWS. Mr. Speaker, I will try to make the trip. I prefer not to be a Member of the official group, leaving that to the abler members of my party, but if I can I shall trail along with them and make the visit.

Mr. BRUNNER. Mr. Speaker, may I inform the gentleman that I have already contacted the Department of Property and Supplies and they will have available for a limited number, transportation to this location immediately after this session, so that the Members on both sides, and those who desire to go along in their own cars as well, can be taken through this plant and given an opportunity to see it at first hand—the subject of this legislation.

Mr. ANDREWS. Mr. Speaker, how many members would the Majority Leader suggest the minority nominate?

Mr. BRUNNER. Mr. Speaker, they could all come if they had their own cars.

Mr. ANDREWS. Mr. Speaker, I thank the gentleman for his generous invitation, but I desire him to be a little more specific.

Mr. BRUNNER. Mr. Speaker, I am certain that there are Members on the other side of the House who could with complete agreement and accord ride in the same car with two Members on this side of the House, and with their great powers of observation would realize that this is what we consider to be an excellent opportunity to acquire a very much needed property.

Mr. ANDREWS. I thank the gentleman, Mr. Speaker.

On the question recurring?

Will the House agree to the bill on second reading as amended?

It was agreed to.

Ordered, To be transcribed for third reading.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 4, as follows:

An Act authorizing the Armory Board of the State of Pennsylvania with the approval of the Governor to acquire a certain tract of land for use of the Armory Board of the State of Pennsylvania and making an appropriation therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Armory Board of the State of Pennsylvania with the approval of the Governor is hereby authorized to purchase in the name of the Commonwealth of Pennsylvania a certain tract or tracts of land located in the City and County of Philadelphia described as follows All that certain lot or piece of ground with the improvements thereon erected situate in the Twenty-fourth Ward of the City and County of Philadelphia and described according to a Survey and Plan thereof made by Joseph Johnson Surveyor and Regulator of the Eleventh District dated March 15 1895 as follows to wit Beginning at the point formed by the intersection of the Southerly side of Race Street (sixty feet wide) with the Westerly side of Thirty-third Street (sixty feet wide) thence extending Southwardly along the said side of Thirty-third Street One hundred forty-two feet to a point on the Northerly side of Cherry Street (thirty feet wide) One hundred forty-eight feet six and one-quarter inches thence extending Westwardly along the said side of Cherry Street One hundred sixty-five feet and three quarters of an inch to a point extending Northwardly on a line at right angles to said Cherry Street Fifty-four feet eleven and seven-eighths inches to a point thence extending Northwardly on a line at right angles to said Race Street Seventy feet ten and one-quarter inches to a point on the Southerly side of Race Street aforesaid thence extending Eastwardly along the said side of Race Street to the first mentioned point and place of beginning

Section 2 Said tract of land when purchased shall be added to the lands of the State Armory located at Thirty-third Street and Lancaster Avenue and shall be used in connection with the operation of said State Armory The deeds of conveyance shall be deposited with the Secretary of Internal Affairs Said lands shall not be acquired until the titles thereto have been approved by the Department of Justice

Section 3 The sum of Eight Thousand Dollars (\$8,000) or a much thereof as may be necessary is hereby appropriated to the Department of Military Affairs for use of State Armory Board for the payment of the purchase price of said tract of land and the expenses incidental thereto including title searches

Section 4 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,
Amarando,
Andrews,
Bane,
Barkdoff,

Gaffney,
Gallagher,
George,
Gibson,
Glembocki,

Lovett,
Madigan,
McCormack,
McCullough,
McGee,

Rose,
Rosen,
Rovansek,
Royer,
Sarraf,

Baumunk,	Good,	McKinney,	Sax,
Beaver,	Goodling,	McMillen,	Scanlon,
Bednarek,	Graybill,	McNally,	Schmidt,
Blair,	Green,	Mihm,	Schuster,
Bloom,	Greenwood,	Mikula,	Scott,
Boies,	Greer,	Miller,	Seyler,
Bomberger,	Guarnieri,	Milliken,	Shoemaker,
Boorse,	Guthrie,	Mills,	Smith, C. C.,
Bower,	Hagerty,	Mintess,	Smith, W. B.,
Brandon,	Hall,	Monroe,	Snider,
Breisch,	Hamilton,	Moore, C. E.,	Sollenberger,
Breth,	Harney,	Moore, H. A.,	Spencer,
Brice,	Harris,	Moran,	Stank,
Brown, H. S.,	Haudenshield,	Munley,	Sternberg,
Brown, W. E.,	Heatherington,	Murray,	Stimmel,
Brunner,	Helm,	Musto,	Stuart,
Bucchin,	Herman,	Nagel,	Swope,
Cadwalader,	Hersch,	Najaka,	Tahl,
Clapper,	Hewitt,	Needham,	Taylor,
Clendening,	Hocker,	Neff,	Thompson,
Cochran,	Hoffman,	Nixon,	Tompkins,
Cole,	Hoggard,	O'Dare,	Toomey,
Coleman,	Hunter,	O'Donnell,	Varallo,
Conway,	Jenkins,	Olsen,	Varner,
Costa,	Jennings,	Orban,	Verona,
Dalrymple,	Jim,	Penglase,	Wachhaus,
DeLong,	Johnson,	Pentrack,	Wagner,
Dennison,	Jones, G. E.,	Peta,	Wargo,
Depuy,	Jones, J. M.,	Petrosky,	Waterhouse,
Dougherty,	Jump,	Pettigrew,	Watkins,
Driscoll,	Kamyk,	Pfaff,	Weidner,
Duffy,	Keller,	Polen,	Weiss,
Dye,	Kemp,	Posta,	Welsh,
Elder,	Kent,	Powers,	Wescott,
Erb,	Kirley,	Price, H. W., Jr.,	Westrick,
Evans,	Kline,	Price, R. A.,	Wheeler,
Ewing,	Kohl,	Proper,	Williams,
Felton,	Kolankiewicz,	Readinger,	Wood,
Ferster,	Kondrath,	Reagan,	Worley,
Flo,	Kratz,	Reese,	Yaffe,
Firmstone,	Kurtz,	Reidenbach,	Yeakel,
Flack,	Lederer,	Relly, J. M.,	Yester,
Fleming,	Lee,	Reynolds,	Yetzer,
Floyd,	Leisey,	Riley, R. L.,	Young,
Fox,	Leonard,	Robbins,	Ziegler,
Frank,	Limper,	Robertson,	Sorg,
Frost,	Loftus,		

Speaker

NAYS—0

NOT VOTING—3

Cooper, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 65, as follows:

An Act to further amend section one of the act approved the twenty-eighth day of May one thousand nine hundred seven (P. L. 292) entitled "An act to provide for the protection of insane persons feeble-minded persons and epileptics and the appointment of a guardian for the said insane persons feeble-minded persons and epileptics unable to care for their own property authorizing the guardian to support the wife and children of the said insane persons feeble-minded persons and epileptics defining the powers of the guardian and authorizing the sale of real estate of the ward" permitting petitions to be presented to the president judge of the court of common pleas when such courts are not in session

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twenty-eighth day of May one thousand nine hundred seven (P. L. 292) entitled "An act to provide for the protection of insane persons feeble-minded persons and epileptics and

the appointment of a guardian for the said insane persons feeble-minded persons and epileptics unable to care for their own property authorizing the guardian to support the wife and children of the said insane persons feeble-minded persons and epileptics defining the powers of the guardian and authorizing the sale of real estate of the ward" as amended by the act approved the first day of April one thousand nine hundred twenty-five (P. L. 101) is hereby further amended to read as follows

Section 1 Be it enacted &c That whenever hereafter any person being a resident of this State shall become insane or feeble-minded or epileptic or so mentally defective that he or she is unable to take care of his or her property and in consequence thereof is liable to dissipate or lose the same and to become the victim of designing persons it shall be lawful for either the mother father brother sister husband wife child next of kin creditor debtor or in the absence of such person or persons or their inability any other person to present to the court of common pleas of the county in which said person to be cared for resides or to the president judge of the court when such court is not in session his or her petition under oath setting forth the facts praying the court to adjudge such person to be unable to take care of his or her property and to appoint a guardian for the estate of such person

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Gaffney,	Lovett,	Rose,
Amarando,	Gallagher,	Madigan,	Rosen,
Andrews,	George,	McCormack,	Rovansek,
Bane,	Gibson,	McCullough,	Royer,
Barkdoll,	Glembockl,	McGee,	Sarra,
Baumunk,	Good,	McKinney,	Sax,
Beaver,	Goodling,	McMillen,	Scanlon,
Bednarek,	Graybill,	McNally,	Schmidt,
Blair,	Green,	Mihm,	Schuster,
Bloom,	Greenwood,	Mikula,	Scott,
Boies,	Greer,	Miller,	Seyler,
Bomberger,	Guarnieri,	Milliken,	Shoemaker,
Boorse,	Guthrie,	Mills,	Smith, C. O.,
Bower,	Hagerty,	Mintess,	Smith, W. B.,
Brandon,	Hall,	Monroe,	Snider,
Breisch,	Hamilton,	Moore, C. E.,	Sollenberger,
Breth,	Harney,	Moore, H. A.,	Spencer,
Brice,	Harris,	Moran,	Stank,
Brown, H. S.,	Haudenshield,	Munley,	Sternberg,
Brown, W. E.,	Heatherington,	Murray,	Stimmel,
Brunner,	Helm,	Musto,	Stuart,
Bucchin,	Herman,	Nagel,	Swope,
Cadwalader,	Hersch,	Najaka,	Tahl,
Clapper,	Hewitt,	Needham,	Taylor,
Clendening,	Hocker,	Neff,	Thompson,
Cochran,	Hoffman,	Nixon,	Tompkins,
Cole,	Hoggard,	O'Dare,	Toomey,
Coleman,	Hunter,	O'Donnell,	Varallo,
Conway,	Jenkins,	Olsen,	Varner,
Costa,	Jennings,	Orban,	Verona,
Dalrymple,	Jim,	Penglase,	Wachhaus,
DeLong,	Johnson,	Pentrack,	Wagner,
Dennison,	Jones, G. E.,	Peta,	Wargo,
Depuy,	Jones, J. M.,	Petrosky,	Waterhouse,
Dougherty,	Jump,	Pettigrew,	Watkins,
Driscoll,	Kamyk,	Pfaff,	Weidner,
Duffy,	Keller,	Polen,	Weiss,
Dye,	Kemp,	Posta,	Welsh,
Elder,	Kent,	Powers,	Wescott,
Erb,	Kirley,	Price, H. W., Jr.,	Westrick,
Evans,	Kline,	Price, R. A.,	Wheeler,
Ewing,	Kohl,	Proper,	Williams,
Felton,	Kolankiewicz,	Readinger,	Wood,
Ferster,	Kondrath,	Reagan,	Worley,
Flo,	Kratz,	Reese,	Yaffe,
Firmstone,	Kurtz,	Reidenbach,	Yeakel,
Flack,	Lederer,	Relly, J. M.,	Yester,
Fleming,	Lee,	Reynolds,	Yetzer,
Floyd,	Leisey,	Riley, R. L.,	Young,

Fox, Frank, Frost,	Leonard, Limper, Loftus,	Robbins, Robertson,	Ziegler, Sorg, Speaker
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NAYS—0

NOT VOTING—2

Cooper, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 122, entitled:

An Act to amend section four thousand one hundred eleven of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" authorizing appeals directly to the court of common pleas in certain cases from action of council relating to zoning

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. ROBERTSON. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 123, entitled:

An Act to amend section five hundred ten point eight of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" authorizing appeals directly to the court of common pleas in certain cases from action of the county commissioners relating to zoning

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. ROBERTSON. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 124, entitled:

An Act to amend section three thousand three hundred five of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by authorizing appeals directly to the court of common pleas in certain cases from actions of council relating to zoning

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. ROBERTSON. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 125, entitled:

An Act to amend section three thousand one hundred five of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" authorizing appeals directly to the court of common pleas in certain cases from action of the board relating to zoning

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. ROBERTSON. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 126, entitled:

An Act to amend section two thousand five of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by authorizing appeals directly to the court of common pleas in certain cases from action of the supervisors relating to zoning

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. ROBERTSON. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 176, as follows:

An Act validating certain sheriffs' sales of real estate for non-payment of taxes and other municipal liens and validating the title to such real estate in the hands of purchasers their heirs grantees and assigns
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 All sheriffs' sale of real estate for the non-payment of taxes sewer liens pavement liens and other municipal liens heretofore held under the provisions of any act of Assembly where the liens for such taxes and other municipal claims were filed and where the taxes assessed or other municipal claims were actually due and unpaid and could have been legally collected by liens filed against such real estate under the provisions of such act but where there was some defect irregularity or omission in the entry of such liens or in any writs to preserve the same or in the service of any writs relative thereto or in any of the proceedings relative to the enforcement and collection of such liens or in the sale of the real estate subject to such lien are hereby validated and the titles to all such real estate in the hands of the purchasers thereof their heirs grantees and assigns are

hereby declared to be good and valid to all intents and purposes

The provisions of this act shall not apply in any instance where the validity of any such sale or the title to the premises purchased thereat has been made the subject of litigation in any court of the Commonwealth prior to the approval of this act

Section 2 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Gaffney,	Lovett,	Rosen,
Amarando,	Gallagher,	Madigan,	Rovaneck,
Andrews,	George,	McCormack,	Royer,
Bane,	Gibson,	McCullough,	Sarra,
Barkdoll,	Glembocki,	McGee,	Sax,
Baumunk,	Good,	McKinney,	Scanlon,
Beaver,	Gooding,	McMillen,	Schmidt,
Bednarek,	Graybill,	McNally,	Schuster,
Blair,	Green,	Mihm,	Scott,
Bloom,	Greenwood,	Mikula,	Seyler,
Boles,	Greer,	Miller,	Shoemaker,
Bomberger,	Guarnieri,	Milliken,	Smith, C. C.,
Boorse,	Guthrie,	Mills,	Smith, W. B.,
Bower,	Hagerty,	Mintess,	Snider,
Brandon,	Hall,	Monroe,	Sollenberger,
Brelsch,	Hamilton,	Moore, C. E.,	Sorg,
Breth,	Harney,	Moore, H. A.,	Spencer,
Brice,	Harris,	Moran,	Stank,
Brown, H. S.,	Haudenshield,	Munley,	Sternberg,
Brown, W. E.,	Heatherington,	Murray,	Stimmel,
Brunner,	Helm,	Musto,	Stuart,
Bucchin,	Herman,	Nagel,	Swope,
Cadwalader,	Hersch,	Najaka,	Tahl,
Clapper,	Hewitt,	Needham,	Taylor,
Clendening,	Hocker,	Neff,	Thompson,
Cochran,	Hoffman,	Nixon,	Tompkins,
Cole,	Hoggard,	O'Dare,	Toomey,
Coleman,	Hunter,	O'Donnell,	Varallo,
Conway,	Jenkins,	Olsen,	Varnier,
Costa,	Jennings,	Orban,	Verona,
Dalrymple,	Jim,	Penglass,	Wachhaus,
DeLong,	Johnson,	Pentrack,	Wagner,
Dennison,	Jones, G. E.,	Peta,	Wargo,
Depuy,	Jones, J. M.,	Petrosky,	Waterhouse,
Dougherty,	Jump,	Pettigrew,	Watkins,
Driscoll,	Kamyk,	Pfaff,	Weidner,
Duffy,	Keller,	Polen,	Weiss,
Dye,	Kemp,	Posta,	Welsh,
Elder,	Kent,	Powers,	Wescott,
Erb,	Kirley,	Price, H. W., Jr.,	Westrick,
Evans,	Kline,	Price, R. A.,	Wheeler,
Ewing,	Kohl,	Probert,	Williams,
Felton,	Kolankiewicz,	Readinger,	Wood,
Ferster,	Kondrath,	Reagan,	Worley,
Filo,	Kratz,	Reese,	Yaffe,
Firmstone,	Kurtz,	Reidenbach,	Yeakel,
Flack,	Lederer,	Reilly, J. M.,	Yester,
Fleming,	Lee,	Reynolds,	Yetzer,
Floyd,	Leisey,	Riley, R. L.,	Young,
Fox,	Leonard,	Robbins,	Ziegler,
Frank,	Limper,	Robertson,	Speaker
Frost,	Loftus,	Rose,	

NAYS—0

NOT VOTING—2

Cooper, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 55, as follows:

An Act to further amend clause (b) of section fifty and second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law section two hundred sixty-five of the act approved the relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" further providing for the number of openings in minnow traps

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (b) of section fifty of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" as last amended by the act approved the thirty-first day of March one thousand nine hundred forty-three (P. L. 26) and by the act approved the seventh day of May one thousand nine hundred forty-three (P. L. 246) is hereby further amended to read as follows

Section 50 Devices to Catch Game-fish Bait-fish and Fish-bait No person shall use any device means or method whatsoever except as in this article otherwise provided for taking fish from the waters within this Commonwealth except the following that is to say for

* * * * *

(b) Bait-fish and fish-bait two rods and two lines with not more than three hooks attached to each line a dip-net or minnow seine not over four feet square or four feet in diameter a minnow trap with not more than [one opening] two openings which shall not exceed one inch in diameter The rods hooks and lines must be under the immediate control of the person using the same

Section 2 Section two hundred sixty-five of said act as last amended by the act approved the thirty-first day of March one thousand nine hundred forty-three (P. L. 26) is hereby further amended to read as follows

Section 265 Sunday Fishing Lawful Exception It is lawful to fish in any of the water wholly within or on the boundaries of this Commonwealth for any species of fish during the opening season therefor with not more than two rods and two lines and one hand line with not more than three hooks attached to either line and to take bait-fish and fish-bait with a dip-net or minnow seine not over four feet square or four feet in diameter a minnow trap with not more than [one opening] two openings which shall not exceed one inch in diameter and it is also lawful to catch and take pickerel and perch when tip-ups are used while fishing through holes in the ice on the first day of the week commonly called Sunday if the consent of the owner or lessee of the land abutting on a stream or body of water and of the bed thereunder where the fishing is done has first been secured but not such consent shall be required to fish in the manner above provided in a stream or body of water on State-owned or Federal lands nor in a river or body of water the bed of which is publicly owned except where the fishing is done from abutting land privately owned in which case the consent of the owner or lessee shall first have been secured It is unlawful to fish on any Sunday in any other manner than hereinbefore provided or in streams and waters contrary to the provisions of this section Any person violating any of the provisions of this section shall on conviction as provided in chapter fourteen of this act be subject to a penalty of twenty-five dollars

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altschuler,	Gaffney,	Lovett,	Rosen,
Amarando,	Gallagher,	Madigan,	Rovansek,
Andrews,	George,	McCormack,	Royer,
Bane,	Gibson,	McCullough,	Sarra,
Barkdoll,	Glembocki,	McGee,	Sax,
Baumunk,	Good,	McKinney,	Scanlon,
Beaver,	Goodling,	McMillen,	Schmidt,
Bednarek,	Graybill,	McNally,	Schuster,
Blair,	Green,	Mihm,	Scott,
Bloom,	Greenwood,	Mikula,	Seyler,
Boles,	Greer,	Miller,	Shoemaker,
Bomberger,	Guarnieri,	Milliken,	Smith, C. C.,
Boorse,	Guthrie,	Mills,	Smith, W. B.,
Bower,	Hagerty,	Mintess,	Snider,
Brandon,	Hall,	Monroe,	Sollenberger,
Brelsch,	Hamilton,	Moore, C. E.,	Sorg,
Breth,	Harney,	Moore, H. A.,	Spencer,
Brice,	Harris,	Moran,	Stank,
Brown, H. S.,	Haudenshield,	Munley,	Sternberg,
Brown, W. E.,	Heatherington,	Murray,	Stimmel,
Brunner,	Helm,	Musto,	Stuart,
Bucchin,	Herman,	Nagel,	Swope,
Cadwalader,	Hersch,	Najaka,	Tahl,
Clapper,	Hewitt,	Needham,	Taylor,
Clendenning,	Hocker,	Neff,	Thompson,
Cochran,	Hoffman,	Nixon,	Tompkins,
Cole,	Hoggard,	O'Dare,	Toomey,
Coleman,	Hunter,	O'Donnell,	Varallo,
Conway,	Jenkins,	Olsen,	Varnier,
Costa,	Jennings,	Orban,	Verona,
Dalrymple,	Jim,	Penglass,	Wachhaus,
DeLong,	Johnson,	Pentrack,	Wagner,
Dennisson,	Jones, G. E.,	Peta,	Wargo,
Depuy,	Jones, J. M.,	Petrosky,	Waterhouse,
Dougherty,	Jump,	Pettigrew,	Watkins,
Driscoll,	Kamyk,	Pfaff,	Weidner,
Duffy,	Keller,	Polen,	Weiss,
Dye,	Kemp,	Posta,	Welsh,
Elder,	Kent,	Powers,	Wescott,
Erb,	Kirley,	Price, H. W., Jr.,	Westrick,
Evans,	Kline,	Price, R. A.,	Wheeler,
Ewing,	Kohl,	Probert,	Williams,
Felton,	Kolankiewicz,	Readinger,	Wood,
Ferster,	Kondrath,	Reagan,	Worley,
Filo,	Kratz,	Reese,	Yaffe,
Firmstone,	Kurtz,	Reidenbach,	Yeakel,
Flack,	Lederer,	Reilly, J. M.,	Yester,
Fleming,	Lee,	Reynolds,	Yetzer,
Floyd,	Leisey,	Riley, R. L.,	Young,
Fox,	Leonard,	Robbins,	Ziegler,
Frank,	Limper,	Robertson,	Speaker
Frost,	Loftus,	Rose,	

NAYS—0

NOT VOTING—2

Cooper, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair at this time welcomes to the House a former Member, the gentleman from Luzerne, Honorable James J. McLane.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. O'DONNELL asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

RESOLUTION

CONGRATULATIONS

Messrs. MINTESS, O'DONNELL, ALTSHULER and GALLAGHER offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, February 8, 1949.

Whereas, The Honorable Herman H. Yaffee has exemplified the best tradition of Americanism through achievements which have marked him as outstanding in academic and professional life; and

Whereas, He has shown a sympathetic and kindly attitude for his fellowmen through work in fraternal, charitable and civic organizations; and

Whereas, He has been happily joined in marriage for eighteen years to the former Lillian Newman in a union blessed with two children fortunate in a family tradition rich in the blessings of mutual love, admiration and trust; therefore be it

Resolved, That the House of Representatives hereby congratulates the Honorable Herman H. Yaffe on the eighteenth anniversary of his wedding.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Yaffe.

Mr. YAFFE. Mr. Speaker, I want to thank my fellow members from Philadelphia for their kind wishes and congratulations. I hope to say the same thing to them on the appropriate dates. Thank you.

RESOLUTION

CONGRATULATIONS

Messrs. STERNBERG, MINTESS, PETTIGREW, HOMER E. BROWN, GRANVILLE E. JONES, Mrs. MONROE and Mr. HOGGARD offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, February 8, 1949.

Whereas, It is proper this august Body do pause in its deliberations for the purpose of expressing its felicitations on proper occasions, and

Whereas, It is believed that such occasion presents itself, and

Whereas, The Honorable Samuel Floyd, a member of this House from the thirteenth district of Philadelphia, was married on February sixth, to Deisher West, at the home of his bride and from the reports of several members of this House, a grand reception was held at the Home of the Veterans of Foreign Wars; now therefore be it

Resolved, That the House of Representatives do extend its felicitations and best wishes to the Honorable Samuel Floyd and his wife Deisher and wish them much health, happiness, prosperity and good luck in the years to come, and be it further

Resolved, That a copy of this resolution be sent to the Honorable Samuel Floyd and his wife by the Chief Clerk of the House of Representatives.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Floyd.

Mr. FLOYD. Mr. Speaker, I would like to thank the Members of the House for this Resolution.

RESOLUTION

CONGRATULATIONS

Messrs. HEATHERINGTON and MIHM offered a reso-

lution which was read, considered and unanimously adopted as follows:

In the House of Representatives, February 8, 1949.

John Lewis Powers has been a member of the House of Representatives since 1932. His tenure in office has been marked by an earnest determination and tireless effort to see his job well done. His energy has been directed to a realization of those things nearest the public good and need, particularly in the control of floods on our rivers. He has long sought to enfranchise our absentee voters, believing the right to vote should be universal.

His social life is full and complete, he belongs to the Elks, Eagles and many other social and political organizations.

His private life is that of a happy family man. In short, he is the typical American public official, the type of whom we are so viciously proud. Therefore be it,

Resolved, That the members of the House of Representatives on the anniversary of the birthday of John Lewis Powers, voice our appreciation of him. We extend our congratulations and our thanks for his job well done,

his life well lived, and his vindication of the American way of life.

The SPEAKER. The Chair regrets that the gentleman from Allegheny Mr. Powers, because of illness cannot be with us today to be recognized. The Chair wishes to extend his best wishes for speedy recovery.

COMMITTEE MEETINGS

Elections and Apportionment, Room 329, Wednesday, February 9, 1949, at 9:30 a. m.

Democratic Caucus, today after adjournment.

ADJOURNMENT

Mr. BLAIR. Mr. Speaker, I move that this House do now adjourn until Wednesday, February 9, 1949, at 10:00 a. m.

The motion was agreed to, and (at 3:40 p. m.) the House adjourned.

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., WEDNESDAY, FEBRUARY 9, 1949.

No. 12.

SENATE

WEDNESDAY, February 9, 1949

The Senate met at 10:00 o'clock, a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

PRAYER

The Chaplain, Rev. PHILIP DAVID BOOKSTABER, offered the following prayer:

Let us pray. We gratefully acknowledge Thee, our Lord, our creator, and preserver, the rock of our life, and the shield of our health.

We render thanks to Thee for our lives which are ever in Thy hands, for our souls which are ever in Thy keeping. Truly Thy mercy and Thy love never fail us.

Therefore, we give thanks to Thee in these deliberations that we may come to build new statutes for our youths throughout the Commonwealth, and throughout the land.

We ask Thy blessing upon our Governor, upon our presiding officer, the Lieutenant Governor, and upon all who work with them for health and sanity of judgment in their deliberations, for the good of this Commonwealth. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. LORD, JR., further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor Office, Harrisburg, February 9, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the

following persons for appointment as Members of County Boards of Assistance:

CARBON COUNTY

Mrs. Anna Jones (Republican), 127 South 7th Street, Leighton, Carbon County, to serve until December 31, 1949, and until her successor is duly appointed and qualified, vice Mrs. Dorothy L. Humphries, resigned.

NORTHAMPTON COUNTY

Miss Catharine McGrath (Democrat), 616 Paxinosa Avenue, Easton, Northampton County, to serve until December 31, 1949, and until her successor is duly appointed and qualified, vice Francis J. Gafford, Easton, resigned.

JAMES H. DUFF.

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. LORD, JR. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on February 9, 1949.

Mr. McPHERSON, Jr. Mr. President, I second the motion

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 9, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Miss Mary Elma Russell, Conshohocken, Montgomery County, for appointment as a Notary Public in and for the Borough of Conshohocken, Montgomery County, for a term of four years, to compute from the date of confirmation.

JAMES H. DUFF.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 9, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

ALLEGHENY COUNTY

Jerome Baskin, Pittsburgh, 336 Fourth Ave.
Mrs. Florence W. Rittinger, Pittsburgh, 402 Benedum-Trees Bldg.
Ralph Spano, Wilkinsburg

ARMSTRONG COUNTY

Calvin A. Klingensmith, Ford City

CARBON COUNTY

Frank R. Diehl, Lehighton

ELK COUNTY

Lionel A. Klugh, Ridgway

JEFFERSON COUNTY

Miss Phyllis J. Brosius, Brookville

LUZERNE COUNTY

Miss Mary A. Zabresky, Wilkes-Barre

PHILADELPHIA COUNTY

Elmer Wolf, Philadelphia, 2300 N. 50th St.

SCUYLKILL COUNTY

George P. Koval, Mahanoy City

To compute from dates set opposite their names

CUMBERLAND COUNTY

A. M. Himmelberger, Carlisle, February 12, 1949

YORK COUNTY

Paul E. Stephens, York, February 12, 1949

PHILADELPHIA COUNTY

Jacob H. Rementer, Philadelphia, 4612 Princeton Ave., February 17, 1949

Mrs. Anne De Fazio, Philadelphia, 1201 Harrison Bldg. (2), February 26, 1949

JAMES H. DUFF.

CONSIDERATION OF NOTARIES PUBLIC

A motion was made by Mr. LORD, JR. and Mr. McPHERSON, JR.,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Geltz,	McPherson, Jr.,	Tallman,
Berger,	Haluska,	Meade,	Tarr,
Blass,	Hare,	Neff,	Taylor,
Chapman,	Holland,	Pechan,	Vade,
Crowe,	Homsher,	Peelor,	Wagner,
Dent,	Kephart,	Robinson,	Walker,
Diehm,	Lane,	Rosenfeld,	Watkins,
DiSilvestro,	Leader,	Ruth,	Watson,
Doehla,	Letzler,	Scarlett,	Wolfe,
Donlan,	Lord,	Snowden,	Wood, L. H.,
Farrell,	Mahany,	Stevenson,	Wood, T. N.,
Frazier,	Mullery,	Stiefel,	Yosko,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILL No. 55

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 55, entitled:

An Act to further amend clause (b) of section fifty and section two hundred sixty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," further providing for the number of openings in minnow traps.

with the information that the House has passed the same without amendments.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 4, entitled:

An Act authorizing the Armory Board of the State of Pennsylvania, with the approval of the Governor, to acquire a certain tract of land for use of the Armory Board of the State of Pennsylvania and making an appropriation therefor.

Which was committed to the Committee on Military Affairs and Aeronautics.

House Bill No. 65, entitled:

An Act to further amend section one of the act approved the twenty-eighth day of May one thousand nine hundred seven (P. L. 292) entitled "An act to provide for the protection of insane persons feeble-minded persons and epileptics and the appointment of a guardian for the said insane persons feeble-minded persons and epileptics unable to care for their own property authorizing the guardian to support the wife and children of the said insane persons feeble-minded persons and epileptics defining the powers of the guardian and authorizing the sale of real estate of the ward" permitting petitions to be presented to the president judge of the court of common pleas when such courts are not in session

Which was committed to the Committee on Judiciary General.

House Bill No. 176, entitled:

An Act validating certain sheriffs' sales of real estate for non-payment of taxes and other municipal liens and validating the title to such real estate in the hands of purchasers their heirs grantees and assigns

Which was committed to the Committee on Judiciary General.

BILLS INTRODUCED AND REFERRED

Messrs. FARRELL, DOEHLA and GELTZ read in place and presented to the Chair Senate Bill No. 238, entitled

An Act making an appropriation to the Department of Welfare for the additional maintenance of certain hospitals in out-patient and dispensary service.

Which was committed to the Committee on Appropriations.

Mr. LLOYD H. WOOD read in his place and presented to the Chair Senate Bill No. 239, entitled

An Act to validate and quiet the title to lands and buildings heretofore sold by boards of school directors at public auction without full compliance with provisions of law authorizing such sales.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 240, entitled

An Act to further amend subsection (b) of section one thousand one hundred ten of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by authorizing the Department of Highways and counties to appropriate funds to pay the cost of erecting traffic signals in second class townships.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 241, entitled:

An Act to add article Seven-A to the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class; and amending, revising, consolidating and changing the law relating thereto," by providing for the protection of the public health, and for the appointment, powers and duties of boards of health and health officers.

Which was committed to the Committee on Local Government.

Mr. LETZLER read in his place and presented to the Chair Senate Bill No. 242, entitled:

An Act making an appropriation to the trustees of Pennsylvania State College, for expenditure by the School of mineral Industries thereof, for the purpose of studying the question of burning gob piles.

Which was committed to the Committee on Appropriations.

PERMISSION TO ADDRESS SENATE

Mr. LORD, JR., asked and obtained unanimous consent to address the Senate.

Mr. LORD, JR. Mr. President, the General Assembly at the Session of 1945 directed the Joint State Government

Commission to revise the Penal Laws of the Commonwealth. There had been no revision of the criminal laws from 1860 until 1939. At that time all of the old laws were assembled in one Act without any attempt at consistency or uniformity. This Act has created many problems. To remedy these defects, the present Code is submitted.

From 1945 until the present time—as a matter of fact, up until last night—the Commission through its sub-committee on Penal Laws has been studying the now proposed Act. During the last two years, as Chairman, I had the privilege of considering the entire field of our criminal law together with my colleagues in the General Assembly. We were most ably assisted by an Advisory Committee composed of outstanding jurists, law school professors, Bar Association representatives, District Attorneys, and defense counsel. As a result of this exhaustive consideration, the present proposed draft is now presented to the General Assembly. It represents the considered judgment of these experts in criminal law.

The proposed Crimes Act achieves the following:

It corrects substantive deficiencies and brings about consistency and uniformity both as to the classification of all crimes and their penalties;

It streamlines the entire criminal law in a brief, concise arrangement which, it is believed, will make the understanding of the context easier and will avoid many now existing ambiguities;

It eliminates old, archaic and obsolete language contained in old laws;

It does away with many conflicting provisions in the law.

I feel certain that I speak for the Commission and its sub-committee when I say that we feel the proposed law is vitally needed on our Statute books and will do much in the way of clarifying and making modern the penal laws of the Commonwealth.

BILLS INTRODUCED AND REFERRED

Mr. LORD, JR. read in his place and presented to the Chair Senate Bill No. 243, entitled:

An Act to consolidate amend and revise the penal laws of the Commonwealth.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 244, entitled:

An Act making an appropriation to the Women's Medical College of Pennsylvania, East Falls, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Messrs. WADE and WAGNER read in place and presented to the Chair Senate Bill No. 245, entitled:

An Act to further amend section fourteen of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the

uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by increasing the minimum amount to be paid to certain members on retirement.

Which was committed to the Committee on State Government.

They also read in place and presented to the Chair Senate Bill No. 246, entitled:

An Act to further amend the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by increasing retirement allowances from the one one-hundred sixtieth (1/160) basis to the one one-hundred fortieth (1/140) basis; permitting retirement while under age sixty-two on full allowances after completing thirty-five years of credited service, or on reduced allowances after twenty-five years of such service; increasing the scale of disability benefits; and providing supplemental State annuities to bring certain members' annuities up to the corresponding State annuities for like periods of service.

Which was committed to the Committee on State Government.

Mr. BERGER read in his place and presented to the Chair, Senate Bill No. 247, entitled:

An Act to amend section one of the act, approved the seventeenth day of May, one thousand nine hundred twenty-nine (P. L. 1798), entitled "An act providing a fixed charge, payable by the Commonwealth, on lands acquired by the State and the Federal Government for forest reserves, or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania, and preserving and maintaining the same as public places and parks; and the distribution of the same for county, school, township, and road purposes in the counties, school districts, and townships where such forests are located; and making an appropriation," by increasing the amounts which the counties will receive from the State for forest reserves.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Mr. YOSKO read in his place and presented to the Chair, Senate Bill No. 248, entitled:

An Act providing for the payment of the court of certain moneys involved in disputes between the Commonwealth of Pennsylvania and any county officer acting as agent of the Commonwealth.

Which was committed to the Committee on State Government.

PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, in presenting this bill, I would like to say a few words about it. Much has been talked about, and many words have been uttered about solving the housing problem. We have heard the Governor in his message state that he was willing to go along with a subsidy to provide builders to build houses for low rental income groups. However, I believe that in our society there is a large segment who have been completely forgotten; that is the man who makes a fairly good income, but is unable to save enough money to make a down payment to buy a home.

If the subsidy that the Governor speaks about is used for the low income groups, this other large group of good Americans will not be helped.

Now, there is one thing we should bear in mind in talking about housing. Our system is based on a free enterprise system, and a competitive system.

Now, Mr. President, in the mills today and in the factories, there is no competition between the workers, due to the fact that it is so mechanized that the worker of today knows that when he goes into that mill, he will get a job putting a screw into an assembly line manufacturing plant, and as long as he lives, he is going to put that screw into that machine going by on the assembly line. The next man is going to tighten up that screw.

If we go along and build nothing but modern brick apartment housing, that man is going back to an apartment. He is not going to have the interest in that apartment that he would have if he went back to a home, and a lot, and in that lot he is able to go out at night and scrape his hands in the garden. In other words, if the man next door to him grew a rose, he would try to grow a better rose, and he would again feel, in his heart and soul, that he is something in this world instead of a machine working beside a machine.

With this in mind, Mr. President, I present this bill to form a small home subsidy to encourage a man to build a home. Let him get this down payment from the state, and pay it back with the mortgage that he can get from a bank or a building and loan or an insurance company.

Then, he can go back to his own castle at night and feel he is a part of the system, and owns this house, and that it is his own house to do with it as he wishes.

With that in mind, Mr. President, I present the following bill.

BILLS INTRODUCED AND REFERRED

Messrs. HOLLAND and NEFF read in place and presented to the Chair Senate Bill No. 249, entitled:

An Act to encourage and promote the construction of private dwellings and their ownership by the individual citizen through the granting of State-aid to individuals desiring to build or purchase private homes; establishing certain minimum standards and imposing certain restrictions and limitations on loans made; conferring powers and imposing duties upon the Department of Commerce and certain lending institutions: establishing a revolving fund, and making an appropriation.

Which was committed to the Committee on State Government.

Messrs. BARR and KEPHART read in place and presented to the Chair Senate Bill No. 250, entitled:

An Act to amend section thirty-one of the act approved the second day of May, 1929 (P. L. 1278), entitled "An Act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by reclassifying counties of the first and second classes.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 251, entitled:

An Act to amend section one of that act approved the tenth day of July, 1919 (P. L. 887), entitled "An Act dividing the counties of this Commonwealth into eight classes; designating the mode of ascertaining and changing the classification of counties; and providing for the regulation of their affairs according to their respective classes," by reclassifying counties of the first class.

Which was committed to the Committee on Local Government.

RESOLUTION REFERRED TO COMMITTEE

URGING THE SENATE OF THE COMMONWEALTH OF PENNSYLVANIA RECORD ITS CONDEMNATION OF THE UNJUST PERSECUTION GIVEN JOSEPH CARDINAL MINDSZENTY AND MEMORIALIZE THE CONGRESS OF THE UNITED STATES TO SEVER DIPLOMATIC RELATIONS WITH COMMUNISTIC HUNGARY

Mr. LORD, Jr., offered the following resolution which was twice read and referred to the Committee on Constitutional Changes and Federal Relations:

In the Senate, February 9, 1949.

Whereas, The whole world is shocked and astounded at the unjust and improper verdict given Joseph Cardinal Mindszenty in communist dominated Hungary; and

Whereas, This religious persecution is an outrage against Americans of all faiths; and

Whereas, It is indicative of what may be anticipated in communist controlled countries and is a warning of the spread of tyranny and oppression among free peoples; now therefore be it

Resolved, That the Senate of the Commonwealth of Pennsylvania record its strong condemnation of this unjust persecution and that it hereby memorializes the Congress of the United States to sever diplomatic relations with Communistic Hungary as a nation which would condone and foster such outrageous conduct; and be it further

Resolved, That copies of this resolution be transmitted by the Secretary of the Senate to the President of the United States, the presiding officers of each House of the Congress of the United States, and to each Senator and Representative from Pennsylvania in the Congress of the United States.

ANNOUNCEMENT BY MAJORITY FLOOR LEADER

Mr. WALKER. Mr. President, at this point in the Senate business, I would like to suggest to the membership that there have been complaints from the transcribing room and the news room that the Members, in presenting resolutions, are not furnishing the desk with sufficient copies.

I would appreciate it very much, in order to expedite the operation of these various departments, if the Members would present six or seven copies of each resolution to the desk so these various agencies can be served.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. LORD, JR. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LORD, JR., from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor, which were laid over for one day under the rules.

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 7, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

BRADFORD COUNTY

Mrs. Eva C. Litzelman (Democrat), 108 Elizabeth Street, Towanda, Bradford County, to serve until December 31, 1951, and until her successor is duly appointed and qualified. (Reappointment)

M. S. Kintner (Republican), Wyalusing, Bradford County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment)

CHESTER COUNTY

Mrs. Edith H. Owens (Democrat), Parkesburg, Chester County, to serve until December 31, 1949, and until her successor is duly appointed and qualified. (Reappointment)

Mrs. Eugenia Cassatt Davis (Republican), Berwyn, Chester County, to serve until December 31, 1950, and until her successor is duly appointed and qualified. (Reappointment)

Thomas Hoopes, Jr. (Republican), 515 North Walnut Street, West Chester, Chester County, to serve until December 31, 1951. (Reappointment)

FRANKLIN COUNTY

Rev. C. M. Ankerbrand (Democrat), 104 North Potomac Street, Waynesboro, Franklin County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment)

Edwin D. Strite, Jr., Esq. (Republican), 236 Lincoln Way West, Chambersburg, Franklin County, to serve until December 31, 1951, and until his successor is duly appointed and qualified, vice Mrs. Ruth F. Humbert, Greencastle, whose term expired.

HUNTINGDON COUNTY

Mrs. Miriam Anderson Steele (Republican), 226 Penn Street, Huntingdon, Huntingdon County, to serve until December 31, 1951, and until her successor is duly appointed and qualified, vice Mrs. Elisabeth S. Phillips, Huntingdon, whose term expired.

James F. Entriiken (Republican), Entriiken, Huntingdon County, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice Mrs. Virginia Neff, Warriors Mark, resigned.

JAMES H. DUFF.

MEMBER OF THE PENNSYLVANIA GAME COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 7, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, John C. Herman, Clarks Valley, Dauphin, Dauphin County, for re-appointment as a Member of the Pennsylvania Game Commission, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

JAMES H. DUFF.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 7, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

C. F. Lingle, R. D. 1, Spring Mills, Centre County, as Justice of the Peace in and for the Township of Gregg, Centre County, until the first Monday of January, 1950, to succeed himself.

Earl R. Gallup, 208 West Main Street, Smethport, McKean County, as Justice of the Peace in and for the Borough of Smethport, McKean County, until the first Monday of January, 1950, vice George H. Beatty, resigned.

JAMES H. DUFF

HOUSE MESSAGE

HOUSE BILL FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bill of the the House, as follows:

House Bill No. 301, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the use of the Water and Power Resources Board in continuing the work of correcting existing and preventing future silting of the Schuylkill River.

Which was committed to the Committee on Appropriations.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. TAYLOR. Mr. President, I second the motion.
The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

REPORT FROM COMMITTEE

Mr. WALKER. Mr. President, I ask unanimous consent to return to the order of business of reports from committees.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN from the Committee on Appropriations, reported as committed, House Bill No. 301, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the use of the Water and Power Resources Board in continuing the work of correcting existing and preventing future silting of the Schuylkill River.

REPORT FROM JOINT STATE GOVERNMENT COMMISSION

Mr. SCARLETT. Mr. President, on behalf of the Joint State Government Commission, I am directed to submit the report of the Susquehanna River Fishways, a report of the Joint State Government Commission to the General Assembly of the Commonwealth of Pennsylvania, January, 1949.

The PRESIDENT. The report will be noted in the Journal and will be printed in full in the Appendix.

REPORT FROM JOINT STATE GOVERNMENT COMMISSION

Mr. WALKER. Mr. President, I am directed by the Joint State Government Commission to submit to the Senate the records and data in the files of the Joint State Government Commission, relating to the Philadelphia City-County Government Survey.

I respectfully suggest that the file be referred to the Senate Committee on Constitutional Changes and Federal Relations, so that they can have it available for the public hearing next Tuesday, February 15, 1949.

The PRESIDENT. The material will be referred to the Committee on Constitutional Changes and Federal relations.

INTERROGATION

Mr. STIEFEL. At this juncture, I would like to ask a question of the gentleman from Allegheny, Mr. Walker.

The PRESIDENT. Will the gentleman from Allegheny, Mr. Walker, permit himself to be interrogated?

Mr. WALKER. I will be happy to, Mr. President.

Mr. STIEFEL. Does the data submitted just now include the report of the Institute of Local and State Government Institute of the University of Pennsylvania?

Mr. WALKER. The file which has just been submitted, Mr. President, includes all of the data, reports, statements, speeches, notes, and minutes that have come to the attention of or have been filed with the Joint State Government Commission, relating to the subject which will be heard or be at issue on the public hearing to be held on next Tuesday.

Mr. STIEFEL. I am very grateful to the eminent gentleman from Allegheny, Mr. Walker.

CALENDAR

BILLS ON THIRD READING

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that House Bill No. 2, on third reading, entitled:

An Act to further amend sections thirty-one and thirty-two of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 869) entitled "An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth" by eliminating certain provisions for per diem pay.

be recommitted to the Committee on Military Affairs and Aeronautics, for the purpose of further study.

Mr. DONLAN. Mr. President, I second the motion.
The motion was agreed to.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 67, on third reading, entitled:

An Act to amend the act approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1046), entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts; creating a State Tax Equalization Board; and prescribing its powers and duties; imposing duties on certain local officers, agents, boards, commissions and departments; and making an appropriation," by changing the time for the beginning of the use of market values for the determination and apportionment of Commonwealth subsidies.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 10, entitled:

An Act to amend section one of the act approved the twenty-first day of March one thousand nine hundred five (P. L. 46) entitled "An act authorizing the municipalities of the Commonwealth to vacate in whole or in part all streets lanes and alleys within their corporate limits laid out by this Commonwealth whenever the same or the portion to be vacated shall have remained unopened for a continuous period of thirty years next preceding such vacation" eliminating the requirement that the portion vacated shall have remained unopened for thirty years and providing that vacated portions shall not be any part of a State Highway route and validating vacations heretofore made

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 17, entitled:

An Act to amend section seven of the act approved the eleventh day of June one thousand nine hundred forty-one (P. L. 101) entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near Irwin in Westmoreland County the western terminus of the turnpike heretofore constructed by said Commission to a point on the western boundary line of the Commonwealth of Pennsylvania touching on the State of Ohio or the State of West Virginia and conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds exempt from taxation constituting such bonds legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions upon which such turnpike

shall become free providing for grade separation grade changes and relocation and restoration of public roads and State highways affected by the turnpike providing for condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the Commission and authorizing the issuance of turnpike revenue refunding bonds" by providing for salaries for appointed members of the Commission

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 72, entitled:

An Act to further amend section two hundred five of the act approved the ninth day of April one thousand nine hundred twenty-nine P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commission and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" increasing the maximum aggregate number of officers and men in the State Police Force.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 149, entitled:

An Act to authorize any city of the first class to use a facsimile signature of the City Controller in lieu of his manual signature and facsimile of the seal of the City upon any bonds issued by it and declaring that signatures and facsimile signatures of former officers shall be valid and sufficient.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 169, entitled:

An Act to further amend clause (f) of section two of the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act pro-

viding for the incorporation as bodies corporate and politic of 'Authorities' for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" extending the definition of "municipality" so as to include school districts.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 177, entitled:

An Act to amend the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1217) entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania creating a State Public School Building Authority as a body corporate and politic with power to construct improve and operate projects and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing school districts to enter into contracts to lease authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof granting the right of eminent domain increasing the powers and duties of the Department of Public Instruction and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act and making an appropriation to said Authority to pay expenses incident to its formation" changing membership of the Authority and prescribing the members' bonds and salaries stating the purposes for which money may be borrowed further defining the basis for establishing the fees rentals and charges for the use of its projects authorizing school districts singly or jointly with other districts to contract to lease and lease the projects of the Authority extending the authorized term of leases and bond issues providing for facsimile and manual signatures on bonds making bonds of the Authority legal investments providing for the issuance of refunding bonds permitting public or private sale of bonds permitting the board to delegate powers to officers agents employees and the Department of Property and Supplies providing for a sinking fund and providing that property lease owned acquired or held in any manner by the Authority shall be tax exempt.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 179, entitled:

An Act to further amend clause six of section one of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by

the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" further defining State employe to include officers and employees of the State Public School Building Authority.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 181, entitled:

An Act declaring bonds issued by the State Public School Building Authority legal investments for the School Employees' Retirement Fund.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 195, entitled:

An Act to further amend section two of Article XVI of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (P. L. 581) entitled "An act for the better government of cities of the first class of this Commonwealth" by changing the provisions relating to filling vacancies in the office of city councilman in such cities.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I have been requested to ask unanimous consent that Senate Bill No. 196, on second reading, entitled:

An Act to further amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by providing for the holding of special elections to fill vacancies in the councils or legislative bodies of cities boroughs towns and townships and for nominating candidates therefor.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 209, entitled:

An Act to provide for and regulate the accumulation investment and expenditure of funds by cities boroughs incorporated towns townships and municipality authorities for the construction improvement or replacement of sewage disposal systems for which plans have been approved by the Sanitary Water Board of the Commonwealth.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. TALLMAN. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 301, entitled:

An Act making an appropriation from the General Fund to the Department of Forest and Waters for the use of Water and Power Resources Board in continuing the work of correcting existing and preventing future silting of the Schuylkill River.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for fifteen minutes.

Mr. GELTZ. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

HOUSE MESSAGE

SENATE BILL NO. 182 RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 182, entitled:

An Act providing for the acquisition by the Department of Property and Supplies in the name of the Commonwealth of certain land in Dauphin County for use of the various State departments, boards and commissions and making an appropriation.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

RULE 21 SUSPENDED

Mr. WALKER. Mr. President, I move that Rule 21, which requires amended bills to be noted on the Calendar, be in this case dispensed with, and that the Senate proceed to the consideration of the amendments made by the House of Representatives to the foregoing bill.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 182, entitled:

An Act providing for the acquisition by the Department of Property and Supplies in the name of the Commonwealth of certain land in Dauphin County for use of the various State departments, boards and commissions, and making an appropriation.

Which was returned from the House of Representatives with amendments.

The Clerk read the amendment as follows:

Amend page 2 of the bill by inserting after line 15, the following: "Section 3 The provisions of this Act shall become effective immediately upon final enactment."

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 182

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendment made by the House to Senate Bill No. 182.

Mr. HARE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—35

Berger,	Geltz,	Meade,	Wade,
Blass,	Hare,	Pechan,	Wagner,
Chapman,	Homsher,	Peelor,	Walker,
Crowe,	Kephart,	Robinson,	Watkins,
Diehm,	Letzler,	Scarlett,	Watson,
Doehla,	Lord,	Snowden,	Wolfe,
Donlan,	Mahany,	Stevenson,	Wood, L. H.,
Farrell,	Mallery,	Tallman,	Wood, T. N.,
Frazier,	McPherson, Jr.,	Taylor,	

NAYS—15

Barr,	Haluska,	Neff,	Tarr,
Barrett,	Holland,	Rosenfeld,	Toole,
Dent,	Lane,	Ruth,	Yosko,
DiSilvestro,	Leader,	Suefel,	

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported that the following bills had passed both houses of the

General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 55, entitled:

An Act to further amend clause (b) of section fifty and section two hundred sixty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," further providing for the number of openings in minnow traps.

Senate Bill No. 182, entitled:

An Act providing for the acquisition by the Department of Property and Supplies in the name of the Commonwealth of certain land in Dauphin County for use of the various State departments, boards and commissions, and make an appropriation.

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

ANNOUNCEMENT BY THE SECRETARY

Mr. WATKINS. The Abraham Lincoln Memorial will be held on Monday, February 14, 1949, and the body will be addressed by the Honorable Albert R. Pechan and the Honorable Israel Stiefel.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Monday, February 14, 1949, at 4:00 o'clock, p. m., Eastern Standard Time.

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:44 o'clock, a. m., Eastern Standard Time until Monday, February 14, 1949, at 4:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, February 9, 1949.

The House met at 10:00 a. m.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Rev. William Hugh Fryer, offered the following prayer:

O Almighty God, our refuge and strength; keep us, we beseech Thee under Thy watchful Providence. Protect our country, guard our homes, and sanctify our lives. So guide our hearts that we may use and not abuse the liberty wherewith Thy Son Jesus Christ hath made us free. In times of prosperity kindle in us a spirit of grateful service, and in adversity endue us with courage, faith and sympathy for others. May truth, purity, and charity dwell among us from generation to generation; through Jesus Christ our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Tuesday, February 8, 1949.

The Clerk proceeded to read the Journal of Tuesday, February 8, 1949, when, on motion of Mr. BRANDON unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILL INTRODUCED AND REFERRED

By Messrs. REIDENBACH and ROBERT A. PRICE.

HOUSE BILL No. 399.

An Act to further amend the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," authorizing the change of the fiscal year by districts of the second class.

Referred to the Committee on Education.

By Messrs. POSTA, GLEMBOCKI and ROBERT A. PRICE.

HOUSE BILL No. 400.

An Act to amend section six hundred ninety-nine point four of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by permitting bowling between certain hours on Sundays.

Referred to the Committee on Law and Order.

By Mr. DeLONG.

HOUSE BILL No. 401.

An Act to further amend section four thousand four hundred eight of the act approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by limiting and providing the procedure for the demotion of certain police officers.

Referred to the Committee on Cities—Third Class.

By Messrs. REIDENBACH and NEEDHAM.

HOUSE BILL No. 402.

A Supplement to the act approved the eighth day of May, one thousand nine hundred twenty-nine (P. L. 1643, No. 510), entitled "An act relating to the collection of city, county, school and poor taxes within the territorial limits of cities of the second class A; establishing the office of collector of taxes therein; defining its duties and powers; changing the powers of and imposing duties upon cities of the second class A, counties, school districts and poor districts and the officers thereof; and imposing penalties," providing for the appointment, removal and reduction of employees of the office of collector of taxes in cities of the second class A; establishing a civil service commission; and prescribing its powers and duties.

Referred to the Committee on Cities and Counties—Second Class.

By Mr. STUART.

HOUSE BILL No. 403.

An Act to amend the act approved the twenty-sixth day of April, one thousand nine hundred twenty-nine (P. L. 823), entitled "An act permitting boroughs to provide a method of assessment for borough taxes," designating the borough council as the board of revision, making assessments made hereunder the basis for determining borrowing power and tax levies for borough purposes, prohibiting use of assessments made under this act for county purposes, and providing for appeals from such assessments.

Referred to the Committee on Boroughs.

By Mr. STUART.

HOUSE BILL No. 404.

An Act to amend section two of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 806), entitled "An act limiting the number of licenses for the retail sale of liquor, malt or brewed beverages, or malt and brewed beverages, to be issued by the Pennsylvania Liquor Control Board; defining hotels, and prescribing the accommodations required of hotels in certain municipalities," by making more definite the number of licenses to be granted.

Referred to the Committee on Liquor Control.

By Messrs. POSTA and KONDRATH.

HOUSE BILL No. 405.

An Act to further amend section thirty and to amend section two hundred fifty-two of the act approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by increasing the size of legal trout, and prohibiting fishing in waters stocked by the fish commissioners for a specified period.

Referred to the Committee on Fisheries.

By Mr. JIM.

HOUSE BILL No. 406.

An Act to amend subsection (a) of section nine hundred thirty-eight of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," by increasing the number of permits for special dog training areas, to be issued in counties of the third class.

Referred to the Committee on Game and Forestry.

By Messrs. PETROSKY and WILLIAMS.

HOUSE BILL No. 407.

An Act to further amend the act approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168), entitled "An act to protect the right of employees to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon The Pennsylvania Labor Relations Board, officers of the State government, and courts; providing for the right of employees to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employees be the exclusive representatives of all the employees; authorizing the board to conduct hearings and elections, and certify as to representatives of employees for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," by redefining the powers and duties of the Pennsylvania Labor Relations Board, redefining "labor dispute," the rights of employers, and certain unfair labor practices by employers and employees; further changing the pro-

vision for designation and selection of representatives for the purpose of labor bargaining; changing the practice and procedure before the board; further prescribing the qualifications for and increasing the salaries of members of the board; eliminating the provision making the rules and regulations of the board, subject to the approval of the Secretary of Labor and Industry, and eliminating certain forfeiture of rights.

Referred to the Committee on Labor Relations.

By Messrs. KAMYK and SARRAF.

HOUSE BILL No. 408.

An Act to repeal clauses (d) and (e) of subsection (2) of section six of the act approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168), entitled "An act to protect the right of employees to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State government, and courts; providing for the right of employees to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employees be the exclusive representatives of all the employees; authorizing the board to conduct hearings and elections, and certify as to representatives of employees for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," eliminating certain practices of labor organizations from the definition of unfair labor practices.

Referred to the Committee on Labor Relations.

By Mr. ELDER.

HOUSE BILL No. 409.

An Act requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers; imposing duties, conferring powers upon the Department of Agriculture; and abolishing the Pennsylvania Milk Commission.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. SCOTT.

HOUSE BILL No. 410.

An Act to amend section four hundred forty-four of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and ad-

ministrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," reducing the minimum number of meetings to be held each year by the State Council for the Blind.

Referred to the Committee on State Government.

By Mr. DALRYMPLE.

HOUSE BILL No. 411.

An Act to further reenact and amend the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" changing maximum and minimum rates periods total amounts and aggregate of compensation changing the system of computation of wages for compensation of wages for compensation purposes changing practice and rules of evidence defining earning power after personal injury authorizing the board to terminate compensation in certain cases changing the classes of dependents entitled to compensation in case of death changing powers and duties of the board and imposing additional penalties authorizing the department the board and the referees to approve compromise agreements in certain cases and generally amending clarifying and changing the provisions of said act.

Referred to the Committee on Workmen's Compensation.

By Mr. DALRYMPLE.

HOUSE BIL No. 412.

An act to reenact and amend the act approved the twenty-first day of June one thousand nine hundred and thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" as amended by further defining and extending the liability of an employer to pay damages for occupational diseases contracted by an employe arising out of and in the course of employment modifying the procedure and determination of liability thereunder making an additional appropriation and prescribing penalties.

Referred to the Committee on Workmen's Compensation.

By Mr. REESE.

HOUSE BILL No. 413.

An Act to further amend subsection (a) of section nineteen of the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 252), entitled as amended "An act to regulate and restrain the traffic in malt and brewed beverages, as herein defined; providing for the licensing of the manufacture, transportation, sale and distribution of such beverages; imposing and distribution thereof; restricting ownership and in-

terest in licensed places; permitting municipalities and townships, by vote of the electors, to prevent the licensing therein of places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon the Pennsylvania Liquor Control Board, quarter sessions courts, district attorneys, the Department of Justice, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," by changing the license of manufacturers.

Referred to the Committee on Liquor Control.

By Mr. REESE.

HOUSE BILL No. 414.

An Act to further amend section eleven of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employes' detirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities; allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing a additional credit in the computation of service for retirement purposes, to contributors who were employed during a prescribed period.

Referred to the Committee on State Government.

By Messrs. ORBAN and WAGNER.

HOUSE BILL No. 415.

An Act making an appropriation to the Somerset Volunteer Fire Company for the protection of State property.

Referred to the Committee on Appropriations.

By Mr. THOMPSON

HOUSE BILL No. 416

An Act to add section eleven point two to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof, establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits and rights from taxation and judicial process; and providing penalties," by adding to the retirement rights and benefits under the State Employes' Retirement System of State employes and former State employes with certain employment records in political subdivisions; defining "political subdivisions" for such purposes; imposing duties on the retirement board; and providing for the duties of, and back payments by, such persons, the Commonwealth and political subdivisions.

Referred to the Committee on State Government.

By Mr. TOMPKINS

HOUSE BILL No. 417

An Act to amend section four hundred thirteen and to add section four hundred thirteen point one to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled, "An act to consolidate, amend and revise the penal laws of the Commonwealth," by further penalizing the furnishing of false or libelous statements or matter for publication or broadcast.

Referred to the Committee on Judiciary.

By Mr. TOMPKINS.

HOUSE BILL No. 418.

An Act to add section four hundred eighteen to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by creating an additional crime of loitering and prowling at night.

Referred to the Committee on Judiciary.

By Mr. ROSE

HOUSE BILL No. 419

An Act creating a board to be known as the Pennsylvania Fair Rate Board; defining in part the powers and duties of such board; abolishing the Pennsylvania Public Utility Commission of the Commonwealth of Pennsylvania, terminating the terms of the members thereof, and transferring to the Pennsylvania Fair Rate Board the records, employes property and equipment of the Pennsylvania Public Utility Commission of the Commonwealth of Pennsylvania; authorizing the Pennsylvania Fair Rate Board to appear in and complete all pending proceedings, legal or otherwise, instituted before, by or against the Pennsylvania Public Utility Commission of the Commonwealth of Pennsylvania; providing that all certificates of public convenience, contracts, orders, and rules and regulations of the latter commission shall remain effective until repealed, changed, or modified by the Pennsylvania Fair Rate Board; and transferring and appropriating to the Pennsylvania Fair Rate Board any unexpended balance of any existing appropriation to the Pennsylvania Public Utility Commission of the Commonwealth of Pennsylvania.

Referred to the Committee on Public Utilities.

By Mr. ROSE.

HOUSE BILL No. 420.

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions, defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined" by creating the Pennsylvania Fair Rate Board to supersede the Pennsylvania Public Utility Commission.

Referred to the Committee on Public Utilities.

By Messrs. HAMILTON and GOODLING

HOUSE BILL No. 421

An Act to amend subdivision (e) of article five of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending consolidating the laws relating thereto," by permitting counties of the fourth class to expend county money to maintain a fire fighting school for volunteer fire companies.

Referred to the Committee on Counties.

By Messrs. STUART, FLEMING, LOVETT and

PETROSKY.

HOUSE BILL No. 422.

An Act to further amend section seven of the act, approved the fourth day of June, one thousand nine hundred forty-three (P. L. 883), entitled "An act authorizing and directing the Department of Highways to erect and maintain, as a post war construction project, a toll bridge over the Allegheny River between a point in or near the Borough of Tarentum, Allegheny County, and a point in Westmoreland County, and to provide the necessary approaches and connections with State highways; providing for the acceptance of Federal aid; empowering counties to pay certain damages; providing for the collection of tolls on such bridge; and making an appropriation," appropriating additional funds from the Motor License Fund for the construction of said bridge.

Referred to the Committee on Highways.

By Messrs. STUART and LOVETT.

HOUSE BILL No. 423.

An Act providing for the acquisition and maintenance by the Department of Forests and Waters, with the advice of the Bushy Run Battlefield Commission, of lands adjacent to and including the place where fifty soldiers, killed in the battle of Bushy Run, or buried, as well as other portions of said battlefield, and making an appropriation.

Referred to the Committee on Appropriations.

By Messrs. MORAN and MIKULA

HOUSE BILL No. 424.

An Act to further amend clause (d) of section four hundred one, of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," clarifying certain existing and adding new, qualifications required to receive compensation.

Referred to the Committee on Workmen's Compensation.

By Mr. WATKINS.

HOUSE BILL No. 425.

An Act to further amend sections two hundred two and two hundred three of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which

the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," to include the Unemployment Compensation Board of Review, Unemployment Compensation Referees, and the Pennsylvania Labor and Industry, and to delete the Industrial Board as an Advisory Board.

Referred to the Committee on State Government.

By Mr. VARNER. HOUSE BILL No. 426.

An Act to amend article three of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by providing for special licenses to hunt bear.

Referred to the Committee on Game and Forestry.

By Mr. VARNER. HOUSE BILL No. 427.

A Joint Resolution proposing an amendment to section one, article fourteen of the Constitution of the Commonwealth of Pennsylvania, permitting county treasurers to hold successive terms.

Referred to the Committee on Judiciary.

By Messrs. DUFFY and SCANLON.
HOUSE BILL No. 428.

An Act to further amend section two of article sixteen of the act, approved the twenty-fifth day of June, one thousand nine hundred nineteen (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth," by making the filling of vacancies in the office of city council, mandatory, and eliminating special elections.

Referred to the Committee on City and County—First Class.

By Mr. SCOTT. HOUSE BILL No. 429.

An Act to further amend sections two, five and nine of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund assistance, pensions for the blind, old age assistance, for the Blind; and repealing laws relating to Mothers' and the State Emergency Relief Board," by changing the definition of "General Assistance," terms of county board members, and eligibility requirements for the aged and other persons.

Referred to the Committee on Welfare.

By Mr. SCOTT. HOUSE BILL No. 430.

An Act to amend the title and sections two and four of the act approved the third day of June, one thousand nine hundred forty-three (P. L. 847), entitled "An act creating a revolving fund in the State Treasury to be used by the State Council for the Blind for making advancements to blind persons for the purchase of stock, equipment and accessories necessary to operate vending

or refreshment stands in locations leased or arranged for by said council; providing for the repayment of such advancements; authorizing the State Council for the Blind to adopt rules and regulations; and making an appropriation," own, install, maintain and lease equipment and accessories for other suitable business enterprises for the blind, and making an additional appropriation.

Referred to the Committee on Appropriations.

SENATE MESSAGE

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence 101 and 104.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. BEDNAREK asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. AMARANDO asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. BOORSE asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

REPORT OF THE JOINT STATE GOVERNMENT COMMISSION

Mr. SHOEMAKER presented a report from the Joint State Government Commission, January, 1949, dealing with "Susquehanna River Fishways."

(For report see Appendix)

BILLS ON THIRD READING

The SPEAKER. If there is no objection the Chair will take up at this time the Third Reading calendar. Is there objection The Chair hears none.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 301, as follows:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the use of the Water and Power Resources Board in continuing the work of correcting existing and preventing future silting of the Schuylkill River

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of five million dollars (\$5,000,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Forests and Waters for the use of the Water and Power Resources Board in continuing the work of correcting existing and preventing future silting of the Schuylkill River and to thus assure and expedite the Federal and State cooperative program for the restoration of the Schuylkill River

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Altshuler,	Frost,	Limper,	Rose,
Amarando,	Gaffney,	Loftus,	Rosen,
Andrews,	Gallagher,	Lovett,	Rovansek,
Bane,	George,	Madigan,	Royer,
Barkdoll,	Gibson,	McCormack,	Sarra,
Baumunk,	Glembocki,	McCullough,	Sax,
Beaver,	Good,	McGee,	Scanlon,
Bednarek,	Goodling,	McKinney,	Schmidt,
Blair,	Graybill,	McMillen,	Schuster,
Bloom,	Green,	McNally,	Scott,
Boles,	Greenwood,	Mihm,	Seyler,
Bomberger,	Greer,	Mikula,	Shoemaker,
Boorse,	Guarnierl,	Miller,	Smith, C. C.,
Bower,	Guthrie,	Milliken,	Smith, W. B.,
Brandon,	Hagerty,	Mills,	Snider,
Breisch,	Hall,	Mintess,	Sollenberger,
Breth,	Hamilton,	Monroe,	Spencer,
Brice,	Harney,	Moore, C. E.,	Stank,
Brown, H. S.,	Harris,	Moore, H. A.,	Sternberg,
Brown, W. E.,	Haudenschild,	Moran,	Stimmel,
Brunner,	Heatherington,	Munley,	Stuart,
Bucchin,	Helm,	Murray,	Swope,
Cadwalader,	Herman,	Musto,	Tahl,
Clapper,	Hersch,	Nagel,	Taylor,
Clendenning,	Hewitt,	Najaka,	Thompson,
Cochran,	Hocker,	Needham,	Tompkins,
Cole,	Hoffman,	Neff,	Toomey,
Coleman,	Hoggard,	Nixon,	Varallo,
Conway,	Hunter,	O'Dare,	Varnier,
Costa,	Jenkins,	O'Donnell,	Verona,
Dairymple,	Jennings,	Olsen,	Wachhaus,
DeLong,	Jim,	Orban,	Wagner,
Dennison,	Johnson,	Penglase,	Wargo,
Depuy,	Jones, G. E.,	Pentrack,	Waterhouse,
Dougherty,	Jones, J. M.,	Peta,	Watkins,
Driscoll,	Jump,	Petrosky,	Weidner,
Duffy,	Kamyk,	Pettigrew,	Weiss,
Dye,	Keller,	Pfaff,	Welsh,
Elder,	Kemp,	Polen,	Wescott,
Erb,	Kent,	Posta,	Westrick,
Evans,	Kirley,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kline,	Price, R. A.,	Williams,
Felton,	Kohl,	Propert,	Wood,
Ferster,	Kolankiewicz,	Readinger,	Worley,
Filo,	Kondrath,	Reagan,	Yaffe,
Firmstone,	Kratz,	Reese,	Yeakel,
Flack,	Kurtz,	Reilly, J. M.,	Yester,
Fleming,	Lederer,	Reynolds,	Yetzer,
Floyd,	Lee,	Riley, R. L.,	Young,
Fox,	Leisey,	Robbins,	Ziegler,
Frank,	Leonard,	Robertson,	Sorg,

Speaker

NAYS—0

NOT VOTING—4

Cooper,	Krlise,	Powers,	Reidenbach,
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 182 as follows:

An Act providing for the acquisition by the Department of Property and Supplies in the name of the Commonwealth of certain land in Dauphin County for use of the various State departments boards and commissions and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 For the purpose of acquiring a tract of approximately twenty-four (24) acres in the City of Harrisburg Dauphin County upon which is erected a modern industrial plant formerly occupied by the Harrisburg Steel Company the Department of Property and Supplies is hereby authorized to acquire in the name of the Commonwealth of Pennsylvania the area above generally

described which is now being offered for sale at auction by War Assets Administration

Section 2 The Secretary of Property and Supplies is hereby authorized to make the deposit of approximately ten thousand dollars (\$10,000) required to be made at the time of the auction sale and to bid such price for said land and buildings as shall be deemed by him to be fair and reasonable subject to the approval of the Governor If the Commonwealth is the successful bidder such additional deposits shall be made as are required by the terms of the sale Any funds appropriated by the General Assembly to the Department of Property and Supplies for any other purpose shall be available for the purposes herein

The title to the property shall be approved by the Department of Justice

Section 3 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. BRANDON. Mr. Speaker, this bill strikes me as highly irregular procedure for the State government to engage in. It is highly irregular for any government to ever bid at an auction sale. The government disposes of property by auction; they no not buy property at auction.

I think it is highly unusual and highly irregular that this bill was not introduced in the Senate until the first day of February, 1949, and we are asked under pressure of time to pass this bill by the ninth day of February. The celerity and speed of the bill thru this House should clearly excite some suspicion. I think it is highly irregular and highly unusual of this House to vote for an appropriation of \$10,000, which is actually signing a blank check allowing the Department of Property and Supplies to bid any sum of money whatsoever for this property. I do not think the Members of this House as the trustees of the State's money can so violate their trust as to impose that trust upon somebody else.

I think it is highly irregular and highly unusual that productive enterprise suddenly becomes and is considered to be warehouses, and that this State government which would supposedly have favored a movement of productive enterprises into this State, should suddenly decided to buy up productive capacity.

But the most unusual thing about this bill, the most amazing thing about this bill is that there is a way for the State government to acquire this property from the Federal government without any irregular or unusual proceeding being necessary.

If I may, I would like to read from Title 50 of the United States Code, Annotated, in the setting up of the War Assets Administration and providing for the disposal of property.

Section 1622, subsection 2 provides: "A surplus of property shall be disposed of so as to afford governmental and public institutions, non-profit or tax-supported educational institutions, charitable and eleemosynary institutions, non-profit, or tax-supported hospitals and similar institutions, states, their political subdivisions and instrumentalities, and volunteer fire companies an opportunity to fulfill in the public interest, the legitimate needs".

Later on subsection F of the same section says: "The disposal of surplus property under this section

to states and political subdivisions and instrumentalities thereof shall be given priority over all other disposals of property provided for in this Act".

Now, Mr. Speaker, it has been customary that as government property has been disposed of and has been sold to states, it has been sold by negotiated sale and not by the State government with its unlimited taxing going into an auction sale and outbidding private persons. Actually there is no need for any rush in this matter. Of course, this auction will take place on Friday. As I see it, one of three things can happen. Either some private enterprise or some man can come into the State engaged in productive enterprise and buy that plant, and if he does furnish payrolls for the County of Dauphin, I do not see why he should not be allowed to purchase a property to be devoted to a productive enterprise. If it is a speculative buying of property the State can proceed by eminent domain proceedings to take as much of the property as it needs for its own uses and let the rest go.

The third alternative, as I see it, is that nobody buys and then the State can still continue to proceed under Title 50 of the United States Code, that automatically they should have done instead of coming into this House and asking this House to use these highly irregular and unauthorized proceedings.

You say "What is the harm"? I think it is an extremely dangerous precedent for this House or this General Assembly to ever give to any governmental official an absolutely blank check to spend any sum of money he sees fit for a piece of property at public auction. It is not done, and I think it is a very bad precedent.

The next thing that I think is bad is that it has a tendency to drive industry out of the State, for what industry can afford to bid against the whole State budget of the Commonwealth of Pennsylvania? This bill provides no maximum bid. I have a \$10,000 minimum, but the sky is the limit.

The thing that makes me wonder about this bill, when I see a bill rushed through the Senate such as this Bill has been, I wonder what pressure is behind that bill. In Pittsburgh, Allegheny County, there are men who consistently and habitually bid at auction sales. We call such men the "Forty Thieves". Those men attend sales where a piece of property is up for auction and offer themselves to be bought off for a price. When that property is put up for auction they will withdraw their bid for a consideration.

Mr. Speaker, I am not saying that anybody is getting any consideration, but I must point out that that is the reason that the government should not engage in transactions of this kind, because there is purely and simply that danger when some governmental official, a deputy of the Department of Property and Supplies, has a tremendous responsibility placed upon him when he comes down to bidding on that property. Or maybe money has nothing to do with it. Maybe one of these industrialists in the County of Dauphin in the election finds himself on the wrong side of the political fence, and is thereby punished by the political powers. I do not know what the actual conditions are, I know nothing about the facilities, I haven't seen them, but this bill itself on the face of it, without knowing anything about this building, just as an ordinary procedure of government, which many of you gentlemen know better than I do, this bill is a most highly unusual and irregular bill in the speed of its

passage and certainly was not necessitated by any great public need at this time. Twenty-four acres is a devilish lot of storage space to be acquired at any one time. Twenty-four acres of storage space is a lot of storage space to have been developed in the short space of two years.

Mr. BRUNNER. Mr. Speaker, from my observation I presume from what the gentleman has said that he considers this purchase and this measure highly irregular. Perhaps the gentleman would prefer where public funds are to be used to acquire a piece of property, that all the bidders in the State and for that matter, in the nation be advised to what extent the State will go in the bidding by inserting a ceiling in the bill. If that were the case all we would have to do is to bid ten dollars above the State's figure, and then the State would be out of the picture. If you think that this Department when they are acting for the State, spending state funds, which after all are yours and mine, should tell the people having funds what they should do in this matter, then I take the proud position that I disagree with the gentleman 101 percent.

The State has the power to acquire real estate when it is vital for its functions. We submit that as to the facilities of the State in the Harrisburg area, there are not proper facilities available. After all, this is not a secret process, it is a public sale, without reserve, and surely the gentleman knows the legal connotations and interpretations of that procedure.

It is rather difficult to reconcile the gentlemen of the minority standing on the floor of the House and attacking a Federal agency for the disposal of public property. I never anticipated that we would have to meet an argument of that nature this morning.

While it is not for us on this side to be surprised by the attitudes of the minority side, I say that we have just cause for surprise when a Member stands on the floor and attacks a policy of a Federal agency which is in charge of the same party of which I think the gentleman is a member.

For his further information may I add that there is a recapture clause which provides that anytime within the next twenty years should the Federal government for national security purposes wish to buy back this property, it may do so, and has a chance to do so, on notice within one hundred twenty days. That obligates any and every purchaser of this property to move everything out of the building within one hundred and twenty days, no matter what the nature of the material may be. Surely the Members of this House will realize that for anybody to go into this property, which has a special use and move heavy equipment at a time entirely up to the Federal Government, would not be a very secure position to hold.

We are not going to drive industry out of this state by this bill. After all, industry has been coming into this state seeking its many advantages and contributing to the welfare of the people. We have heard the Governor say so many times on the floor of this House, and we on this side of the House are proud to have had the opportunity in placing before the people in the past, present and we will continue in the future, such programs as we feel will continue to encourage industry

in this state, for the benefit of the people who live therein.

Now, Mr. Speaker, there is a practical reason for haste. We on this side of the House ascertained that this property was available. We ascertained there was some space for sale.

It became apparent that the Commonwealth could not with public funds just arbitrarily take the position that "We will bid for this property," and place an estimate in the hands of others so that they can become bidders. We took the proper legislative legal procedure by introducing a bill which would go through this legislature and put the people of this state and this House on notice exactly as to what we planned to do. We see a need, we subscribe to that need and we feel confident that if the State is fortunate enough to acquire this property the taxpayers of Pennsylvania will be benefited by such a transaction.

Mr. ANDREWS. Mr. Speaker, I had not expected to intervene in this discussion. However, I cannot permit one remark made by the Majority Leader to pass unnoticed.

He expresses great surprise that a member of the minority group would presume to criticize the Federal policy administered by his own party. I wish to assure the Majority Leader that we have no great white haired father in the Senate, we have no great white haired father at Washington, and we have no great red haired father here in Harrisburg, to tell us what we must necessarily do.

I appreciate the difficulties under which the Majority Leader works in, inasmuch as he must accept a policy that is handed to him; he must hold the line as to that policy, while we on this side hereby declare ourselves free as regards those policies, or as regards any proposals that may emanate from Philadelphia, from Allegheny or from any other county in this State.

I yield to the gentleman from Berks, Mr. Kondrath.

Mr. KONDRATH. Mr. Speaker, I am very much concerned about the ultimate result of the passage of this bill. I come from a group of people who wear overalls every day of the week. We are very much concerned about the great number of unemployed in the city of Harrisburg and in the tri-county area. We would like to see machinery in that plant with people working at those machines, earning wages instead of being qualified for receiving unemployment compensation checks. While the State may save a few dollars through the course of years, keeping their supplies handy to Harrisburg, the State can also get much more revenue from taxes which an employer would pay and through the wages which are paid to employes who may be hired by a good going concern.

There are several companies interested in the purchase of this building. They should be given that opportunity. It is about time that this state should take the position that has been enunciated by several other states that they will cooperate with industry, that they will revive old business and bring in new business and continue to expand industrially.

I am quite certain that this particular problem is of deep concern to the citizens of Harrisburg. On this very day a delegation of leading Harrisburgers has gone

to Washington to appeal to the authorities that may be in power there to help them in this situation, if the state of Pennsylvania does not recognize the problem of the unemployed here in Harrisburg and throughout the state. I think we can find land, we can find structures throughout the state, that can well provide the space that we have need for. I do not think it is very far from Harrisburg to Indiantown Gap. If we need space for storage I am quite sure that we could find the available space at Indiantown Gap.

In 1936, the site on which this building is located was flooded. Can you imagine what would happen to the cartons that would be stored in that building if another flood arose, and we have no guarantee that we will not have a repetition of the flood of 1936. The plant is in a desirable location for many industries, its easy access to power, water and transportation. I think that the Commerce Department of our Commonwealth is obliged to make every effort that they can to bring in some industry for that plant, that will use that plant to bring progress and prosperity to all of our people of this Commonwealth.

Mr. BRANDON. Mr. Speaker, I desire to interrogate the gentleman from Montgomery, Mr. Brunner.

The SPEAKER. Will the gentleman from Montgomery permit himself to be interrogated?

Mr. BRUNNER. I shall, Mr. Speaker.

Mr. BRANDON. Mr. Speaker, will the majority leader tell me from his governmental experience whether he has ever heard of government bidding at an auction sale.

Mr. BRUNNER. Mr. Speaker, I believe that I have. I cannot cite the gentleman a specific example.

Mr. BRANDON. Will the gentleman tell me—

Mr. BRUNNER. Mr. Speaker, may I continue for just a moment? I think in the Department of Public Assistance there have been some examples but as I say, in wanting to be fair, I cannot give you a specific example.

Mr. BRANDON. Mr. Speaker, will the gentleman tell me if the Department of Property and Supplies has ever proceeded to use the State's priority given to it by the Federal Code?

Mr. BRUNNER. Mr. Speaker, I do not know the nature of the gentleman's question. Will he please repeat it?

Mr. BRANDON. Mr. Speaker, has the Department of Property and Supplies attempted to use the priority in purchase of this property granted to it by Title 50 which I have read on the floor of this House?

Mr. BRUNNER. Mr. Speaker, I don't believe so.

Mr. BRANDON. Mr. Speaker, was there any reason why this bill was delayed that this gentleman knows of, until the first day of February, 1949 and not introduced in the first meeting of this House?

Mr. BRUNNER. Mr. Speaker, it came to the attention of the state, I am reliably informed, at a comparatively recent date, after it had been weighed by those who had the responsibility of expending state funds, and had been decided and agreed upon to be a good measure, subject to the approval of this Legislature, which after all represents the people, and at the earliest possible moment a bill was prepared. It became evident that the deliberations by individuals in arriving at the conclusion took until the day before the date of introduction of this bill. There is nothing unusual, I observe, in introducing a bill in this House or in the Senate for the purpose of putting it through in five days. That has been done with many,

many measures in the past and will be done in the future, and it is only the uninformed legislative observers who make public statements, as they have a right to do, not on the floor of the House but in the public press, that this was the fastest bill ever to be put through this legislature. Many of us here have seen bills put through even faster, not in point of days but in point of time.

Mr. BRANDON. Mr. Speaker, will the gentleman tell me if there is any reason, if the state should decide to acquire all of this property or any part of it, why it should not proceed in the normal channels of the law after the property is sold at auction?

Mr. BRUNNER. Mr. Speaker, I think this is a direct approach to the problem. We enter into this as any other bidder. We do not wait to see what industry or person acquires it and then uses a ringaround to acquire title, when they are legally able to do so. I think this is the fair way. We place ourselves in a position where we justify the need for this property, and on that basis we seek to acquire it.

Mr. BRANDON. One final question Mr. Speaker, will the gentleman tell me what criticism I made of the Federal government in my opening remarks, and will the gentleman kindly state to me what the statement I made was that would indicate to him that I was in favor of telling how much the state was willing to bid for this property?

Mr. BRUNNER. Mr. Speaker, the gentleman made a comment, if I can recall correctly there is no maximum amount in the bill which the officers having the authority to bid for the property on behalf of the State, can use as a top figure. Everybody knows that any maximum amount in a bill of this nature would be a ceiling on any bid to be made by the state. Anybody who can read can determine the ceiling by which we are bound.

Mr. MORAN. Mr. Speaker, I went through the buildings with the Committee of Members of the House here yesterday afternoon. I have got to say that these buildings are in wonderful shape; they are substantial buildings. There is a lot of floor space. However, they are wonderful buildings for a manufacturing plant, but I certainly do not think they would make a good place to store records.

I understand that there is feeling among some of the leaders, so-called leaders, here in Harrisburg, that they do not want manufacturing plants to come into this city. It has been rumored that they are worried that they may get a lot of employees here in Harrisburg who might be organized and might work against them politically, and since a lot of them have been getting elected by small margins, this is probably the measure which is worrying them.

The building is also in the flood zone, I understand. I made a lot of inquiries over the town last night and ascertained that records could not be stored in these buildings without making a lot of changes, and the expense would be enormous to do that.

It would mean a loss of taxation to the city of Harrisburg; it would also mean a loss of payroll; it means that the Department of Property and Supplies would at the most employ possibly fifteen people in these buildings. The state at the present time now has a barracks out here on Herr Street, which I understand is quite a plot of ground. There is a corral on it to take care of the horses of the National Guard, and since the National

Guard does not use horses any more, why don't the state make use of this ground? I understand there is plenty of room out there to put up a substantial building that would be suitable for storing records.

Mr. Speaker, I understand that organized labor is absolutely opposed to this bill. I understand that leading citizens of Harrisburg, the majority of them are opposed to this bill. I understand the Chamber of Commerce also is against this bill, and I would ask that Members of this House to vote "no" on this measure.

Mr. ANDREWS. Mr. Speaker, the gentleman from Westmoreland yields to me. I am wondering whether the Member appeared as a result of due process issued by the Majority Leader. (Referring to Member entering Hall of House.)

Mr. BRUNNER. Mr. Speaker, may I inform the gentleman from Cambria that we on this side of the House need not issue any calls to duty. We were all elected, conscious of the fact that we represent our constituents, and with pleasure and complete accord we appear here daily to complete our chores.

Mr. WEISS. Mr. Speaker, proceeding on the supposition that the majority party tends to see that this legislation passes today, may I suggest that as soon as it is passed, and we are definitely against passing it, as soon as it is passed that the leaders would propose to the administration in Washington a postponement of this sale for the coming Friday in order to give the state a chance for a direct buy, as suggested by Representative Brandon, according to the Code, where in such cases it would be possible for the State to get the property at a much less price. Also it gives a chance for development in case we might have some big steel companies interested in purchasing the property.

On the question recurring?

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken.

A verification of the roll was requested by Messrs. Lovett, Weiss and Moran.

The roll was verified and was as follows:

YEAS—111

Altshuler,	Flack,	Kline,	Robertson,
Barkdoll,	Fleming,	Kohl,	Royer,
Baumunk,	Fox,	Kratz,	Sax,
Bednarek,	Frank,	Kurtz,	Scott,
Blair,	Frost,	Leisey,	Shoemaker,
Bomberger,	Gallagher,	Loftus,	Smith, C. C.,
Boorse,	George,	Madigan,	Sollenberger,
Bower,	Gibson,	McCullough,	Spencer,
Breisch,	Goodling,	McKinney,	Stimmel,
Brice,	Graybill,	McMillen,	Stuart,
Brown, W. E.,	Green,	Mikula,	Tahl,
Brunner,	Greenwood,	Miller,	Tompkins,
Cadwalader,	Greer,	Milliken,	Toomey,
Clapper,	Guthrie,	Mintess,	Varner,
Clendenning,	Hall,	Moore, C. E.,	Wachhaus,
Costa,	Harney,	Moore, H. A.,	Wagner,
Dalrymple,	Haudenshield,	Murray,	Waterhouse,
DeLong,	Helm,	Najaka,	Watkins,
Dennison,	Herman,	Neff,	Weidner,
Depuy,	Hewitt,	O'Dare,	Wescott,
Driscoll,	Hocker,	O'Donnell,	Wood,
Dye,	Hoffman,	Orban,	Worley,
Elder,	Jennings,	Price, H. W., Jr.,	Yaffe,
Erb,	Johnson,	Propert,	Yeakel,
Ewing,	Jump,	Reagan,	Young,
Felton,	Keller,	Reilly, J. M.,	Ziegler,
Ferster,	Kemp,	Riley, R. L.,	Sorg,
Firmstone,	Kent,	Robbins,	Speaker

NAYS—76

Amarando,	Harris,	Mihm,	Rovansek.
Andrews,	Heatherington,	Mills,	Scanlon,
Bane,	Hersch,	Monroe,	Schmidt,
Beaver,	Hoggard,	Moran,	Seyler,
Brandon,	Hunter,	Munley,	Smith, W. B.,
Brown, H. S.,	Jenkins,	Musto,	Snider,
Bucchin,	Jim,	Nagel,	Stank,
Cole,	Jones, G. E.,	Needham,	Sternberg,
Conway,	Jones, J. M.,	Nixon,	Swope,
Dougherty,	Kamyk,	Olsen,	Taylor,
Duffy,	Kirley,	Penglase,	Varallo,
Evans,	Kolankiewicz,	Peta,	Wargo,
Filo,	Kondrath,	Petrosky,	Weiss,
Floyd,	Lederer,	Pfaff,	Welsh,
Gaffney,	Leonard,	Posta,	Westrick,
Glembecki,	Limper,	Readinger,	Wheeler,
Good,	Lovett,	Reese,	Williams,
Hagerty,	McGee,	Reynolds,	Yester,
Hamilton,	McNally,	Rosen,	

NOT VOTING—21

Bloom,	Guarnieri,	Polen,	Sarraf.
Boles,	Krise,	Powers,	Schuster.
Breth,	Lee,	Price, R. A.,	Thompson.
Cochran,	McCormack,	Reidenbach,	Verona,
Coleman,	Pentrack,	Rose,	Yetzer,
Cooper,	Pettigrew,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The SPEAKER. For the information of the Members the remaining bills listed on pages 7 and 8 are bills which should be on the Third Reading Postponed calendar. There has been a Printer's error.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 28, entitled:

An Act to further amend sections four thousand three hundred twenty four thousand three hundred twenty-one four thousand three hundred twenty-two four thousand three hundred twenty-three and four thousand three hundred twenty-four of the act approved the twenty-third day of June one thousand nine hundred and thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" further regulating the retirement of firemen on pensions and requiring certain payments to be made to the Firemen's Pension Fund by cities

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 127, entitled:

An Act to amend section two thousand one hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by further limiting the hours of service of paid firemen and drivers regularly employed

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 233, entitled:

An Act validating certain legal proceedings in the course of which official or legal notice has been published in a newspaper which suspended publication for a limited period.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 279, entitled:

An Act to amend sections two thousand two hundred one two thousand two hundred four and two thousand two hundred six of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by authorizing the creation of bureaus of mine inspection and surface support by cities within the bituminous regions and regulating mining and the removal of natural surface support in cities

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 346, entitled:

An Act to further amend sections four and ten of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled "An act imposing a State Tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by increasing the amount of the additional tax and by extending the provisions of the additional tax for a limited time and further providing for the distribution of the additional tax to certain political subdivisions of this Commonwealth with certain conditions

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Mr. ANDREWS. Mr. Speaker, which of the Cadwalader bills are in print?

The SPEAKER. The Chair is informed that all of the bills on the calendar are in print.

Mr. ANDREWS. Mr. Speaker, have they been filed?

The SPEAKER. The Chair is also informed that the bills have been placed on the Members' desks.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 347, entitled:

An Act to reenact and further amend the title and the act approved the fourteenth day of May one thousand nine hundred forty-seven (P. L. 249) entitled as amended "An act to provide revenue by imposing an excise tax

payable by those herein defined as manufacturers and bottlers of bottled soft drinks and syrups as herein defined prepared used sold transported or delivered within the Commonwealth and by others requiring persons as herein defined engaged in the manufacture bottling distribution sale and transportation of syrup and bottled soft drinks to secure permits prescribing the method and manner of evidencing the payment and collection of such tax or assessing the tax conferring powers and imposing duties on the Department of Revenue and those manufacturing bottling distributing selling and transporting syrup or bottled soft drinks and providing penalties" by further regulating the procedure and the jurisdiction of the Department of Revenue and of the Board of Finance and Revenue relative to claims for refunds and by extending the provisions thereof or a further limited period of time

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 348, entitled:

An Act to reenact and further amend the title and the act approved the fourteenth day of June one thousand nine hundred thirty-five (P. L. 341) entitled as amended "An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties" by exempting from its provisions certain sales of cigarettes to patients in Veterans' Administration Hospitals and dealers making such sales making unlawful the possession of cigarettes upon which the tax has not been paid and providing penalties therefor and extending the provisions of the act for a further limited period of time

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 349, entitled:

An Act to further amend section three of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 284) entitled as amended "An act imposing a State tax, payable by those herein defined as manufacturers and by others on malt or brewed beverages used sold transported or delivered within the Commonwealth prescribing the method and manner of evidencing the payment and collection of such tax conferring powers and imposing duties on the Department of Revenue and those using or engaged in the sale at retail or wholesale or in the transportation of malt or brewed beverages taxable hereunder and providing penalties" increasing the rates of certain taxes for a further limited period of time

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 350, entitled:

An Act to reenact and further amend the title and the act approved the sixteenth day of May one thousand nine hundred thirty-five (P. L. 208) entitled as amended "An act to provide revenue for State purposes by imposing an excise tax for a limited period of time on the net incomes of certain corporations joint-stock associations and lim-

ited partnerships providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock associations limited partnerships State and county officers boards and departments making and appropriation and providing penalties" extending the provisions of the act for a further limited period of time

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 351, entitled:

An Act to further amend section twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" postponing the manufacturing exemption with regard to capital stock tax and the franchise tax on domestic and foreign corporations joint-stock associations limited partnerships and companies for a further limited period of time

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 352, entitled:

An Act to further amend section twenty-three of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" by increasing for a further limited period of time the rate of tax imposed upon the gross receipts of certain companies limited partnerships associations joint-stock associations copartnerships and persons

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 353, entitled:

An Act to reenact and amend the title and the act approved the ninth day of June one thousand nine hundred thirty-six (Special Session of one thousand nine hundred thirty-six P. L. 13) entitled "An act imposing an emergency State tax for a limited period of time on liquor as herein defined sold by the Pennsylvania Liquor Control Board providing for the collection and payment of such tax and imposing duties upon the Department of Revenue and the Pennsylvania Liquor Control Board" as previously reenacted and amended by extending the provisions thereof for a further limited period of time

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 114, entitled:

An Act to amend sections six hundred fourteen and six hundred fifteen of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine, (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," relating to

bribery in athletic contests and soliciting or accepting a bribe in athletic contests.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

BILL PASSED OVER

There being no objection, Senate Bill No. 2, Printer's No. 12, was passed over at the request of Mr. ANDREWS.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair desires to welcome a former Member of the House, the gentleman from Cambria, Honorable Walter E. Rose.

RESOLUTION

IN COMMEMORATION OF ABRAHAM LINCOLN

Mr. MINTESS offered a resolution which was read as follows:

In the House of Representatives, February 9, 1949.

So much has been written and said about Abraham Lincoln that today it is impossible to add anything new. Yet, few of us understand this man who attained greatness in simplicity, who not preached but practiced the fundamental law of God. To Lincoln compassion, tolerance, patience and love were not words to be used in a speech, but words to live by. His life from the early days when he educated himself to the day he assumed the highest office in the land, was guided alone by his devotion to simple goodness.

Lincoln was a sad man, the personal frustrations, the turmoil and chaos of his day, the threat to the very life of his country, the greed, caprice, cupidity, avarice and ambition of those about him, all weighed heavily upon him and furrowed his noble brow. But his gentle humor and great patience, together with his total lack of self concern, sustained his perspective and enabled him to see the task before him. He depended upon God for the strength he needed, and he never found it wanting.

What a paradox that our proud and sophisticated people owe so much to this simple, homely backwoodsman, who read his Bible at night, turned the other cheek and loved the sinner. Truly, had Lincoln not lived, our nation would have "perished from the earth". For it was his guiding genius and tremendous ability, tempered by his abiding humility and deep faith in God that enabled him to lead and guide and save from itself, a nation rent asunder and spilling its life blood.

The greatness and simplicity, pride and humility, melancholy and humor, stern justice and compassion that was Lincoln is a heritage to Americans and an ideal every American should strive to emulate. Therefore be it

Resolved, by the House of Representatives, That it interrupt its business and ponder and reflect upon the man who gave his entire life to, and went down in death for, "The People". And in raising its voice in gratitude, speak the only words which, somehow, considering Lincoln, seem appropriate—Thanks, Abe.

On the question,

Will the House adopt the resolution?

Mr. MINTESS. Mr. Speaker, we are privileged to celebrate with divine gratitude the birthday, and to honor with devotion the memory of one of the greatest men who ever lived—Abraham Lincoln.

His humility, his patience, his forthrightness, his courage, his statesmanship shine with a brilliance that passing years cannot efface.

These qualities, even in this far distant day spell-out

the nobleness of character which it becomes all men to emulate.

All Americans honor Abraham Lincoln, but to two groups with which I am identified, his memory has a more intense quality on these occasions.

I speak as a Republican paying honor to the first great leader of his party. I speak as a Negro again voicing undying gratitude for the Emancipation Proclamation.

But, Mr. Speaker, I would say more. Lessons from the life of this great man mean little unless, to use some of his own immortal words, "We take increased devotion" for "Unfinished tasks."

If peace and liberty are not the burning issues of this hour, then, Sir, I am woefully inadequate to read the signs of the time.

Much do we hear these days of extending human rights. To me, human rights mean liberty. Much do we also hear of confidence no longer repose in our party by many citizens.

I would direct the attention of all who are as sincere for their achievement, as to the cause of permanent world peace, to return to the serious prayerful study of the life of Abraham Lincoln.

Stripped of all else the life of Abraham Lincoln depicts just one thing, the scaling of the heights from the depths, on more than one occasion with but one pole star and one precept; right, eternal, everlasting right. This lesson as simple as it is profound is available to us all.

Oh Day of Days

When a decision must be made

When duty calls, and Right

Asserts her ways

No middle ground the path is Bright

He made his Choice, He Choose the Right.

On the question recurring,

Will the House adopt the resolution?

It was unanimously adopted.

RESOLUTION

SYMPATHY EXTENDED TO COMMUNISTIC-CONTROLLED COUNTRIES

Messrs. CONWAY, GALLAGHER, DRISCOLL and McGEE offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and adopted as follows:

In the House of Representatives, February 9, 1949.

Whereas, The entire civilized world was shocked by the trial of Joseph Cardinal Mindszenty and the severe sentence which was imposed by the Communist-controlled court; and

Whereas, The opinion expressed on all sides, is that we have here the best evidence of the intention of the Communists to destroy religion wherever it exists; and

Whereas, The destruction of the freedom of religion is only one of the many freedoms being destroyed by the Communists in every country in which they have control; and

Whereas, Vast numbers of persons in all walks of life in all these countries are obliged to suffer on a scale civilization has never heretofore experienced; therefor be it

Resolved, That the House of Representatives of the Commonwealth of Pennsylvania, mindful of the great crimes and injustices being practiced upon the peoples of the Communistic-controlled countries, hereby expresses its sincere sympathy and hopes the day will not be too far distant when all of their sufferings will have become a memory only, and that they again will be among the free peoples of the world.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. HELM asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. KONDRATH asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him

BILLS INTRODUCED AND REFERRED

By Mr. MADIGAN.

HOUSE BILL No. 431.

An Act to further amend section one thousand two hundred forty-four of the act approved the eighteenth day of May, one thousand nine hundred eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general special or local, or any parts thereof, that are or may be inconsistent therewith," by changing the computation of reimbursement by the Commonwealth.

Referred to the Committee on Education.

By Mr. HARRY W. PRICE, Jr. HOUSE BILL No. 432.

An Act to add section eight hundred twenty point one to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring the use of mudguards or spray deflectors in commercial motor vehicles.

Referred to the Committee on Motor Vehicles.

By Mr. HARRIS.

HOUSE BILL No. 433.

An Act to add a new section to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of ve-

hicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by prohibiting the use of highways to vehicles in which television sets are installed.

Referred to the Committee on Motor Vehicles.

By Mr. HARRIS.

HOUSE BILL No. 434.

An Act to further amend subsection (b) of section one thousand seventeen and add section one thousand seventeen point one to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees, prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," regulating the meeting or overtaking of school buses while taking on or discharging passengers.

Referred to the Committee on Motor Vehicles.

By Messrs. JIM and POSTA.

HOUSE BILL No. 435.

An Act to further amend section twenty of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by prohibiting fishing during a prescribed period, in streams stocked by the Board of Fish Commissioners.

Referred to the Committee on Fisheries.

By Messrs. JIM and POSTA.

HOUSE BILL No. 436.

An Act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court.

Referred to the Committee on Municipal Corporations.

By Mr. HAMILTON.

HOUSE BILL No. 437.

An Act to amend clause (d) of section one thousand two hundred sixteen of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" changing the amount of salary payable to persons on leave of absence.

Referred to the Committee on Education.

By Mr. KOHL.

HOUSE BILL No. 438

An Act to amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by requiring such townships to establish police pension funds in certain cases; and permitting private police pension funds in such townships to elect to transfer their funds to township police pension funds.

Referred to the Committee on Townships.

By Mr. HARRY W. PRICE, Jr. HOUSE BILL No. 439.

An Act providing for the establishment and maintenance of plans to encourage and reward unusual and meritorious suggestions and accomplishments by State employes; imposing duties upon the Executive Board; and making an appropriation.

Referred to the Committee on State Government.

By Messrs. AMARANDO, DOUGHERTY and PETA.

HOUSE BILL No. 440.

An Act to further amend clause (b) of section four of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," prohibiting the requiring of security for repayment of public assistance and cancelling existing obligations.

Referred to the Committee on Welfare.

By Messrs. PETA, AMARANDO and DOUGHERTY.

HOUSE BILL No. 441.

An Act relating to the preparation of a new Constitution of the Commonwealth by a constitutional convention for submission to the electorate, and its adoption or rejection by them and making an appropriation.

Referred to the Committee on Judiciary.

By Mr. TOMPKINS

HOUSE BILL No. 442

An Act making it lawful for the Board of Directors of any railroad company to elect a chairman of said board, in such manner and with such powers and duties and compensation, including pensions, as may be fixed by said Board; making it lawful for the Board of Directors of any such company to select from among their number or from the stockholders, a president and one or more vice-presidents, in such a manner and with such powers and duties and compensation, including pensions, as may be fixed by said Board; making it lawful for the Board of Directors of any such company to provide for the effectiveness of action taken by any such Board in accordance herewith, without further corporate action and notwithstanding any contrary or inconsistent provision in any previously enacted Act or in any existing charter or by-laws of any such company; and for other

Referred to the Committee on Railroads and Railways.

By Mrs. MONROE and Mrs. VARALLO.

HOUSE BILL No. 443

An Act creating a Joint Legislative Committee for the purpose of investigating how and to what extent the Pennsylvania Railroad Company, or any other utility company, or group, operates to divert traffic away from the Port of Philadelphia; providing for its appointment; authorizing the employment of necessary assistants; authorizing the subpoenaing of witnesses and records; and making an appropriation.

Referred to the Committee on Public Utilities.

By Mr. STUART

HOUSE BILL No. 444

An Act to add section six hundred seven point one to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by providing for forfeiture of automobiles used in any illegal transportation in any lottery, gambling, pool-selling or book-making.

Referred to the Committee on Law and Order.

Mr. Messrs. JUMP, BEDNAREK and ROBBINS

HOUSE BILL No. 445

An Act authorizing the Department of Highways to conduct a study and survey to determine the advisability of constructing a bridge across the Susquehanna River between the city of Wilkes-Barre and the borough of Kingston, both situated in Luzerne County.

Referred to the Committee on Highways.

By Messrs. ORBAN and WAGNER

HOUSE BILL No. 446.

An Act to amend section seventeen of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled, as amended "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are practically, and commercially suitable for use in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards, imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by exempting from such tax, liquid fuels used for the operation of stationary engines in agricultural pursuits, and the operation of tractors and machinery used for agricultural purposes other than on

the highways; and providing refunds of taxes paid on such liquid fuels.

Referred to the Committee on Ways and Means.

By Mr. HEATHERINGTON. HOUSE BILL No. 447.

An Act to amend the act, approved the twenty-third day of May, one thousand nine hundred forty-five (P. L. 903), entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities," by making mandatory the establishment of such retirement system and removing the limitation on appropriations by such cities to maintain retirement benefits.

Referred to the Committee on Cities—Third Class.

By Mr. KEMP. HOUSE BILL No. 448.

An Act relating to police pension funds in cities of the second class A and of the third class, boroughs, towns and townships, and directing such political subdivisions to appropriate monies thereto.

Referred to the Committee on Municipal Corporations.

By Mrs. MONROE and Mrs. VARALLO.
HOUSE BILL No. 449.

An Act to promote the welfare of the people of the Commonwealth; constituting certain portions of the Counties of Bucks, Delaware and Philadelphia as the Port of Philadelphia; defining port facilities; creating the Port of Philadelphia Authority as a governmental instrumentality of the Commonwealth of Pennsylvania and as a body corporate and politic with power to acquire, own, lease, construct, improve, equip, develop, furnish, maintain, operate and regulate port facilities in the Port of Philadelphia; authorizing said Authority to lease port facilities owned by it and to fix and collect fees, rentals and charges for the use thereof; conferring certain additional powers and imposing certain duties on said Authority; authorizing and regulating the issuance of bonds by said Authority and providing for the payment thereof and the rights of the holders thereof; constituting such bonds, legal investments in certain instances; making such bonds exempt from taxation; authorizing said Authority to enter into agreements with the Government of the United States or any Federal Agency granting the right of eminent domain; providing that no debt of the Commonwealth or of the City of Philadelphia shall be incurred in the exercise of any of the powers granted by this act; and making an appropriation.

Referred to the Committee on City and County—First Class.

By Messrs. CHARLES C. SMITH and KURTZ.
HOUSE BILL No. 450.

An Act to further amend the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "An act relating to nonprofit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain

local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by further defining the scope of the act, and by authorizing nonprofit medical service corporations to provide services by doctors of osteopathy to subscribers.

Referred to the Committee on Insurance.

By Messrs. KURTZ and CHARLES C. SMITH.
HOUSE BILL No. 451.

An Act to further amend the act, approved the twenty-seventh day of June, one thousand nine hundred thirty-nine (P. L. 1125), entitled "An act providing for the regulation and supervision of non-profit medical service corporation organized to provide medical services to subscribers of low income by the Department of Health and the Insurance Department, and defining the functions of such departments with respect thereto; authorizing certain departments, commissions, officers, and other agencies of the State and its political subdivisions to subscribe, under certain circumstances, to the medical service plan of such corporations on behalf of persons of low income; prescribing legal investments for the fund of such corporations, and the rights of doctors of medicine to register with such corporations; conferring authority on the Department of Health and on the Insurance Commissioner, each within its own sphere of lawful activity, to regulate and supervise such corporations; conferring certain rights, powers, duties, and immunities upon such corporations and their officers and members; prescribing the conditions on which such corporations may exercise their powers; exempting such corporations from taxation; prohibiting any person, co-partnership, association, common law trust or corporation, except a non-profit medical service corporation, from providing medical services on a non-profit plan in return for prepayment, periodical, or lump sum payments; providing penalties for the violation of, and mandatory and injunctive relief for the enforcement of, the provisions of this act," by including in the plan "doctors of osteopathy" and further defining "medical services."

Referred to the Committee on Insurance.

By Mrs. VARALLO. HOUSE BILL No. 452.

An Act to amend section one of the act, approved the eighteenth day of July, one thousand nine hundred thirty-five (P. L. 1168), entitled "An act requiring cities of the first class to allow members of the police departments twenty-four consecutive hours of rest each week, except in emergency cases," by providing for a forty hour week, with certain exceptions.

Referred to the Committee on City and County—First Class.

By Mr. WACHHAUS. HOUSE BILL No. 453.

An Act to further amend clause (c) of section nine of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance,

pensions for the blind, old age assistance, and the State Emergency Relief Board," by increasing pensions of blind persons.

Referred to the Committee on Welfare.

By Messrs. HELM, STUART and SCOTT.

HOUSE BILL No. 454.

An Act to further amend the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof, providing revenue to establish and maintain the same, and the method of collecting such revenue and repealing all laws, general, special or local, or any parts thereof that are or may be inconsistent therewith" by further providing for the minimum compensation and increments of members of the teaching and supervisory staffs of school districts and vocational school districts, county superintendents, assistant county superintendents, supervisors of special education and district superintendents, and repealing certain provisions of said act.

Referred to the Committee on Education.

By Messrs. McMILLEN and HELM.

HOUSE BILL No. 455.

An Act to further amend the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws, general, special or local, or any parts thereof that are or may be inconsistent therewith" by further regulating reimbursement by the Commonwealth.

Referred to the Committee on Education.

By Messrs. KONDRATH, POSTA and BUCCHIN.

HOUSE BILL No. 456.

An Act to repeal clause (d) of subsection (2) of section six of the act approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168), entitled "An act to protect the right of employees to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State Government, and courts; providing for the right of employees to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employees be the exclusive representatives of all the employees; authorizing the board to conduct hearings and elections, and certify as to representatives of employees for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," eliminating cer-

tain picketing from definition of unfair labor practices by labor organizations.

Referred to the Committee on Labor Relations.

By Messrs. HAGERTY and CONWAY.

HOUSE BILL No. 457.

A Joint Resolution proposing an amendment to article eight section one of the Constitution of the Commonwealth of Pennsylvania reducing the age limit of electors.

Referred to the Committee on Judiciary.

By Mr. CHARLES C. SMITH. HOUSE BILL No. 458.

A Joint Resolution proposing an amendment to article nine, section eight of the Constitution of the Commonwealth of Pennsylvania.

Referred to the Committee on Judiciary.

By Messrs. FERSTER and GRAYBILL.

HOUSE BILL No. 459.

An Act to further amend sections two, four hundred seven, four hundred eight (a) and four hundred eleven of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (1933-34, P. L. 15), entitled as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by further clarifying the definition of the word "club"; fixing the license fee thereof; removing the provision that the action of the quarter sessions court shall be final and bringing club bar hours within those of other licensees.

Referred to the Committee on Liquor Control.

By Messrs. REAGAN, BOORSE, SWOPE and WOOD.

HOUSE BILL No. 460.

An Act to reenact, amend and revise the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto."

Referred to the Committee on Townships.

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows:

SENATE BILL No. 182.

An Act providing for the acquisition by the Department of Property and Supplies in the name of the Common-

wealth of certain land in Dauphin County for use of the various State departments boards and commissions and making an appropriation

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 55.

An Act to further amend clause (b) of section fifty and section two hundred sixty-five of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth further providing for the number of openings in minnow traps

SENATE BILL No. 182.

An Act providing for the acquisition by the Department of Property and Supplies in the name of the Commonwealth of certain land in Dauphin County for use of the various State departments boards and commissions and making an appropriation

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

LEHMASTERS HIGH SCHOOL WELCOMED

The SPEAKER. The Chair welcomes to the House at this time the tenth grade pupils of the Lehmasters High School of Franklin County. They are the guests of the gentleman from Franklin, Mr. Barkdoll.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 104.

An Act to add clause (k) to section one thousand three hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," incorporating certain functions of the State Council of Education now provided for by other legislation repealed hereby.

Referred to the Committee on Education.

SENATE BILL No. 101.

An Act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto.

Referred to the Committee on Education.

DEMOCRATIC CAUCUS

There will be a meeting of the Democratic Caucus on Monday, February 14, 1949, at 3:00 p. m. in the Old House Caucus Room.

ADJOURNMENT

Mr. WILLIAM E. BROWN. Mr. Speaker, I move that this House do now adjourn until Monday, February 14, 1949, at 4:30 p. m.

The motion was agreed to, and (at 11:56 a. m.) the House adjourned.

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., MONDAY, FEBRUARY 14, 1949.

No. 13.

SENATE

MONDAY, February 14, 1949

The Senate met at 4:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant Governor Daniel B. Strickler) in the Chair.

PRAYER

In the absence of the Chaplain, prayer was offered by Dr. WALLACE L. GALLUP, Regional Director, National Conference of Christians and Jews.

Eternal God, our Father, who has made of one blood all the peoples of the earth to dwell together in justice, amity and brotherhood, give us, we pray Thee, a new and lofty conception of ourselves, of each other, of this Commonwealth, and of our Country.

May we never forget that we are the servants of the State and that the State is the servant of the people. Keep us, we pray Thee, from the sins of bigotry and hatred, and furnish our minds and strengthen our hands with the ideals of justice, of good will and of brotherhood. Direct us in all our thinking and in all our planning that we might honor Thee and ourselves and so make our best contributions to the welfare and the happiness of all our people, our neighbors here and there around the world.

In the name of one common God, the God of this one world, we pray. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. LETZLER, further reading was dispensed with, and the Journal was approved.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

APPROVED AND SIGNED SENATE BILL No. 182,
PRINTER'S No. 21

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 9, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 182, Printer's No. 21, entitled, "An Act providing for the acquisition by the Department of Property and Supplies in the name of the Commonwealth of certain land in Dauphin County for use of the various State departments boards and commissions and making an appropriation."

JAMES H. DUFF

NOMINATIONS BY THE GOVERNOR

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 14, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Herman H. Knies, 501 Northumberland Street, White Haven, Luzerne County, for appointment as Justice of the Peace in and for the Borough of White Haven, Luzerne County, until the first Monday of January, 1950, vice Adam L. Knies, deceased.

JAMES H. DUFF

MEMBER OF THE PENNSYLVANIA STATE BOARD OF CENSORS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 14, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John Clyde Fisher, Sharon, Mervet County, for reappointment as a Member of the Pennsylvania State Board of Censors, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

JAMES H. DUFF

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 14, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

CHESTER COUNTY

J. Gibson McIlvain, Jr. (Republican), Old Kings Highway, Downingtown, Chester County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment).

MONTOUR COUNTY

Cyrus K. Shultz (Democrat), R. D. 2, Danville, Montour County, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice Frank J. Connolley, Danville, resigned.

Fred W. Howe (Republican), 316 East Market Street, Danville, Montour County, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice Jerome C. Fetzer, Danville, resigned.

William J. Williams (Republican), 18 West Mahoning Street, Danville, Montour County, to serve until December 31, 1950, and until his successor is duly appointed and qualified, vice Mrs. Mary Peifer, Danville, whose term expired.

WARREN COUNTY

Floyd G. Carter (Republican), 118 Central Avenue, Warren, Warren County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment)

JAMES H. DUFF

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. LORD, JR. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on February 14, 1949.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 14, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation.

ARMSTRONG COUNTY

H. C. Howard, Kittanning.

BERKS COUNTY

Mrs. Arlene F. Sternbergh, Reading.

BUTLER COUNTY

Julius Erdos, Butler.

CHESTER COUNTY

John E. Giantonio, Tredyffrin Twp., Paoli.

CLEARFIELD COUNTY

Miss Anna J. Gallan, Ramey.

CUMBERLAND COUNTY

Miss Crystal I. Sowers, Shippensburg.

DELAWARE COUNTY

Edw. Rittenhouse, Lansdowne.

LACKAWANNA COUNTY

Miss Angela M. Giancarlo, Scranton.

LYCOMING COUNTY

R. C. Whitelock, Muncy.

PHILADELPHIA COUNTY

Edwin B. Lyman, 2032 Commercial Trust Bldg.
Miss Carolyn M. McKeever, 603 Independence Bldg.
Miss Lillian Weiss, 1540 Phila. Saving Bldg. (7)

WESTMORELAND COUNTY

Michael Zsembik, Derry.

YORK COUNTY

Mrs. Arlene Crowell, York.

To compute from dates set opposite their names.

PHILADELPHIA COUNTY

Harry Keiser, 5425 Euclid Ave., February 23, 1949.

YORK COUNTY

Miss Mary E. Bowman, York, February 23, 1949.

MONTGOMERY COUNTY

George Scherff, Ambler, March 1, 1949.

CLINTON COUNTY

Francis R. Windfelder, Renovo, March 2, 1949.

GREENE COUNTY

Miss Beatrice C. Dole, Waynesburg, March 2, 1949.

NORTHAMPTON COUNTY

James B. Reilly, Easton, March 2, 1949.

PHILADELPHIA COUNTY

Frank J. Clarke, 6909 Torresdale Ave., March 2, 1949.
I. Gordon Peterson, 1340 Rising Sun Ave., March 2, 1949.

BUCKS COUNTY

Ralph A. Keller, Perkasio, March 3, 1949.

NORTHAMPTON COUNTY

Rolland R. Schreib, Easton, March 3, 1949.

ADAMS COUNTY

Miss Rhoda Breighner, Gettysburg, March 5, 1949.

BERKS COUNTY

Howard W. Body, Amity Twp., Yellow House, March 5, 1949.

CRAWFORD COUNTY

Walter W. Ehrgott, Meadville, March 5, 1949.

ERIE COUNTY

Miss Viola M. Kuchler, Erie, March 5, 1949.

LACKAWANNA COUNTY

Teresa M. Cawley, Scranton, March 5, 1949.

MONTGOMERY COUNTY

William F. Xandre, Pennsburg, March 5, 1949.

NORTHAMPTON COUNTY

Raymond C. Hughes, Pen Argyl, March 5, 1949.

PHILADELPHIA COUNTY

Miss Margaret M. Toland, 3027 Cottman Ave., March 5, 1949.

NORTHAMPTON COUNTY

R. Kenneth Ace, Bangor, March 6, 1949.

WESTMORELAND COUNTY

Miss Helen E. Anderson, Ligonier, March 6, 1949.

YORK COUNTY

Miss Hilda V. Bose, York, March 6, 1949.

ALLEGHENY COUNTY

Miss J. Mabel Smith, Pittsburgh, 1735 Brighton Place, March 7, 1949.

CAMBRIA COUNTY

G. Martin Fox, Johnstown, March 7, 1949.

LEBANON COUNTY

William G. Harbach, Lebanon Independent, March 7, 1949.

PHILADELPHIA COUNTY

L. Northrop Castor, 8047 Frankford Ave., March 7, 1949.
Joseph Fisher, 419 S. 8th St., (47), March 7, 1949.

SCHUYLKILL COUNTY

Mrs. Catharine S. Foster, Mahanoy City, March 7, 1949.

WESTMORELAND COUNTY

Miss Catharine Harris, Monessen, March 7, 1949.

YORK COUNTY

Clarence P. Gnau, York, March 7, 1949.

PHILADELPHIA COUNTY

Mark Abrahams, Suite 517, 1528 Walnut St., March 8, 1949.

DAUPHIN COUNTY

C. Sylveter Jackson, Harrisburg, March 9, 1949.

ARMSTRONG COUNTY

Miss Mary Josephine Rhodes, Kittanning, March 10, 1949.

LACKAWANNA COUNTY

James F. McCabe, Carbondale, March 11, 1949.

PHILADELPHIA COUNTY

Mrs. Freda Schaefer Bopp, 333 E. Cheltenham Ave., March 11, 1949.

Louis S. Rubin, 531 Vine St., March 14, 1949.

LACKAWANNA COUNTY

Mrs. Anna S. Grüber, Scranton, March 15, 1949.

McKEAN COUNTY

Melvin L. Carlson, Kane, March 19, 1949.

ALLEGHENY COUNTY

Mrs. Margaret A. Small, Pittsburgh, 167 Frick Bldg. Annex (19), March 26, 1949.

CHESTER COUNTY

Miss Elizabeth C. Ford, West Chester, March 27, 1949.
Edwin D. Baldwin, Downingtown, March 28, 1949.

DAUPHIN COUNTY

Miss Eva Zimmerman, Harrisburg, March 31, 1949.

JAMES H. DUFF.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 14, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation:

ALLEGHENY COUNTY

Miss Margaret Abmayr, Avalon.
Miss Marietta R. Bruno, Avalon.
Miss Angeline Mamula, Pittsburgh, 3414 5th ave.
S. A. Molinda, Pittsburgh, 1221 Investment Bldg.
Mrs. Helen U. Raab, Pittsburgh, 2602 Grant Bldg. (19)
Mrs. Hilda Friedman Talenfeld, Pittsburgh, 1436 5th ave. (19).
Miss Muriel Wilson, Pittsburgh, 5037 2nd Ave. (7).
Ralph W. Wright, Pittsburgh, 1001 House Bldg. (22).
Mrs. LaVaughn Todd, Aliquippa.

BEDFORD COUNTY

Mrs. Ruth D. Long, South Woodbury Twp., New Enterprise.

BERKS COUNTY

Hiram W. Kissinger, Reading.
Paul F. Lanshe, Reading.

CAMBRIA COUNTY

James F. Wildeman, Barnesboro.

FAYETTE COUNTY

Anthony Krempasky, Jr., Georges Twp., R. D. 1, Smithfield.
W. D. Nedrow, Connellsville.

LACKAWANNA COUNTY

Dominick A. Musso, Scranton.
Mrs. Alice C. Williams, Scranton.

LANCASTER COUNTY

Miss Catherine J. Falvey, Lancaster.
Mrs. Mary H. Trump, Lititz.

LEHIGH COUNTY

William R. Mayo, Bethlehem.
Albert Schlager, Slatington.

LUZERNE COUNTY

Miss Mildred Fischman, Wilkes-Barre.
Mrs. Marie K. Feldman, Wilkes-Barre.
Joseph J. Redington, Forty Fort.

PHILADELPHIA COUNTY

Mrs. Mabel S. Conlow, Phila., 9th Fl., Yellow Cab Bldg. (23).

Mrs. Catherine Fullaway, Phila. Lewis & Ashland Sts. (24).

Miss Blanche Hackman, Phila., 23 S. 52nd St. 7th Fl.
Mrs. Anne C. Koehler, Phila., 473 Deveraux Ave. (11).
H. J. McDermott, Phila., 100 Bethlehem Pike, (18).
Edward J. Miskiel, Phila., 5101 Torresdale Ave.

SCHUYLKILL COUNTY

Jonathan M. Walborn, Orwigsburg.

WASHINGTON COUNTY

William C. Pringle, Monongahela.
Miss Margaret M. Sawchuck, Washington.

WESTMORELAND COUNTY

Ralph H. Easton, Scottdale.
Arthur J. White, Scottdale.

YORK COUNTY

Mrs. Madeline M. Dull, York.
Mrs. Mary Ethel Yohe, York.

To compute from dates set opposite their names.

WESTMORELAND COUNTY

Arnold Weimer, Unity Twp., St. Vincent College,
Latrobe, February 17, 1949.

BEDFORD COUNTY

Mrs. Lillian R. Feight, Bedford, February 19, 1949.

LEBANON COUNTY

E. E. Meyr, Lebanon, February 19, 1949.

ALLEGHENY COUNTY

Mrs. Grace N. Jones, Pittsburgh, 529 Union Trust
Bldg. (19), February 25, 1949.

CHESTER COUNTY

Sister M. Helen Joannes, East Whiteland Twp., Im-
maculata, February 26, 1949.

PHILADELPHIA COUNTY

James J. Collins, Phila., 1315 Walnut St., February
26, 1949.
H. A. Cannon, Phila., 611 Victory Building, February
27, 1949.

To compute from March 1, 1949.

ALLEGHENY COUNTY

F. D. Evans, Pittsburgh, 2500 Koppers Bldg.

BEAVER COUNTY

Curtis P. Sims, Aliquippa.

To compute from March 2, 1949.

ALLEGHENY COUNTY

Harry J. Reick, Pittsburgh, 5803 Center Ave. (6).

BERKS COUNTY

Norman R. Field, Reading.
Robert W. Haag, Reading.

DAUPHIN COUNTY

Mrs. Anna I. Adams, Gratz.
Miss Vernie Brinton, Harrisburg.

DELAWARE COUNTY

George Schwartz, Upper Darby Twp., Upper Darby.

FAYETTE COUNTY

Searight R. McCormick, Uniontown.

LANCASTER COUNTY

M. M. Garman, Lancaster.
I. E. Shoop, Elizabethtown.

LEHIGH COUNTY

Miss Blanche I. Bowman, Allentown.

LUZERNE COUNTY

Mrs. Marie T. Corgan, Luzerne.
Miss Anna L. McLaughlin, Wilkes-Barre.

MONTGOMERY COUNTY

Miss Teresa C. Garramone, Jenkintown.
Laurence R. Stevenson, Lower Moreland Twp.,
Bethayres.
Frank S. Talarico, Lower Merion Twp., Ardmore.

NORTHAMPTON COUNTY

Miss Claire G. LaVelle, Easton.

PHILADELPHIA COUNTY

M. F. Gormley, Phila., 6000 Alma St. (24).
Horace A. C. Kopp, Phila., 2405 N. 5th St.
John F. Maguire, Phila., 5111 Frankford Ave. (24).
Joseph Moore Phila., 6524 N. 17th St. (24).

VENANGO COUNTY

Miss V. V. Brecht, Franklin.

WASHINGTON COUNTY

Mrs. Mabel E. Trower, Washington.
Miss Eva A. Zimmerman, Washington.

To compute from March 3, 1949.

ALLEGHENY COUNTY

Matthew Gazdik, Pittsburgh, 1214 Investment Bldg.

MONTGOMERY COUNTY

Stanley H. Snyder, Pennsburg.
Mrs. Helen L. Wean, Norristown.

PHILADELPHIA COUNTY

Miss Beatrice G. Lutz, Phila., Lincoln-Liberty Bldg.
Harold G. Pile, Phila., 73rd. & Woodland Ave. (42).

WARREN COUNTY

Miss Eunice J. Alexander, Warren.

WASHINGTON COUNTY

Miss E. Jane Colborn, Charleroi.

WESTMORELAND COUNTY

Miss Elizabeth Kortright, Mount Pleasant.

To compute from March 4, 1949.

BEDFORD COUNTY

Luther J. Ahlburn, Hyndman.

MERCER COUNTY

C. G. Harshaw, Grove City.

To compute from March 5, 1949.

ALLEGHENY COUNTY

C. J. Brutscher, Pittsburgh, 629 Kirtland St. (8).
Miss M. P. Ferguson, Pittsburgh, 307 4th Ave. (22).
Miss J. M. McLain, Pittsburgh, 1732 Oliver Bldg.
Miss Minnie C. Rankin, Pittsburgh, 4400 Forbes St. (13).

BERKS COUNTY

E. H. Adams, Reading.
J. Victor Grim, Reading.
Mrs. Margaret M. Snyder, Reading.

BUCKS COUNTY

J. Freeman Loux, Quakertown.

COLUMBIA COUNTY

LeRoy W. Creasy, Bloomsburg.

CUMBERLAND COUNTY

Miss Ruth A. Greider, Carlisle.

DAUPHIN COUNTY

Miss F. I. Gallagher, Harrisburg.

DELAWARE COUNTY

Matthew Rankin, Chester.

ERIE COUNTY

Miss Marion E. Taylor, North Girard.

LACKAWANNA COUNTY

J. Wesley Allgood, Scranton.
John Ryczak, Mayfield.

LANCASTER COUNTY

William S. Bixler, Manheim Twp., Union Stock Yards,
Lancaster.

LEBANON COUNTY

Miss Myrtle F. Cramer, Lebanon.

LEHIGH COUNTY

Miss Helen A. Huver, Allentown.

LUZERNE COUNTY

John H. Doran, Wilkes-Barre.

MERCER COUNTY

Miss Anna C. Hart, Sharon.

MONTGOMERY COUNTY

Miss Belle Berman, Upper Hanover Twp., Pennsburg.
George B. Hallowell, Lower Moreland Twp., Hunt-
ingdon Valley.
Henry C. Swartley, Lansdale.

PHILADELPHIA COUNTY

Mrs. Maude E. Baker, Phila., 1209-11 W. Oxford St.
Leo M. Brichta, Phila., 1315 Cherry St. (7).
Miss K. D. Flanagan, Phila., 1600 Widener Bldg. (6).
Robert L. Goode, Phila., 3713 Germantown Ave.
Mrs. E. R. Hackett, 2nd Fl., Packard Bldg. (1).
Wilbert A. Klopfe, Phila., 1448 E. Luzerne St. (24).
Miss Catherine G. Magee, Phila., 225 S. 15th St.
Connell J. McGill, Phila., 5203 Germantown Ave. (44).
Harry Rademan, Phila. 667 N. Broad St.
Miss Edith Reeves, Phila. 1420 Phila. Saving Fund
Bldg.
Martin Rosenthal, Phila., 16th Fl., Mkt. St. Natl. Bank
Bldg.

SCHUYLKILL COUNTY

Mrs. Estella Johnson, Minersville.

UNION COUNTY

Mrs. Miriam B. Snyder, Mifflinburg.

WARREN COUNTY

Miss Alice E. Davis, Warren.
Miss Beulah Dunkle, Warren.
Miss Ruth M. Karr, Warren.

WAYNE COUNTY

Mrs. Dorothy Edwards, Waymart.

WESTMORELAND COUNTY

Albert Chenet, Latrobe.

YORK COUNTY

Robert E. Hamm, Codorus Twp., R. 1, Brodbeck.

Frank J. Minet, York.
Fred J. Mumma, York.

To compute from March 6, 1949.

ALLEGHENY COUNTY

Walter E. Payne, Pittsburgh, 116 Beltzhoover Ave.

BERKS COUNTY

William E. Beidler, Reading.

CAMBRIA COUNTY

Mrs. Katherine M. Hall, Johnstown.

CARBON COUNTY

Miss Rose R. Watkins, Mauch Chunk.

CRAWFORD COUNTY

Geo. A. Smith, Meadville.

DAUPHIN COUNTY

Miss Katherine E. Beightol, Harrisburg.

ERIE COUNTY

Mrs. E. B. Felton, Erie.
G. J. Radov, Erie.

LANCASTER COUNTY

Ethelbert Miller, Marietta.

McKEAN COUNTY

Miss Lucille Henretty, Bradford.

MONTGOMERY COUNTY

Frank C. Hiltner, Conshohocken.

PHILADELPHIA COUNTY

Miss E. Virginia Fones, Phila., 128 S. 10th St.
Mrs. Edna H. Gerdine, Phila., 1127 Fidelity-Phila.
Trust Bldg.

VENANGO COUNTY

L. H. Kistler, Oil City.

To compute from March 7, 1949.

ALLEGHENY COUNTY

Charles W. Clark, Bellevue.
Charlie B. Davis, Clairton.
J. C. Fix, Pittsburgh, 901 Bingham St.
E. Burdette Robinson, Homestead.

BEAVER COUNTY

H. C. Clark, Aliquippa.

BUTLER COUNTY

Mrs. J. E. Potts, Butler.

CHESTER COUNTY

Norman T. Grubb, West Chester.

LACKAWANNA COUNTY

Mrs. Rena F. Bell, Scranton.

LANCASTER COUNTY

David L. Landis, Elizabethtown.

LEHIGH COUNTY

Mrs. Lillian M. Grebs, Bethlehem.
Miss Mabel E. Moyer, Slatington.

LYCOMING COUNTY

Earl W. Cohick, Williamsport.

PHILADELPHIA COUNTY

Mrs. Florence E. Achey, 6444 Germantown Ave., (19).
Clifford P. Allen, 3rd, 2515 Germantown Ave.
John H. Cooling, 3037 Fanshaw St., (24).
John H. Hosking, 1414 Commonwealth Bldg.
Edward H. Meyer, 1531 Orthodox St., (24).
William B. Stocum, 1411 Chestnut St.
William G. Streit, 3427 Kensington Ave., (34).

YORK COUNTY

Roy L. Geesey, York.
Ephraim C. Sheffer, York.

To compute from March 8, 1949.

PHILADELPHIA COUNTY

Mrs. Lillian E. Altman, 5725 Virginian Rd., (41).
Miss Margaret M. Sher, 1807 Pine St.

UNION COUNTY

John A. Beard, Mifflinburg.

WASHINGTON COUNTY

R. E. Plunkett, Houston.

To compute from March 9, 1949.

ALLEGHENY COUNTY

C. Gibson Shaw, McKeesport.
John F. White, Pittsburgh, 1536 Oliver Bldg.

CUMBERLAND COUNTY

Mrs. Myrtle V. Milleisen, Mechanicsburg.

ELK COUNTY

Miss Wilda G. Irwin, Ridgway.

LANCASTER COUNTY

Harry H. Esbenschade, Lancaster.

SCHULYKILL COUNTY

Peter Stec, Gilberton.

WESTMORELAND COUNTY

Miss Madeline DeBone, Greensburg.
H. G. English, Vandergrift.

To compute from March 10, 1949.

BERKS COUNTY

Curtis J. Weaver, Reading.

LEBANON COUNTY

Miss Jane E. Wolfe, Lebanon.

LUZERNE COUNTY

Miss Lorraine E. Meiss, Wilkes-Barre.

NORTHAMPTON COUNTY

Jas. K. Worman, Bath.

PHILADELPHIA COUNTY

Mrs. Catherine R. Greany, 4922 City Ave., (31).
Miss Margaret M. Heffernan, 4001 Gilham St., (35).
Miss Helen I. McCloskey, 2d Fl., 215 S. Broad St., (7).

WESTMORELAND COUNTY

Curtis L. Feather, Latrobe.

To compute from March 11, 1949.

BERKS COUNTY

Miss Mabel L. Hafer, Reading.

MONTGOMERY COUNTY

John Durante, Norristown.

NORTHUMBERLAND COUNTY

Ralph L. Belford, Milton.

To compute from March 12, 1949.

ALLEGHENY COUNTY

Miss M. C. Young, Duquesne.

LANCASTER COUNTY

Mrs. Mary S. Reisinger, Columbia.

PHILADELPHIA COUNTY

Samuel M. Drew, 5039 Locust St., (39).
A. Robinson, 854 N. Broad St.
Alfred J. Snyder, 1144 Fidelity-Phila. Bldg., (9).

WASHINGTON COUNTY

Miss Elinor C. Monnick, Washington.

To compute from March 13, 1949.

COLUMBIA COUNTY

Mrs. Zora E. Bower, Berwick.

PHILADELPHIA COUNTY

Miss Mae E. Dwyer, 1406 Broad-Locust Bldg., (2).
Herman E. Schnaebale, 3110 N. Broad St.

To compute from March 14, 1949.

DELAWARE COUNTY

Miss Margaret M. Mahoney, Chester.

PHILADELPHIA COUNTY

Miss Dorothy L. Vollmer, 1949 E. Passyunk Ave.

To compute from March 15, 1949.

ALLEGHENY COUNTY

David M. Simon, West View.

COLUMBIA COUNTY

D. G. Fetterholf, Catawissa.

To compute from dates set opposite their names.

BRADFORD COUNTY

J. I. Morley, Athens, March 16, 1949.

PHILADELPHIA COUNTY

Horace M. Burton, 601 Commercial Tr. Bldg., March 16, 1949.

COLUMBIA COUNTY

J. Paul Laubach, Benton, March 17, 1949.

PHILADELPHIA COUNTY

Miss Helen K. Cake, 501 Broad St. Station, March 17, 1949.

ALLEGHENY COUNTY

Mrs. Emma L. Vandermast, Pittsburgh, 404 County Office Bldg., (10), March 18, 1949.

INDIANA COUNTY

Mrs. Rowena D. Galbreath, Indiana, March 18, 1949.

LYCOMING COUNTY

Clyde E. Carpenter, Jersey Shore, March 18, 1949.

BERKS COUNTY

Miss Florine L. Leshar, Reading, March 19, 1949.

LUZERNE COUNTY

Louis A. Iannuzzo, Dupont, March 19, 1949.

NORTHAMPTON COUNTY

Paul P. Ruyak, Bethlehem, March 20, 1949.

CAMERON COUNTY

Moses H. Weinstein, Emporium, March 21, 1949.

PHILADELPHIA COUNTY

Vernon Stanton, 4421 Germantown Ave., March 21, 1949.

WESTMORELAND COUNTY

E. van Ameringen, New Kensington, March 21, 1949.

ALLEGHENY COUNTY

Miss Margaret Webster, Braddock, March 22, 1949.

YORK COUNTY

Royce Kohr, York, March 22, 1949.

ALLEGHENY COUNTY

H. W. Bowman, Pittsburgh, 400 Equitable Gas Co. Bldg., March 24, 1949.

Harry J. Saltzer, Duquesne, March 24, 1949.

PHILADELPHIA COUNTY

Mrs. Elizabeth L. Lenz, 480 Kingsley St., (28), March 24, 1949.

SOMERSET COUNTY

Leroy L. Ingraham, Windber, March 24, 1949.

COLUMBIA COUNTY

Harry S. Barton, Bloomsburg, March 25, 1949.

LACKAWANNA COUNTY

Miss Mary Duffy, Scranton, March 25, 1949.

MERCER COUNTY

Miss Louise Spears, Grove City, March 25, 1949.

POTTER COUNTY

B. L. Langworthy, Shinglehouse, March 25, 1949.

ELK COUNTY

Mrs. Beatrice B. Smith, St. Marys, March 26, 1949.

ERIE COUNTY

Miss Mary Catherine O'Brien, Erie, March 26, 1949.

PHILADELPHIA COUNTY

Bernard Markovitz, 749 Drexel Bldg., March 26, 1949.

WESTMORELAND COUNTY

Mrs. Virginia Hall Ross, Greensburg, March 26, 1949.

BUTLER COUNTY

Miss Sadie B. McCullough, Butler, March 27, 1949.

PHILADELPHIA COUNTY

Miss Reba E. Joachim, 939 Land Title Bldg., March 27, 1947.

ALLEGHENY COUNTY

William A. Fabricius, Pittsburgh, 525 Wm. Penn Place, (30), March 28, 1949.

LEHIGH COUNTY

Mrs. Jean D. Petrie, Allentown, March 28, 1949.

ALLEGHENY COUNTY

George P. Vogeley, Pittsburgh, 545 Wm. Penn Place, March 29, 1949.

MONTGOMERY COUNTY

Chas. H. Peacock, Jr., Lower Merion Twp., Wynnewood, March 29, 1949.

A Clarence Emery, Norristown, March 31, 1949.

PHILADELPHIA COUNTY

A. Carp, 416 Walnut St., (6), March 31, 1949.

Geo. M. McNulty, 1820 Chestnut St., (3), March 31, 1949.

JAMES H. DUFF.

CONSIDERATION OF NOTARIES PUBLIC

A motion was made by Mr. LORD, JR. and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr.	Geltz,	McPherson, Jr.,	Tallman,
Barrett,	Haluska,	Meade,	Tarr,
Berger,	Hare,	Neff,	Toole,
Blass,	Holland,	Pechan,	Wade,
Chapman,	Homsher,	Peelor,	Wagner,
Crowe,	Kephart,	Robinson,	Walker,
Dent,	Lane,	Rosenfeld,	Watkins,
Diehm,	Leader,	Ruth,	Watson,
DiSilvestro,	Letzler,	Scarlett,	Wolfe,
Doehla,	Lord,	Snowden,	Wood, L. H.,
Donlan,	Mahany,	Stevenson,	Wood, T. N.,
Farrell,	Mallery,	Stiefel,	Yosko,
Frazier,			

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

JUDGE TROUTMAN PRESENTED TO SENATE

The PRESIDENT. The Chair takes pleasure in calling the attention of the Senate to the fact that Judge Troutman, an ex-Senator from Northumberland, is in the Hall of the Senate.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. LORD, JR. from the Committee on Executive Nominations reported with a favorable recommendation the following nominations, made by His Excellency, the Governor, which were laid on the table:

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 8, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

Thomas C. Kelly, R. D. 1, Harmony, Butler County, as Justice of the Peace in and for the Township of Jackson, Butler County, until the first Monday of January, 1950, to fill a vacancy.

John D. McHugh, Little Meadows, Susquehanna County, as Justice of the Peace in and for the Borough of Little Meadows, Susquehanna County, until the first Monday of January, 1950, vice J. L. Jones, deceased.

JAMES H. DUFF

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 9, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

CARBON COUNTY

Mrs. Anna Jones (Republican), 127 South 7th Street, Lehigh, Carbon County, to serve until December 31, 1949, and until her successor is duly appointed and qualified, vice Mrs. Dorothy L. Humphries, resigned.

NORTHAMPTON COUNTY

Miss Catharine McGrath (Democrat), 616 Paxinosa Avenue, Easton, Northampton County, to serve until December 31, 1949, and until her successor is duly appointed and qualified, vice Francis J. Gafford, Easton, resigned.

JAMES H. DUFF

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 8, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

ARMSTRONG COUNTY

William J. Binder (Democrat), Ford Street, Ford City, Armstrong County, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice Joseph Kamer, Ford City, resigned.

Todd K. Glenn (Republican), Penn Glenn Oil Company, Leechburg, Armstrong County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment)

Jean P. Turping (Republican), 107 West High Street, Kittanning, Armstrong County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment)

BLAIR COUNTY

Mrs. Virgie M. Cowan (Republican), Claysburg, Blair

County, to serve until December 31, 1951 and until her successor is duly appointed and qualified. (Reappointment)

Rev. Richard J. Walsh (Democrat), 1405 Fifth Avenue, Altoona, Blair County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment)

POTTER COUNTY

Mrs. Lilah C. Wandall (Republican), Coudersport, Potter County, to serve until December 31, 1949, and until her successor is duly appointed and qualified, to fill a vacancy.

Henry C. James (Republican), Genesee, Potter County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment)

SCHUYLKILL COUNTY

Daniel H. H. Lengel (Republican), 114 North 16th Street, Pottsville, Schuylkill County, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice Archie D. Straughn, Shenandoah Heights, deceased.

Miss Ann Noragong (Republican), 222 Market Street, Tamaqua Schuylkill County, to serve until December 31, 1951, and until her successor is duly appointed and qualified. (Reappointment)

Harvey Luckenbill (Democrat), Pinedale, Orwigsburg, Schuylkill County, to serve until December 31, 1951, and until his successor is duly appointed and qualified, vice Mrs. Martha Haley, Pottsville, resigned.

JAMES H. DUFF.

REPORT FROM COMMITTEE

BILL RE-REFERRED

Mr. STEVENSON, from the Committee on Local Government, reported as committed, Senate Bill No. 187, entitled:

An Act to further amend section two of the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions, and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing, and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act," adding new routes in McKeesport Allegheny County.

which was re-referred to the Committee on Highways.

REMARKS MEMORIALIZING ABRAHAM LINCOLN

The PRESIDENT. Gentlemen of the Senate, the time has arrived when this body will pay tribute to a former President of the United States of America, Abraham Lincoln, whose birthday was celebrated on Saturday of last week.

Being ever mindful of the important part he played in connection with the affairs of Pennsylvania during the

days of The Civil War, His pictures and portraits are displayed in this Capitol and a number of them in the Hall of this Chamber.

Two members of the Senate will speak in tribute to Abraham Lincoln, and I take pleasure in calling upon the gentleman from Armstrong, Senator Pechan, as the first speaker of the afternoon.

Mr. PECHAN. Mr. President. As a Freshman in the Pennsylvania State Senate I can think of no other honor that could come to me, greater than that of the opportunity to extol, in my humble way, the life and actions of this great republican—this great champion of personal liberty and exponent of American Democracy, Abraham Lincoln. We interrupt, momentarily, our normal pursuits today to honor an American citizen who served his country with complete devotion.

On the anniversary of the birth of this great President who held the Union together during a period of strife and struggle in our nation's history we think of him as the Great Emancipator and the friend of the lowly and humble people of the land. Actually, the contributions of Lincoln to American life and popular government were far greater and more complex than the stories of his Civil War leadership as told in history books.

Abraham Lincoln was perhaps the first outstanding American leader who was powerful enough in influence and strong enough in the qualities of leadership to implement the doctrines of Thomas Jefferson and set in motion the proper vehicle for a government based on liberalism and progressive action.

Modern Democrats often claim that they are Jefferson Democrats and all of us respect and admire their choice of leadership. Jefferson was a great American—far-sighted in his vision of the political future, kindly and understanding toward human needs and liberal in his thinking. In the book "Political Parties of Today" by Prof. Arthur N. Holcombe of Harvard University we read that the foundation for the Republican party was laid by Thomas Jefferson 70 years before its actual appearance as a party. It was Jefferson who gave expression to the principles on which the Republican party is founded, and this was recognized early by that great Republican leader, Abraham Lincoln. Lincoln publicly subscribed to the principles of Jefferson.

When Lincoln undertook to campaign for the United States Senate in opposition to Douglas the famous series of Lincoln-Douglas debates gave him an opportunity to assert leadership in his party and expound the liberal platform which led him to the White House and established as a course of future action for his party along lines of liberal and progressive action.

We are proud and happy that the traditions of Abraham Lincoln have not been forgotten by the millions who carry the standard of Republicanism today.

We see these same theories of progressive liberalism, as first expounded in the Republican party by Abraham Lincoln and carried to greater fulfillment by such distinguished political leaders as Gov. Duff being stressed in the national picture. I refer, of course, to the remarks of Gov. Thomas E. Dewey, the titular head of the Republican party, who started nation-wide Lincoln Day observances with this explanation of his views, and I quote: "Our party has solemnly declared that we believe whole-heartedly in unemployment insurance, in old-age

assistance on an increased basis, in broader social security generally, in slum clearance and public housing, in public development of our water power resources, in farm price supports, in vigorous protection of the rights of labor."

This sounds like a page out of the book from Gov. Duff's long established and well known party platform. It harkens back to the fearless and humane leadership of that great American whose name has been inscribed upon the glorious pages of history and whose life provided the youth of the nation with an ideal they might well emulate. Abraham Lincoln was a man who stands out in American history because he possessed great qualities of leadership, sympathy with human misery and a desire to fit the functions of government to the needs of the people. This desire to have the government serve the people rather than the people serve the government has been an outstanding characteristic of democracy and is in sharp contrast to foreign developments which strive for dictatorship and seek to relegate the mass of the people to a position of secondary importance to that of the state.

If Lincoln were living to day I am sure he would be in the forefront of those who challenge the right of government by tyranny and the principle that the rights of man must be subjected to the welfare of the state. We in America have learned that through liberty, democracy and equality a nation can reach its highest mark of achievement and the dignity of man may be preserved.

The Poet Shakespeare has written:

Some men are born great,

Some achieve greatness,

And some have greatness thrust upon them.

It is not my privilege to classify Abraham Lincoln in his proper category. History has placed him there with universal unanimity accorded to no other American citizen, living or dead. He achieved greatness. He was born in adverse circumstances. Nancy Lincoln gave birth to her boy baby in a log cabin on a wilderness trail in the frontier State of Kentucky in 1809. Modern hospitals, agents of mercy and trained attendants that are the rightful heritage of every American mother today, were unknown in those perilous times. It was a time when the fittest survived, and only to 45 years of life instead of the 67 years that is the normal expectancy of every individual in our great country today.

In the standards of those days, he was not ill-fed, ill-clothed or ill-housed. He was not born in a hopeless environment. It was a time when the commandments for survival were, "Eat it up, wear it out, make it do."

Abraham Lincoln's formal education was negligible compared with present day standards. He did not have the advantages of college training and guidance. He was, however, taught early in life that that self-discipline and hard work were essential to solid character. He was also told that the privilege for self government involved the responsibility of self support.

Abraham Lincoln recognized no class in America. He was so engrossed in the principles of a democracy that he would tolerate only those principles that would make a better America. He was a common man and loved the

common man, but he loved his country above all. He believed in the Capitalistic system and abhorred an ism that detracted from the democratic way of life. He believed and he knew that in this country opportunity was open to all.

I could spend hours speaking on the virtues of Abraham Lincoln. Because of his humility-kindness-generosity and understanding he lives in our hearts. His life, as the years increase, stands out as a marble statute to direct us in everything that is right and good. His actions and his life will be an inspiration for everything that smacks of Americanism in years to come.

And as I come to the end of this brief message I call upon the members of this body to give thought to the life and works of this great man and join in thought with Josiah Gilbert Holland that America may ever be blessed with Honest Leaders in High places.

"God, give us Men! A time like this demands

Strong minds, great hearts, true faith and ready hands;

Men whom the lust of office does not kill;

Men whom the spoils of office cannot buy;

Men who possess opinions and a will;

Men who have honor; men who will not lie;

Men who can stand before a demagogue

And damn his treacherous flatteries without winking!

Tall men, sun-crowned, who live above the fog

In public duty and in private thinking;

For while the rabble, with their thumb-worn creeds,

Their large professions and their little deeds,

Mingle in selfish strife, lo! Freedom weeps,

Wrong rules the land and waiting Justice sleeps."

As we celebrate the birthday of Abraham Lincoln we pledge ourselves again to uphold the principles for which he stood and face with courage the future regardless of the dangers or hardships involved. We shall not succumb to the wiles of persuasive propaganda nor the blustering threats of those who parade their armed might in the hope of intimidating us and destroy our will to preserve the fundamental tenets of free government.

Abraham Lincoln has shown us the way. We will not desert his leadership. The words of that great champion of democracy still ring out to inspire us to meet the tests which lie ahead!

Thank you.

The PRESIDENT. The Chair thanks the gentleman from Armstrong, Senator Pechan. The second speaker of the afternoon is the gentleman from Philadelphia, Senator Stiefel.

Mr. STIEFEL. Mr. President and members of the Senate, there are two key points to my address, one is that the immortality of Abraham Lincoln consists in the fact that he was the greatest exegete of that immortal document, the Declaration of Independence, and the second one is that even greater than the menace of totalitarianism is the menace of futilitarianism, a word coined from the word "futile."

I am indeed grateful to the leadership of the Senate of Pennsylvania for the signal honor which was again bestowed upon me to deliver one of the Lincoln Day addresses during the current session of the General Assembly.

The core of America's strength is the invincible courage, inventive genius and glorious traditions of our people, our greatest menace is the feeling of futility and despair which holds in its talons many parts of the world and may some day attempt an invasion of our land.

In a world torn asunder by a global clash of ideas, beset by the machinations of "Totalitarianism" from without and cankered by "Futilitarianism" from within, the American Creed, as preached and demonstrated by Abraham Lincoln, spells a Message of hope, solace, succor and steadfastness to a perplexed humanity.

With the Euroasian Sphinx-bear casting his ominous shadow athwart Democracy's path of advancement, the enslaved and downtrodden masses the world over are lifting today their eyes to the towering figure of America's Great Emancipator and Martyr-President and offering their fervent prayers for the victory of the Lincoln tradition of integrity, simplicity, equality, freedom through law and constructive humanitarianism. In this age of insecurity and apprehension Abraham Lincoln becomes the Guide of the Perplexed and the Helmsman of Mankind's Soul.

The Lincoln Legend is blessed not only with immortality but also with eternal youth—it sprouts annually a succulent literature dealing with Lincoln and hundreds of editorials containing timely evaluations of his leadership and spirit.

Preparatory to this address I have compiled a number of excerpts from Lincoln Day editorials which appeared in 1947 and 1948 in some of the leading newspapers of the nation. These gems of condensation contain classic summaries of the essence of Lincolnism.

"Wherever his story has been told, his deeds recounted, it has brought new hope."—Tampa Morning Tribune.

"He loved his country better than any of its component parts."—The Wichita Eagle.

"He had a sense of mission rather than of self."—New York Times.

"The spirit of Lincoln is as universal as his character is enduring."—The Indianapolis News.

"No country is more greatly blessed than one which has known the spiritual inspiration of such a leader."—The Knoxville Journal.

"As we had need of Lincoln's leadership in time of crisis we have need of his wisdom, tolerance and example in all our years."—Oakland Tribune.

"His humility was personal; he lacked nothing of faith in his convictions or in the future of a united nation."—The (Philadelphia) Evening Bulletin.

"A gigantic figure emerges, and one which personifies independence and freedom."—The (Cincinnati) Enquirer.

"Lincoln lives immortally because he was of those rare human beings, a glorified spirit, who passes his days in passionate love for humanity."—The (New York) Daily Mirror.

"We revere his memory for the inherent goodness of the man, the wisdom of his counsel and the humanity of his administration."—Los Angeles Evening Herald, and Express.

"He was a true liberal—a believer in American ideals and constitutional rights—an unostentatious exponent of true religion."—The Salt Lake Tribune.

"Abraham Lincoln was a rare combination of the idealistic and the practical."—The El Paso Times.

"For millions of Americans he is the flowering of the best in our civilization and our political systems."—The (Allentown) Morning Call.

"The strength of Abraham Lincoln was in his unsurpassing gentleness. History has no figure to whom he is comparable, save one."—The (Portland) Oregonian.

"The value of the Lincoln tradition is that it challenges us to do as he did—to face the issues of our time with courage, patience, humility, and wisdom."—The Des Moines Register.

"He developed himself as an individual, but as an individual he identified himself with the mass of humanity."—The (Dallas) Times Herald.

"A confused and distraught world sorely needs a revival of the wisdom of 'Homely Abe,' that the common man everywhere may be treated with dignity."—The Miami Herald.

The clash of ideas which is underlying the current global cold war is not the product of our era—it dates back to the inception of our Republic, when the Declaration of Independence set into motion the liberating concepts of freedom and equality. Because these concepts are universal any war that is fought for their preservation is a world-war and not a local or civil war. This is the reason why our Civil War was a world-war as its diplomatic reverberations revolved around a combat between the favored classes of the caste system and the Common People of the world. Palmerston of England was fully aware of the global aspects of America's Civil War—attuned to the wishes of the interventionists in England who wanted to see a dismembered America, he was also aware of the sympathies of the cotton mill workers of Lancashire whose sympathies were with the North.

By commemorating the birthday of our Martyr-President, in accordance with the noble traditions of this august body, and by rededicating ourselves to the lofty principles of American Democracy, so pointedly enunciated by him, we will again stress and underscore the political ideology of our great Nation for the preservation whereof we are now enmeshed in a global cold war.

The original definition of this ideology born on the soil of Pennsylvania and in the City of Brotherly Love set into motion dynamic forces that become the torchbearers of mankind and shapers of its destiny. Embodied in our Declaration of Independence, which Charles Sumner so aptly called "that title-deed of the human race", our American political ideology began its triumphal march "per aspera ad astra" and its sustained advance that marked the birth and emergence of our Republic, as the vanguard of mankind.

The crystallization of this ideology is a long process that dates back to the first shot at Lexington and the final phases whereof are now beginning to emerge perceptibly from the amorphous cataclysm of the present world-crisis.

In 1861, Abraham Lincoln redefined the concepts of "Life, Liberty and Pursuit of Happiness" of the Declaration of Independence by stating that there would be no cessation in "the struggle for maintaining in the world that form and sustenance of government whose leading object is to elevate the condition of men; to lift artificial

weights from all shoulders; to clear the paths of laudable pursuit for all; to afford all an unfettered start and a fair chance in the race of life."

Lincoln's epoch-making redefinition of the basic principles of the Declaration of Independence not only enkindled the zeal of America but also fired the imagination of the masses abroad. Lincoln's masterful pen was blessed with the distilled political wisdom of free men everywhere and at every time. His understanding of people is still unsurpassed. Not only did he clearly see the meaning of Democracy, but he was able to convey it to the rest of us, so that we too could understand and bask in its warmth.

Lincoln's letter of January 19, 1863 "to the Workingman of Manchester" was one of the master-moves of American diplomacy that neutralized the British sympathizers of the South. With a pen dipped in the spirit of the Declaration of Independence Lincoln stated *inter alia* as follows:

"I know and deeply deplore the sufferings which the workmen at Manchester, and in all Europe, are called to endure in this crisis. It has been often and studiously represented that the attempt to overthrow this government, which was built upon the foundation of human rights, and to substitute for it one which should rest exclusively on the basis of human slavery, was likely to obtain the favor of Europe. Through the action of our disloyal citizens, the working-men of Europe have been subjected to severe trials, for the purpose of forcing their sanction to that attempt. Under the circumstances, I cannot but regard your decisive utterances upon the question as an instance of sublime Christian heroism which has not been surpassed in any age or in any country. It is indeed an energetic and re-inspiring assurance of the inherent power of truth, and of the ultimate and universal triumph of justice, humanity and freedom."

Lincoln's redefinitions of the principles of the Declaration of Independence clearly show that he was the greatest exegate of that immortal document.

Today we are confronted with a struggle similar in the underlying principles to the issues of the Civil War, but far more perplexing because of its global dimensions. The present titanic global cold war hinges upon one question: Whether or not this world can exist "half-free and half-slave."

If Lincoln were here today he would combat totalitarianism by making the Declaration of Independence a cosmopolitan document and by teaching the Euroasian continent that the individual is the theme-center of the world and that states are mere creatures to insure his liberty and protect his equality.

Democracy is invincible as long as we are steadfast and brave. And lest we deviate from the course chartered by Lincoln for future generations of Americans let us forever remember his sagacious advise:

"Neither let us be slandered from our duty by false accusations against us, nor frightened from it by menaces of destruction to the government, nor of dungeons to ourselves. Let us have faith that right makes might, and in that faith let us to the end dare to do our duty as we understand it."

THE PRESIDENT. Thank you very much, Senator Stiefel.

Both of these addresses will be printed in the Journal.

BILLS INTRODUCED AND REFERRED

Mr. FARRELL read in his place and presented to the Chair Senate Bill No. 252, entitled:

An Act to amend the title and to further amend sections three and nine of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 808) entitled "An act providing for the use of the Pennsylvania Industrial School at Huntingdon as an institution for the reception, care, maintenance, detention, employment, and training of defective delinquents; authorizing the preparation and equipment (including necessary construction) of the institution for such purposes, either by the Department of Property and Supplies or The General State Authority, and authorizing the necessary leases or conveyances for this purpose; changing the name of the Board of Trustees of Pennsylvania Industrial School; providing for the commitment and transfer of such persons to such institution and discharge therefrom; conferring powers and imposing duties on the aforesaid board of trustees, the Department of Welfare, and courts; and imposing certain charges on counties," by providing for the reception, care, maintenance, detention, employment, and training of psychopathic delinquents.

Which was committed to the Committee on Public Health and Welfare.

He also read in his place and presented to the Chair Senate Bill No. 253, entitled:

An Act to further amend section seven hundred twenty-three of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by enlarging the power of cities to tax certain vehicles.

Which was committed to the Committee on Highways.

Mr. HOMSHER (By request) read in his place and presented to the Chair Senate Bill No. 254, entitled:

An Act to amend section one thousand six hundred nine of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing that pupils may be excused from instruction in sex hygiene and kindred subjects.

Which was committed to the Committee on Education.

Mr. CROWE read in his place and presented to the Chair Senate Bill No. 255, entitled:

An Act to further amend section five of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 284), entitled as amended "An act imposing a State tax, payable by those herein defined as manufacturers and by others, on malt or brewed beverages used, sold, transported, or delivered within the Commonwealth; prescribing the method and manner of evidencing the payment and collection of such tax; conferring powers and imposing duties on the Department of Revenue, and those using or engaged in the sale, at retail or wholesale, or in the transportation of malt or brewed beverages taxable hereunder; and providing penalties," by providing for the allowance of discounts to certain purchasers of tax stamps or crowns.

Which was committed to the Committee on Law and Order.

He also read in his place and presented to the Chair Senate Bill No. 256, entitled:

An Act placing certain persons holding offices or positions in the Bureau of Employment and Unemployment Compensation within the civil service of the Commonwealth; fixing their status, and repealing inconsistent acts.

Which was committed to the Committee on Labor and Industry.

He also read in his place and presented to the Chair Senate Bill No. 257, entitled:

An Act to further amend section four hundred twelve of the act approved the twenty-ninth day of November one thousand nine hundred thirty-three (1933-34 P. L. 15) entitled as amended "An act to regulate and restrain the sale manufacture possession transportation importation traffic in and use of alcohol and alcoholic and malt or brewed beverages conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents the Department of Public Instruction other officers of the State government courts and district attorneys authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises and the granting of licenses subject to local option to sell such beverages for consumption on and off the premises forbidding importation or bringing of such beverages into the State except as herein provided prohibiting certain sales or practices in connection with and transactions in such beverages by licensees and others providing for the forfeiture of certain property making disposition of other receipts from State stores and of fees and imposing penalties" increasing the quantity of malt or brewed beverages which may be sold in a single sale by certain licensees for consumption off the premises.

Which was committed to the Committee on Law and Order.

Mr. BLASS read in his place and presented to the Chair Senate Bill No. 258, entitled:

An Act prohibiting the operation of a public address system or similar sound equipment on any truck or motor vehicle upon the highways of this Commonwealth and prescribing penalties therefor.

Which was committed to the Committee on Highways.

Mr. DOEHLA read in his place and presented to the Chair Senate Bill No. 259, entitled:

An Act to amend subsection (e) of section four of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of

electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by increasing the compensation in certain cases.

Which was committed to the Committee on Elections.

Mr. LETZLER read in his place and presented to the Chair Senate Bill No. 260, entitled:

An Act to amend section nine of the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1410), entitled "An act to fix the salaries and compensation of the judges of the Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County, certain associate judges not learned in the law, and repealing certain acts inconsistent herewith," providing living expenses for judges sitting in other districts, and increasing their per diem compensation.

Which was committed to the Committee on Judiciary General.

Mr. LLOYD H. WOOD read in his place and presented to the Chair Senate Bill No. 261, entitled:

An Act to add section two thousand three hundred fifteen point one to the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by empowering the Department of Welfare to authorize certain construction for patients' or inmates' stores out of appropriated moneys or certain other funds.

Which was committed to the Committee on Public Health and Welfare.

Mr. FRAZIER read in his place and presented to the Chair Senate Bill No. 262, entitled:

An Act relating to collection of taxes on real property in cities of the first class; limiting the time for commencing suit to enforce personal liability for such taxes.

Which was committed to the Committee on Judiciary General.

Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 263, entitled:

An Act to amend the title and sections one and two of the act, approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1161), entitled "An act to provide for the prompt, peaceful and just settlement of labor disputes between public utility employers engaged in furnishing electric, gas, water and steam heat services to the public and their employes which cause or threaten to cause strikes, lockouts, slowdowns or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service; providing procedures for the adjustment and settlement of such disputes; declaring that the public policy of the Commonwealth requires the continuation without cessation, of such public utility services; and providing means, including regulations, affecting the rights, powers and privileges of employers and employes for the enforcement of such public policy, and providing penalties," by bringing within the provisions of this act public utility employers and employes engaged in furnishing transportation to the public.

Which was committed to the Committee on Labor and Industry.

Mr. WOLFE read in his place and presented to the Chair Senate Bill No. 264, entitled:

An Act to amend subsection (b) of section five of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by increasing the maximum number of terms which may be served by members of county boards of assistance.

Which was committed to the Committee on State Government.

Mr. DONLAN read in his place and presented to the Chair Senate Bill No. 265, entitled:

An Act to further amend the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employee's retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties" by requiring the retirement board to submit annual statements to contributors.

Which was committed to the Committee on State Government.

Messrs. PECHAN and LANE read in place and presented to the Chair Senate Bill No. 266, entitled:

An Act to further amend section two of the act, approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes; and in cities co-extensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purpose," by further regulating the returns of taxable property and the payment of taxes by certain taxpayers under the provisions of said act.

Which was committed to the Committee on Judiciary General.

Mr. YOSKO read in his place and presented to the Chair Senate Bill No. 267, entitled:

An Act authorizing the Pennsylvania Liquor Control Board to construct and purchase warehouses and making an appropriation.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 268, entitled:

An Act creating a Joint Legislative Committee for the purpose of reviewing and examining the fiscal affairs of the various departments, boards and commissions; requiring the use of standard forms of reports, disposing of questionable items and apparent irregularities therein; making recommendations as to needed legislation; providing for the appointment of the members thereof; authorizing the employment of necessary assistants and empowering the Committee to subpoena witnesses, and records, and making an appropriation.

Which was committed to the Committee on State Government.

Mr. STIEFEL read in his place and presented to the Chair Senate Bill No. 269, entitled:

An Act authorizing the conveyance of the interest of either spouse to the other without the joinder of the other, of such spouse's interest in real estate which is held by them as tenants by the entireties; and validating any such conveyances formerly made.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 270, entitled:

An Act providing for the oral examination of judgment debtors for the purpose of discovering whether such persons have property which may be made subject to execution on the judgment and conferring powers to compel attendance and examination of such persons upon courts of record.

Which was committed to the Committee on Judiciary General.

Mr. STEVENSON read in his place and presented to the Chair Senate Bill No. 271, entitled:

An Act providing for the creation and incorporation as municipal corporations of metropolitan districts by cities of the third class, boroughs, towns, and townships to carry

out certain of their governmental functions in a more efficient manner; prescribing the officers and powers and duties of such districts and the duties of participating municipalities; and conferring jurisdiction on courts of quarter sessions in connection therewith.

Which was committed to the Committee on Local Government.

Mr. HALUSKA read in his place and presented to the Chair Senate Bill No. 272, entitled:

An Act to amend section two hundred sixteen of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to non-profit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations "by permitting cemetery companies under certain conditions to use part of the principal fund accumulated for perpetual care

Which was committed to the Committee on Corporations.

Mr. LANE read in his place and presented to the Chair Senate Bill No. 273, entitled:

An Act to reenact the title and section one of the act approved the twentieth day of April one thousand eight hundred seventy-four (P. L. 11) entitled "An act to enable the officers of dissolved corporations to convey real estate held by such corporations" as amended.

Which was committed to the Committee on Corporations.

He also read in his place and presented to the Chair Senate Bill No. 274, entitled:

A Joint Resolution proposing an amendment to section one article nine of the Constitution of the Commonwealth of Pennsylvania providing for graduated inheritance taxes.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Messrs. LANE, HARE and TARR read in place and presented to the Chair Senate Bill No. 275, entitled:

An Act establishing in the high school of the public school system of the Commonwealth a uniform standard program of motor vehicle driver-training under the supervision of the Department of Public Instruction prescribing the type and character of assistance which may be supplied to the local school districts therefor defining the duties and requirements of the local school districts in obtaining such assistance and making an appropriation

Which was committed to the Committee on Education.

They also read in place and presented to the Chair Senate Bill No. 276, entitled:

An Act authorizing and directing the Secretary of Revenue to issue a single registration plate and stickers or stickers alone for each motor vehicle commencing with the registration year one thousand nine hundred fifty making lawful the operation of a motor vehicle for which the same have been issued and making an appropriation of certain moneys accruing to the Commonwealth as a result thereof.

Which was committed to the Committee on Highways.

They also read in place and presented to the Chair Senate Bill No. 277, entitled:

An Act to further amend subsection (a) of section seven hundred thirteen of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for an increase in the fee for a learner's permit.

Which was committed to the Committee on Highways.

Messrs. CHAPMAN and STIEFEL read in his place and presented to the Chair Senate Bill No. 278, entitled:

An Act to establish regulatory measures and licensures for stated institutions, and to make available to such institutions for scientific investigation, experiment or instruction, unclaimed and unredeemed dogs and cats impounded in public pounds in any city, county, borough or township within the Commonwealth.

Which was committed to the Committee on Public Health and Welfare.

Mr. CHAPMAN read in his place and presented to the Chair Senate Bill No. 279, entitled:

An Act to further amend the act, approved the third day of June, one thousand nine hundred eleven (P. L. 639), entitled, as amended, "An act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania; and providing a Bureau of Medical Education and Licensure as a bureau of the Department of Public Instruction, and means and methods whereby the right to practice medicine and surgery and any of its branches may be obtained, and exemptions therefrom; and providing for an appropriation to carry out the provisions of said act, and providing for revocation and suspension of licenses by said bureau; and providing penalties for violation thereof, and repealing all acts or parts of acts inconsistent therewith," by bringing the practice of osteopathy and osteopathic surgery within the provisions of this act; providing for the admission into the practice of osteopathy of all students now enrolled in colleges of osteopathy who successfully complete their studies therein; protecting the rights of osteopaths and osteopathic surgeons to continue their respective practices;

and making provision for osteopaths and osteopathic surgeons to become licensed practitioners in medicine and surgery under this act.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 280, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by abolishing the State Board of Osteopathic Examiners and the Osteopathic Surgeons' Examining Board and by adding to the membership of the State Board of Medical Education and Licensure, at least one member from the Pennsylvania Osteopathic Association.

Which was committed to the Committee on State Government.

TIME OF NEXT MEETING

Mr. CROWE, offered the following resolution, which was twice read, considered and agreed to:

In the Senate, February 14, 1949.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, February 21, 1949, at four o'clock, p. m., E. S. T.; and when the House of Representatives adjourns this week it reconvene on Monday, February 21, 1949, at four-thirty o'clock, p. m., E. S. T.

• Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. MALLERY. Mr. President, I second the motion. The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

CALENDAR

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 10, as follows:

An Act to amend section one of the act approved the twenty-first day of March one thousand nine hundred five (P. L. 46) entitled "An act authorizing the municipalities of the Commonwealth to vacate in whole or in part all streets lanes and alleys within their corporate limits laid out by this Commonwealth whenever the same or the portion to be vacated shall have remained unopened for a continuous period of thirty years next preceding such vacation" eliminating the requirement that the portion vacated shall have remained unopened for thirty years and providing that vacated portions shall not be any part of a State Highway route and validating vacations heretofore made

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twenty-first day of March one thousand nine hundred five (P. L. 46) entitled "An act authorizing the municipalities of the Commonwealth to vacate in whole or in part all streets lanes and alleys within their corporate limits laid out by this Commonwealth whenever the same or the portion to be vacated shall have remained unopened for a continuous period of thirty years next preceding such vacation" is hereby amended to read as follows

Section 1 Be it enacted &c That the municipalities of the Commonwealth shall have the power and authority to vacate in whole or in part all streets lanes and alleys within their corporate limits laid out by this Commonwealth [whenever the same or the portion to be vacated shall have remained unopened for a continuous period of thirty years next preceding such vacation] Provided That the portion vacated shall not be any part of a State highway route

Section 2 All street vacations in whole or in part made by any municipality in this Commonwealth of streets lanes and alleys laid out by the Commonwealth prior to the effective date of this amendment are hereby validated notwithstanding that said streets lanes and alleys so vacated in whole or in part had not remained unopened for a continuous period of thirty years next preceding such vacation Provided That such vacations have otherwise complied with the requirements of law

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Geltz,	McPherson, Jr.,	Tallman,
Barrett,	Haluska,	Meade,	Tarr,
Berger,	Hare,	Neff,	Toole,
Blass,	Holland,	Pechan,	Wade,
Chapman,	Homsher,	Peelor,	Wagner,
Crowe,	Kephart,	Robinson,	Walker,
Dent,	Lane,	Rosenfeld,	Watkins,
Diehm,	Leader,	Ruth,	Watson,
DiSilvestro,	Letzler,	Scarlett,	Wolfe,
Doehla,	Lord,	Snowden,	Wood, L. H.,
Donlan,	Mahany,	Stevenson,	Wood, T. N.,
Farrell,	Mallery,	Stiefel,	Yosko,
Frazier,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 17, as follows:

An Act to amend section seven of the act approved the eleventh day of June one thousand nine hundred forty-one (P. L. 101) entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near Irwin in Westmoreland County the western terminus of the turnpike heretofore constructed by said Commission to a point on the western boundary line of the Commonwealth of Pennsylvania touching on the State of Ohio or the State of West Virginia and conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds exempt from taxation constituting such bonds legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions upon which such turnpike shall become free providing for grade separations grade changes and relocation and restoration of public roads and State highways affected by the turnpike providing for condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds" by providing for salaries for appointed members of the Commission

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section seven of the act approved the eleventh day of June one thousand nine hundred forty-one (P. L. 101) entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near Irwin in Westmoreland County the western terminus of the turnpike heretofore constructed by said Commission to a point on the western boundary line of the Commonwealth of Pennsylvania touching on the State of Ohio or the State of West Virginia and conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds exempt from taxation constituting such bonds legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions upon which such turnpike shall become free providing for grade separations grade changes and relocation and restoration of public roads and State highways affected by the turnpike providing for condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds" is hereby amended by adding at the end thereof a new subsection to read as follows

Section 7 * * * * *

(d) The chairman of the commission shall receive an annual salary of five thousand five hundred dollars (\$5,500.00) and the other appointed members of the commission shall each receive an annual salary of four thousand dollars (\$4,000.00) payable in monthly installments solely from funds provided under the authority of this act payment to begin when such funds shall have been provided

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time,
On the question,

Will the Senate agree to the bill on third reading?

Mr. TARR. Mr. President, I desire to interrogate the gentleman from Allegheny, Senator Walker.

The PRESIDENT. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. WALKER. I will, Mr. President.

Mr. TARR. Senator Walker, for the information of the members of the Senate, I would like to know at the present time the number of Turnpike Commissioners.

Mr. WALKER. I understand there are three, Mr. President.

Mr. TARR. And the salary of the Turnpike Commissioners at the present time, is what, Senator Walker?

Mr. WALKER. Mr. President, the Chairman of the Commission is paid a salary of \$6500 a year, and the other two members are paid a salary of \$6000 per year.

Mr. TARR. Senator Walker, at the time of the creation of the Turnpike Commission, before the addition of the eastern terminus, I believe that the Turnpike Commissioners were paid a lesser salary, is that correct?

Mr. WALKER. Mr. President, at the time just before the eastern extension was put on, the members were paid \$5000 a year, and when the eastern extension was put on, the salary of the Chairman of the Commission was raised to \$6500, and the salary of the other members of the Commission was raised to \$6000. This bill would become effective if and when the western terminus of the Turnpike would be opened up and the bonds sold, and then this increase would become effective.

Mr. TARR. Mr. President, I wish to thank the gentleman from Allegheny.

It is not my intention to stand here for a long time this afternoon and make any prolonged address concerning a raise in salaries for members of any branch of the government. However, it seems to me that the approach to the increase in salary for the members of this Commission is all wrong. The Superintendent of Highways in the Commonwealth of Pennsylvania, according to the Pennsylvania manual, receives \$12,000 a year for the management of forty thousand miles of roads. We know that at the present time, the Turnpike can not be much over 200 miles, because that is all the length we have in the state. Notwithstanding the fact, under this act, the Chairman of the Turnpike Commission will receive somewhat more than \$12,000 and his aids would receive \$10,000, comparing that with the heads of the other departments of the Commonwealth, I believe that is just a little bit too much money.

I understand that they have a lot of work to do—I understand that they must meet at least twice a month. I know that they do not have as much work to do as the Lieutenant-Governor of this Commonwealth and his salary at the present time is \$8000 a year. I know that they would not have much more work to do than a Senator of the Commonwealth of Pennsylvania, and his salary still remains \$3000 for two years. Now, if we are going to increase salaries of heads of departments when they take on more mileage and more work, then I believe it is time we go back and revise our whole system of payment. Every time we have more children in the schools, we should raise the salary of the Superintendent of Pub-

lic Instruction; every time that we have more to do as Senators, I believe we should go back then and raise our salaries from the \$4.00 per day which we receive as the expeditors of this billion dollar budget.

I would not like to see anyone get any less money, because I, on this side, am keeping my eye open for a little more money.

I am going to ask that we give due consideration to the precedent that we are setting, by voting an increase to the Turnpike Commissioners solely on the basis that we are extending a road. Are we or future Senators or future members of the General Assembly going to be asked to increase the salaries of these Commissioners every time they put on a piece of new road? If so, I would say it would be time for us to start to give the Superintendent of Highways an increase every time we build a new inch of road, and that we give the Senators of Pennsylvania an increase in salary every time we pass a new bill. It seems that if we do not stop somewhere on this method of financing our different departments, we are going to get back to just where we started.

Mr. WALKER. Mr. President, I am inclined to agree with the gentleman from Fayette, that I do not want to prolong the evening's discussion, but as the gentleman from Fayette knows, this salary raise comes out of the funds that are obtained by the Turnpike Commission from the tolls. I can appreciate his concern about salary raises. I had a somewhat similar reaction when I read the first bills that passed the 81st Congress, and I know just exactly how he feels.

Mr. President, I think his reference to the Secretary of Highways is intended well, but as I understand it, some of the fiscal experts here in the Senate have already prepared and introduced a bill that attempts to make more equitable the salaries of those public officials that are concerned with the intricate details of running our government, and I think he will find that those will be adjusted as time marches on.

I appreciate his concern over the cost of government, and I assure him that those of us on this side will always join with him in this problem.

Mr. TARR. Mr. President, I hope I did not leave the impression with the gentleman from Allegheny that I was more concerned with the salary of the Highway Superintendent than my own.

Mr. WALKER. Mr. President, I might say I also am concerned about the salary paid to the gentleman from Fayette, but my concern arises from an entirely different source.

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—41

Barr,	Donlan,	Letzler,	Scarlett,
Barrett,	Farrell,	Lord,	Stevenson,
Berger,	Frazler,	Mahany,	Tallman,
Blass,	Geltz,	Mallery,	Wade,
Chapman,	Haluska,	McPherson, Jr.,	Wagner,
Crowe,	Hare,	Meade,	Walker,

Dent,
Diehm,
DiSilvestro,
Doehla,

Holland,
Homsher,
Kephart,
Leader,

Pechan,
Peelor,
Robinson,
Ruth,

Watkins,
Watson,
Wolfe,
Wood, L. H.,
Wood, T. N.,

NAYS—8

Lane,
Neff,

Rosenfeld,
Snowden,

Stiefel,
Tarr,

Toole,
Yosko,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 67, as follows:

An Act to amend the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1046) entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation" by changing the time for the beginning of the use of market values for the determination and apportionment of Commonwealth subsidies

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section fifteen of the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1046) entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation" is hereby amended to read as follows

Section 15 Determination and Apportionment of Commonwealth Subsidies As soon as possible each year after the final adjustment of values by the board the board shall certify to the Superintendent of Public Instruction the market value of all real property in each school district in the Commonwealth Beginning with payment to be made [during] for the school year one thousand nine hundred forty-nine one thousand nine hundred fifty each school district's assessed valuation to be used for purposes of computing its standard reimbursement fraction shall be the market value of the taxable real property in the school district as finally adjusted and determined upon by the board and not the assessed valuation for county tax purposes as now provided by law Beginning with the year one thousand nine hundred forty-nine and every two (2) years thereafter in place of the valuations now required by law to be used for such purposes the market value of the real property in each school district as finally adjusted and determined upon by the board shall be used by the Superintendent of Public Instruction in ascertaining and determining the amount of funds required to meet payments to school districts and vocational school districts which become due and payable by law within the two fiscal years beginning June first one thousand nine hundred forty-nine and ending May thirty-first one thousand nine hundred fifty-one and each biennium thereafter and to apportion and allot the same to and among the respective school districts

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. BARR. Mr. President, two years ago, when the school bill was before this Senate, I offered amendments at that time to increase the return back to the first-class school districts in the amount of from \$700 to \$1000, and at another time, amendments from \$800 to \$1200, pointing out to the members of the Senate at that time that that bill alone was going to cost the State \$48,000,000, and of the \$48,000,000, the people in the first class districts in Pittsburgh, not counting Philadelphia, paid one-sixth of those taxes. In other words, they were going to be soaked \$8,000,000. Under the terms of that bill, the people of the City of Pittsburgh, namely, the first class district in Pittsburgh, was only receiving \$755,000. In other words, they were being, should I say, milked of \$7,245,000.

At that time, there was pending in this Legislature, the State Tax Equalization Board bill, which finally was enacted, wherein the State Tax Equalization Board was to go throughout the state and equalize the assessments, so that the return made to the various school districts could be done on a fair and equitable basis.

On first glance at this bill, it looks very innocent, there is one word stricken out, the word "during", and a little word put in with an underlining "for". In other words, Mr. President, it means to the people of the first class districts that it will be two years before they will get back even a portion of the money that is rightfully due them.

At the time I offered my amendments two years ago, the gentlemen on the other side voted me down. Several days later there were three bills that appeared before them, that was the personal property tax for the first class school districts, the per capita tax for the first class school districts, and the mercantile tax. In other words, in order for us to keep our school systems going in the first class districts, we had put on the people of these districts three more taxes.

Mr. President, those taxes were put on for only a two year period, because we were told, at that time, that the State Tax Equalization Board would have their work finished and ready to present to us at this session of the Legislature.

If we pass this bill as it is, later on there will come over here again, three bills, the personal property, the per capita and the mercantile tax bills, and if your memories serve you gentlemen on the other side, you will remember that the first class district in Philadelphia was ready to secede from being a first class district on account of one tax, that is the per capita tax, which the first class school district in Pittsburgh chose to put on.

I understand through some of the legislative engineers around the Halls here, that Philadelphia can not see their way clear without putting that tax on.

Mr. President, my point in getting up here is to point out to you gentleman that if you pass this bill, the return to the first class districts will again be so inequitable and so unfair that later on in this Session, through your passing this bill, you will have to vote three more taxes on the people of the first class school districts, namely Pittsburgh and Philadelphia.

Mr. HARE. Mr. President, I appreciate the concern of the gentleman from Allegheny, Senator Barr, for the tax situation.

Senate Bill No. 67, a very innocuous little measure, presupposes, under Act 447, creating the State Tax Equalization Board, that this Board would determine the market value of taxable real property in each school district, and report the same to the Department of Public Instruction, which, in turn, must use these values in determining the rate of appropriation to be made to the respective school district.

Most of the provisions of Act 447 seem to contemplate that the State Tax Equalization Board will make its first report to the Department of Public Instruction on or before July 1, 1949. Under a normal operation of the provisions of Act 515, which prescribe the procedure to be followed in determining the amounts of State appropriation to the various school districts, the findings of the State Tax Equalization Board would then be used, for the first time, in determining the appropriations to be paid to school districts during the year 1950-51. However, Section 15 of Act 447 indicates that the findings of the State Tax Equalization Board are to be used in determining the payments to be made to school districts during the school year 1949-50. Therefore, the provisions of this section are at variance with the provisions of other parts of the Act, and with the normal operation of Act 515.

Other reasons why the market values, as determined by the State Tax Equalization Board, should not be used as a basis of determining payments to be made during 1949-50, include the following:

Since the assessed valuation of real property in the State as a whole is not more than one-third of the market value, it will be necessary to revise the formula in Act 515 for determining such payments before it is used in connection with market values, or the amounts paid to school districts will, on the average, be reduced by at least one-half. The necessary amendments to Act 515 must be made before the Department of Public Instruction will be in a position to determine and to advise the school districts of their reimbursement fractions or rates of appropriation.

A school district must be able to estimate the amount of appropriation to be received from the State during the following year at the time it prepares its budget. Therefore, it has been the policy of the Department of Public Instruction to advise school districts, during the month of February, of their respective reimbursement fractions or rates of appropriation to be used in determining payments which the districts will receive during the following year. We believe the payments to be made during the school year 1949-50 should be determined on the basis of assessed values rather than market values. School districts should be advised, during the month of February, of the rates of reimbursement to be used in determining payments during the year 1949-50. We cannot advise them of reimbursement fractions determined on the basis of assessed values unless and until Act 447 is amended as indicated in Senate Bill 67.

Any reimbursement fractions determined on the basis of the present provisions of Section 15 of Act 447 would need to be based on the market values as determined by the State Tax Equalization Board, which values are not yet available for the use of the Department of Public Instruction, and would be determined, if the market values were available, under the present provisions of Act 515, which would result in a drastic financial loss to practically all school districts.

Therefore, Mr. President, I urge the Senate to vote for this bill.

Mr. BARR. Mr. President, I would like to interrogate the gentleman from Somerset, Mr. Hare.

The PRESIDENT. Will the gentleman from Somerset permit himself to be interrogated?

Mr. HARE. It is a pleasure.

Mr. BARR. Do you think the reimbursement to the first class districts is fair the way it is now?

Mr. HARE. Under the assessed valuation back of each unit of children, only the fact that we have created a minimum reimbursement for cities of the first class prevents them from assuming an additional burden. I am not entirely straight on this figure of \$1,600,000 for Pittsburgh, but on the basis of the past reimbursement units on the assessed valuation back of each twenty-two secondary or thirty elementary, it might be computed then that during the last biennium, you could conceivably say that Pittsburgh was overpaid \$1,600,000.

Mr. BARR. Mr. President, the gentleman from Somerset is not sure of his figures, I am positive of that, because the return, under the bill passed two years ago, to the first class district of Pittsburgh, was only \$755,000.

The point that I am trying to make is, gentlemen—I know you are going to pass the bill, but I just want to get it on the record. If you take Volume IV of the legislative proceedings of the last session, and look under date of June 12, at the remarks of Senator Wagner when we were debating these amendments, he will remember that we were told under this new State Tax Equalization Board, that we would get relief in the next biennium.

Now, Mr. President, we are back here for the relief, but I find that we, one of the first class districts, who are paying, as I say, \$8,000,000 toward this, are only getting \$755,000 in return.

I ask the gentlemen from the first class districts to vote against the bill.

Mr. HARE. Mr. President, for the benefit of the record, I have just been corrected by my esteemed colleague, the gentleman from Schuylkill, Mr. Wagner. He said the figure is about \$1,629,000, so that I was about \$29,000 short.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Berger,	Haluska,	Meade,	Tarr,
Blass,	Hare,	Neff,	Toole,
Chapman,	Homsher,	Pechan,	Wade,
Crowe,	Kephart,	Peeler,	Wagner,
Dent,	Lane,	Robinson,	Walker,
Diehm,	Leader,	Rosenfeld,	Watkins,
DiSilvestro,	Letzler,	Ruth,	Watson,
Doehla,	Lord,	Scarlett,	Wolfe,
Donlan,	Mahany,	Snowden,	Wood, L. H.,
Farrell,	Mallery,	Stevenson,	Wood, T. N.,
Frazier,	McPherson, Jr.,	Tallman,	Yosko,
Geltz,			

NAYS—4

Barr,	Barrett,	Holland,	Stiefel,
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A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

PERMISSION TO ADDRESS SENATE

Mr. BARR asked and obtained unanimous consent to address the Senate.

Mr. BARR. Mr. President, I would like to make a brief statement concerning the bill that was just passed.

When the gentleman from Somerset, Mr. Hare, was on the floor, he was reading a paper from the Department of Public Instruction, in which, if I remember correctly, he stated that the State Tax Equalization Board did not have the figures for all of the counties.

I am informed definitely that last Wednesday they did have the figures for the sixty-seven counties. Am I correct?

Mr. HARE. Mr. President, for the benefit of the gentleman from Allegheny, the statement said the figures were not available to the Department of Public Instruction.

Mr. BARR. Mr. President, I do not know how far the Department of Public Instruction is from the State Tax Equalization Board, but I presume they are both in the capitol buildings.

Mr. HARE. Mr. President, the thing I am pointing out is there is an appeal factor in this thing, and you might be involved in appeals from 2,544 school districts. They have the right to appeal any equalization plan the State Tax Equalization Board might recommend.

Mr. BARR. Mr. President, the State Tax Equalization Board does have the figures now for the sixty-seven counties.

Mr. HARE. I have no knowledge of that, Mr. President.

PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, I went to the members of the State Tax Equalization Board last Wednesday, because I wanted to get some information on the bill that was just passed, and I asked them if I could have the figures for Northampton County, asked them whether they were available, and I was informed that the figures had been compiled in the sixty-seven counties, but they could not release them.

Mr. President, when they say they have them, but they are not available, what is the mystery surrounding them?

I think we ought to find out why they are not available. The State Tax Equalization Board apparently did its job, and went out and made the assessments for the sixty-seven counties, and if that is true, then I think the information ought to be available, at least to the members of the Senate, and in particular to the Department of Public Instruction, so that the Act will become effective at the earliest possible date.

BILL POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 72, on third reading, entitled:

An Act to further amend section two hundred five of the act approved the ninth day of April, one thousand nine hundred twenty-nine, (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, in-

cluding the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," increasing the maximum aggregate number of officers and men in the State Police Force.

be placed on the Third Reading Postponed Calendar.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 149, as follows:

An Act to authorize any city of the first class to use a facsimile signature of the City Controller in lieu of his manual signature and a facsimile of the seal of the City upon any bonds issued by it and declaring that signatures and facsimile signatures of former officers shall be valid and sufficient

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any bonds hereafter executed and delivered by any city of the first class may be countersigned and attested by a facsimile signature of its City Controller in lieu of his manual signature and a facsimile of the seal of the City may be imprinted or otherwise reproduced on said bonds in lieu of the manual seal of the City. Provided That such bonds shall be signed by the fiscal agent of the said City by the manual signatures of two of its duly authorized officers

Section 2 In case any officer whose signature or a facsimile of whose signature shall appear on any such bonds or on the coupons appertaining thereto shall cease to be such officer before the delivery of such bonds such signature or such facsimile shall nevertheless be valid and sufficient for all purposes the same as if he had remained in office until such delivery

Section 3 All acts and parts of acts inconsistent with this act are hereby repealed to the extent of such inconsistency

Section 4 This act shall take effect immediately upon final enactment

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Geltz,	McPherson, Jr.,	Tallman,
Barrett,	Haluska,	Meade,	Tarr,
Berger,	Hare,	Neff,	Toole,
Blass,	Holland,	Pechan,	Wade,
Chapman,	Homsher,	Peelor,	Wagner,
Crowe,	Kephart,	Robinson,	Walker,
Dent,	Lane,	Rosenfeld,	Watkins,
Diehm,	Leader,	Ruth,	Watson,

DiSilvestro,
Doehla,
Donlan,
Farrell,
Frazier,

Letzler,
Mahany,
Mallery,

Scarlett,
Snowden,
Stevenson,
Stiefel,

Wolfe,
Wood, L. H.,
Wood, T. N.,
Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 169, as follows:

An Act to further amend clause (f) of section two of the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" extending the definition of "municipality" so as to include school districts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (f) of section two of the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" as amended by the act approved the twelfth day of June one thousand nine hundred forty-seven (P. L. 571) is hereby further amended to read as follows

Section 2 Definitions The following terms whenever used or referred to in this act shall have the following meanings except in those instances where the context indicates otherwise

* * * * *

(f) The term "municipality" shall mean any county city town borough school district or township of the Commonwealth of Pennsylvania

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Barr,
Barrett,
Berger,
Crowe,

Geltz,
Haluska,
Hare,
Holland,

Mallery,
McPherson, Jr.,
Meade,
Neff,

Stiefel,
Tarr,
Toole,
Wade,

Dent,
Diehm,
DiSilvestro,
Doehla,
Donlan,
Farrell,
Frazier,

Homsher,
Kephart,
Lane,
Leader,
Letzler,
Lord,
Mahany,

Pechan,
Peelor,
Robinson,
Rosenfeld,
Ruth,
Scarlett,
Stevenson,

Wagner,
Walker,
Watkins,
Watson,
Wolfe,
Wood, L. H.,
Wood, T. N.,
Yosko,

NAYS—4

Blas

Chapman,

Snowden,

Tallman,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILLS RECOMMENDED

Mr. WALKER. Mr. President, Senate Bill 177 has two sponsors, Senator Wagner, Chairman of the Committee on State Government, and Senator Homsher, Chairman of the Committee on Education. The bill was reported out of the Committee on State Government. Therefor, Mr. President, I move that Senate Bill No. 177, on third reading, entitled:

An Act to amend the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1217) entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania creating a State Public School Building Authority as a body corporate and politic with power to construct improve and operate projects and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing school districts to enter into contracts to lease authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof granting the right of eminent domain increasing the powers and duties of the Department of Public Instruction and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act and making an appropriation to said Authority to pay expenses incident to its formation" changing membership of the Authority and prescribing the members' bonds and salaries stating the purposes for which money may be borrowed further defining the basis for establishing the fees rentals and charges for the use of its projects authorizing school districts singly or jointly with other districts to contract to lease and lease the projects of the Authority extending the authorized term of leases and bond issues providing for facsimile and manual signatures on bonds making bonds of the Authority legal investments providing for the issuance of refunding bonds permitting public or private sale of bonds permitting the board to delegate powers to officers agents employees and the Department of Property and Supplies providing for a sinking fund and providing that property lease owned acquired or held in any manner by the Authority shall be tax exempt.

be recommitted to the Committee on Education.

Mr. LORD, JR. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, for the same reason I move that Senate Bill No. 179, on third reading, entitled:

An Act to further amend clause six of section one of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing

powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" further defining State employe to include officers and employes of the State Public School Building Authority.

be recommitted to the Committee on Education.

Mr. LORD, JR. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, for the same reason, I move that Senate Bill No. 181, on third reading, entitled:

An Act declaring bonds issued by the State Public School Building Authority legal investments for the School Employes' Retirement Fund.

be recommitted to the Committee on Education.

Mr. LORD, JR. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. WALKER. Mr. President at the request of the sponsor I ask unanimous consent that Senate Bill No. 195, on third reading, entitled:

An Act to further amend section two of Article XVI of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (P. L. 581) entitled "An act for the better government of cities of the first class of this Commonwealth" by changing the provisions relating to filling vacancies in the office of city councilman in such cities.

go over in its order, to keep it in pace with Senate Bill No. 196, on the Second Reading Calendar.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 209, as follows:

An Act to provide for and regulate the accumulation investment and expenditure of funds by cities boroughs incorporated towns townships and municipality authorities for the construction improvement or replacement of sewage disposal systems for which plans have been approved by the Sanitary Water Board of the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definitions As used in this act the word or phrase "Municipality" means any city borough incorporated town or township

"Municipality Authority" means a body politic and corporate created pursuant to the provisions of the Municipality Authorities Act of 1945 or the Municipality Authorities Act of 1935

"Sewage Disposal System" means a system for the disposal of sewage including all pipes carrying the sewage and all sewage treatment works

"Special Fund" means a sewage disposal system fund created invested and expended in accordance with this act

"Sanitary Water Board" means the Sanitary Water Board of the Commonwealth

Section 2 Creation of a Sewage Disposal System Fund Any municipality or municipality authority shall have power to create a special fund and to accumulate therein moneys for expenditure in accordance with the provisions of this act Such special fund may consist of (1) moneys transferred during any fiscal year from appro-

priations made for any particular purpose which may not be needed (2) surplus moneys in the general fund of the treasury of the municipality at the end of any fiscal year (3) moneys appropriated to the fund in the annual budget All moneys appropriated or transferred to this special fund shall be used only for the construction improvement or replacement of a sewage disposal system for which plans have been approved by the Sanitary Water Board

Section 3 Investment of Fund The moneys in the fund shall be kept separate and apart from any other fund by the treasurer of the municipality or municipality authority and the moneys in the special fund may be invested by the corporate authorities of the municipality or municipality authority in obligations issued by the United States of America and general obligation bonds of the Commonwealth of Pennsylvania or any political subdivision thereof All income derived from any investment of the said fund shall be paid into the special fund The corporate authorities may sell any such securities and reinvest the moneys in other securities or convert such securities into cash when the same may be needed for expenditure under the provisions of this act

Section 4 Expenditure of Fund The moneys in any such special fund may be expended by the municipality or municipality authority singly or jointly with the Federal Government the Commonwealth or any department or agency thereof or with one or more other municipalities or municipality authorities only for the construction improvement or replacement of a sewage disposal system for which plans have been approved by the Sanitary Water Board

Section 5 Grants of Moneys Any municipality may appropriate or transfer moneys to a municipality authority which operates within the corporate boundaries of the municipality providing such moneys are to be placed in a special fund as herein provided for by the municipality authority

Section 6 Funds Heretofore Created Where any municipality or municipality authority has prior to the effective date of this act created a special fund or set moneys aside for construction of a sewage disposal system such action of the municipality or municipality authority is hereby ratified confirmed and validated and the moneys in such fund or so set aside shall be placed in a special fund shall be invested and shall be expended only in accordance with the provisions of this act

Section 7 Repeal All acts or parts of acts inconsistent herewith are hereby repealed to the extent of such inconsistency

Section 8 Effective Date This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Geltz,	McPherson, Jr.,	Tallman,
Barrett,	Haluska,	Meade,	Tarr,
Berger,	Hare,	Neff,	Toole,
Blass,	Holland,	Pechan,	Wade,
Chapman,	Homsher,	Peelor,	Wagner,
Crowe,	Kephart,	Robinson,	Walker,
Dent,	Lane,	Rosenfeld,	Watkins,
Diehm,	Leader,	Ruth,	Watson,
DiSilvestro,	Letzler,	Scarlett,	Wolfe,
Doehla,	Lord,	Snowden,	Wood, L. H.,
Donlan,	Mahany,	Stevenson,	Wood, T. N.,
Farrell,	Mallery,	Stiefel,	Yosko,
Frazier,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

SECOND READING CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 196, on second reading, entitled:

An Act to further amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by providing for the holding of special elections to fill vacancies in the councils or legislative bodies of cities boroughs towns and townships and for nominating candidates therefor.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 301, entitled:

An Act making an appropriation from the General Fund to the Department of Forest and Waters for the use of Water and Power Resources Board in continuing the work of correcting existing and preventing future silting of the Schuylkill River.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS INTRODUCED AND REFERRED

Mr. DENT. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. DENT, WALKER, BARR and HALUSKA read in place and presented to the Chair Senate Bill No. 281, entitled:

An Act to further amend section six hundred fourteen and clause two of subsection (b) of section six hundred fifteen of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks there-

of, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by making further provisions for the revocation and suspension of operators' licenses and learners' permits.

Which was committed to the Committee on Highways.

Messrs DENT, BARR and HALUSKA read in place and presented to the Chair Senate Bill No. 282, entitled:

An Act authorizing the Pennsylvania Turnpike Commission to make plans and specifications for three (3) new toll highways.

Which was committed to the Committee on Highways.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. LORD, JR. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LORD, JR. from the Committee on Executive Nominations reported with a favorable recommendation the following nominations, made by His Excellency, the Governor, which were laid on the table:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, Pa., January 4, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF STATE INDUSTRIAL HOME FOR WOMEN

(Mrs.) Katherine S. Carpenter, Jersey Shore, from June 10, 1948, for the term of four years, and until her successor is appointed and qualified.

Dale S. Furst, Williamsport, from June 10, 1948, for the term of four years, and until his successor is appointed and qualified.

JAMES H. DUFF.

UNANIMOUS CONSENT UNDER RULE 38 TO CONSIDER EXECUTIVE NOMINATIONS

A motion was made by Mr. LORD, JR., and Mr. PEELOR,

To grant unanimous consent to immediate consideration of all the nominations reported from the Committee on Executive Nominations, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at today's session and all the nominations previously reported.

Which was agreed to.

The Clerk read the nominations as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, Pa., January 4, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF STATE INDUSTRIAL HOME FOR WOMEN

(Mrs.) Katherine S. Carpenter, Jersey Shore, from June 10, 1948, for the term of four years, and until her successor is appointed and qualified.

Dale S. Furst, Williamsport, from June 10, 1948, for the term of four years, and until his successor is appointed and qualified.

JAMES H. DUFF.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 7, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

C. F. Lingle, R. D. 1, Spring Mills, Centre County, as Justice of the Peace in and for the Township of Gregg, Centre County, until the first Monday of January, 1950, to succeed himself.

Earl R. Gallup, 208 West Main Street, Smethport, McKean County, as Justice of the Peace in and for the Borough of Smethport, McKean County, until the first Monday of January, 1950, vice George H. Beatty, resigned.

JAMES H. DUFF.

MEMBER OF THE PENNSYLVANIA GAME COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 7, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John C. Herman, Clarks Valley, Dauphin, Dauphin County, for reappointment as a Member of the Pennsylvania Game Commission, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

JAMES H. DUFF.

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 7, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

BRADFORD COUNTY

Mrs. Eva C. Litzelman (Democrat), 108 Elizabeth Street, Towanda, Bradford County, to serve until December 31, 1951, and until her successor is duly appointed and qualified. (Reappointment).

M. S. Kintner (Republican), Wyalusing, Bradford County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment).

CHESTER COUNTY

Mrs. Edith H. Owens (Democrat), Parkesburg, Chester County, to serve until December 31, 1949, and until her successor is duly appointed and qualified. (Reappointment).

Mrs. Eugenia Cassatt Davis (Republican), Berwyn, Chester County, to serve until December 31, 1950, and until her successor is duly appointed and qualified. (Reappointment).

Thomas Hoopes, Jr. (Republican), 515 North Walnut

Street, West Chester, Chester County, to serve until December 31, 1951. (Reappointment).

FRANKLIN COUNTY

Rev. C. M. Ankerbrand (Democrat), 104 North Potomac Street, Waynesboro, Franklin County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment).

Edwin D. Strite, Jr., Esq. (Republican), 263 Lincoln Way West, Chambersburg, Franklin County, to serve until December 31, 1951, and until his successor is duly appointed and qualified, vice Mrs. Ruth F. Humbert, Green-castle, whose term expired.

HUNTINGDON COUNTY

Mrs. Miriam Anderson Steele (Republican), 226 Penn Street, Huntingdon, Huntingdon County, to serve until December 31, 1951, and until her successor is duly appointed and qualified, vice Mrs. Elisabeth S. Phillips, Huntingdon, whose term expired.

James F. Entriiken (Republican), Entriiken, Huntingdon County, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice Mrs. Virginia Neff, Warriors Mark, resigned.

JAMES H. DUFF.

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 9, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

CARBON COUNTY

Mrs. Anna Jones (Republican), 127 South 7th Street, Lehigh, Carbon County, to serve until December 31, 1949, and until her successor is duly appointed and qualified, vice Mrs. Dorothy L. Humphries, resigned.

NORTHAMPTON COUNTY

Miss Catharine McGrath (Democrat), 616 Paxinosa Avenue, Easton, Northampton County, to serve until December 31, 1949, and until her successor is duly appointed and qualified, vice Francis J. Gafford, Easton, resigned.

JAMES H. DUFF.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 8, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

Thomas C. Kelly, R. D. 1, Harmony, Butler County, as Justice of the Peace in and for the Township of Jackson, Butler County, until the first Monday of January, 1950, to fill a vacancy.

John L. McHugh, Little Meadows, Susquehanna County, as Justice of the Peace in and for the Borough of Little Meadows, Susquehanna County, until the first Monday of January, 1950, vice J. L. Jones, deceased.

JAMES H. DUFF.

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 8, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

ARMSTRONG COUNTY

William J. Binder (Democrat), Ford Street, Ford City, Armstrong County, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice Joseph Kamer, Ford City, resigned.

Todd K. Glenn (Republican), Penn Glenn Oil Company, Leechburg, Armstrong County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment)

Jean P. Turping (Republican), 107 West High Street, Kittanning, Armstrong County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment)

BLAIR COUNTY

Mrs. Virgie M. Cowan (Republican), Claysburg, Blair County, to serve until December 31, 1951, and until her successor is duly appointed and qualified. (Reappointment)

Rev. Richard J. Walsh (Democrat), 1405 Fifth Avenue, Altoona, Blair County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment)

POTTER COUNTY

Mrs. Lilah C. Wandall (Republican), Coudersport, Potter County, to serve until December 31, 1949, and until her successor is duly appointed and qualified, to fill a vacancy.

Henry C. James (Republican), Genesee, Potter County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointed)

SCHUYLKILL COUNTY

Daniel H. H. Lengel (Republican), 114 North 16th Street, Pottsville, Schuylkill County, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice Archie D. Straughn, Shenandoah Heights, deceased.

Miss Ann Noragong (Republican), 222 Market Street, Tamaqua, Schuylkill County, to serve until December 31, 1951, and until her successor is duly appointed and qualified. (Reappointment)

Harvey Luckenbill (Democrat), Pinedale, Orwigsburg, Schuylkill County, to serve until December 31, 1951, and until his successor is duly appointed and qualified, vice Mrs. Martha Haley, Pottsville, resigned.

JAMES H. DUFF.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Whereupon,

A motion was made by Mr. LORD, JR., and Mr. PEELOR,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Geltz,	McPherson, Jr.,	Tallman,
Barrett,	Haluska,	Meade,	Tarr,
Berger,	Hare,	Neff,	Toole,
Blass,	Holland,	Pechan,	Wade,
Chapman,	Homsher,	Peelor,	Wagner,
Crowe,	Kephart,	Robinson,	Walker,
Dent,	Lane,	Rosenfeld,	Watkins,

Diehm,
DiSilvestro,
Doehla,
Donlan,
Farrell,
Frazier.

Leader,
Letzler,
Lord,
Mahany,
Mallery,

Ruth,
Scarlett,
Snowden,
Stevenson,
Stiefel,

Watson,
Wolfe,
Wood, L. H.,
Wood, T. N.,
Yosko,

NAYS—0

Two-third of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. LORD, JR. Mr. President, I move that the Executive Session do now rise.

Mr. PEELOR. Mr. President, I second the motion.

The motion was agreed to.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Tuesday, February 15, 1949, at 3:00 o'clock, p. m., Eastern Standard Time.

Mr. CHAPMAN. Mr. President, I second the motion. The motion was agreed to.

The Senate adjourned at 6:44 o'clock, p. m., Eastern Standard Time until Tuesday, February 15, 1949, at 3:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, February 14, 1949

The House met at 4:30 p. m.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Rev. William Hugh Fryer, offered the following prayer:

O God, who has made of one blood all nations to dwell upon the earth, and who by Thy Son Jesus Christ, hast broken down the walls of partition between Jew and Gentile, slave and free, Greek and barbarian; break down, we beseech Thee, all that divides us one from another; shame our jealousies and lay low our pride; do away with all race-prejudice, that bonds of fellowship and mutual service may unite the east and the west, the north and south, that we may live in peace together, in honor preferring one another to the glory of they great Name. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Wednesday, February 9, 1949.

The Clerk proceeded to read the Journal of Wednesday, February 9, 1949, when, on motion of Mr. Barkdoll unanimously agreed to, the further reading was dispensed with and the Journal approved.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL No. 101

Commonwealth of Pennsylvania
Governor's Office, Harrisburg, February 11, 1949.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 101, Printer's No. 44, entitled "An Act to amend the act approved the twenty-first day of January one thousand nine hundred forty-seven (P. L. 3) entitled 'An act relating to officers and employes of the General Assembly fixing the number qualifications compensation mileage and duties of the officers and employes of the Senate and of the House of Representatives providing for their election or appointment term of office or of service removal and manner of filling vacancies and making appropriations to the Senate House of Representatives and Legislative Reference Bureau' by changing the compensation of the officers and employes of the Senate and the House of Representatives and making appropriations."

JAMES H. DUFF.

FORMER MEMBERS WELCOMED

The SPEAKER. The Chair wishes to welcome at this time, a former Member of the House, in the sessions of 1936 through 1940, the Honorable Warren K. Hess, a Judge of the Courts of Berks County. He is a guest of the gentleman from Berks, Mr. Readinger.

The Chair also desires to welcome a former Member from Clarion County, the Honorable Samuel L. Pickens, known to the Members as "Governor" Pickens.

The Chair also desires to welcome a former Member of the House, the lady from Philadelphia, Mrs. Josephine Coyle.

The Chair also welcomes to the House another Member from Philadelphia County, the Honorable Benjamin L. Long.

ANNOUNCEMENT

There will be a Republican Caucus in the new House Caucus Room during recess.

RECESS

The SPEAKER. If there is no objection, the Chair will declare a recess for forty-five minutes, until 5:30 p. m. Is there objection? The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Herbert P. Sorg) in the Chair.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair welcomes to the House a former member, the gentleman from Schuylkill, Honorable Elmer McCurdy.

LEAVES OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. Yeakel for Mr. KELLER on account of illness.

Mr. Bane for Mr. COCHRAN on account of illness.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 346, entitled:

An Act to further amend sections four and ten of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled "An act imposing a State Tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are ordinarily, practically, and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by increasing the amount of the additional tax and by extending the provisions of the additional tax for a limited time; and further providing for the distribution of the additional tax to certain political subdivisions of this Commonwealth, with certain conditions.

The first section was read.

On the question,

Will the House agree to the section?

MOTION TO RECOMMIT

Mr. WORLEY. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for the purpose of amending the bill, to eliminate the figures above the 1947 Tax Act, and for the purpose of a public hearing. Mr. Speaker, I would like to be recognized on my motion.

On the question,

Will the House agree to the motion?

Mr. WORLEY. Mr. Speaker, this tax increase on gasoline is just absolutely unnecessary!

The SPEAKER. Will the gentleman yield? The gentleman will please confine himself to the motion before the House. He cannot debate the merits of the bill on his motion. The gentleman will proceed in order.

Mr. WORLEY. Mr. Speaker, I would like to recommit this bill so that the people can have an opportunity to appear at a public hearing, and have it brought out that this is an attempt to push the burden of taxation upon persons driving to and from their work and upon the farmers in Pennsylvania. The people do not want this increase and that can be brought out at a public hearing. I am glad to see so many farmers assembled here tonight in the interest of this motion. They have just handed to me a piece of paper in support of my motion that I should tell to the floor of this House. They say that they farm 9,907 acres of land and have 107 tractors.

Mr. Speaker, I urge that this motion be adopted.

Mr. ANDREWS. Mr. Speaker, I desire a roll call on the gentleman's motion.

Mr. BRUNNER. Mr. Speaker, I am trying to understand the purpose of this motion. Do I understand that the import of this motion is to recommit for the purpose of a public hearing? Am I correct in that respect?

The SPEAKER. And for possible amendment, for the information of the Majority Leader.

Mr. BRUNNER. Mr. Speaker, the purpose of a public hearing therefore will be to amend at that time or after a public hearing has been held?

The SPEAKER. After a public hearing has been held by the committee.

Mr. BRUNNER. Mr. Speaker, may I state that until this afternoon, late this afternoon, I had received no request from anyone for a public hearing to be held on this measure, and I am informed by the Chairman of the Ways and Means Committee of this House, the gentleman from Montgomery, Mr. Cadwalader, that he too, is in the same position. I think, therefore, that the membership of this House should vote down the motion at this time.

Mr. ANDREWS. Mr. Speaker, much as I regret to agree with Mr. Worley, under the circumstances it is necessary to agree with him.

I had hoped that I would be recognized by the Chair prior to Mr. Worley, in order that I might make a different motion. I congratulate the gentleman upon his enterprise.

I can say to the Majority Leader one of the reason why there has been no request for a public hearing, and why no one has come upon the floor of the House from this side armed with amendments to this bill, is because there has not been time to do it. The word has not gotten around about this bill; the people of Pennsylvania do not know that they have tied up the gas tax with the method of distribution. Had we been able to come in contact with the people of the state there would have been requests. So, while I would much rather see this bill on the postponed calendar, where we could have waited until we could have gotten some facts and ascertain public sentiment, nevertheless, under the circumstances, since the gentleman has made the motion to recommit, I am compelled to go along with his motion.

Mr. LOVETT. Mr. Speaker, on the motion to recommit, I want to agree with my friend on the other side. I feel that this bill should be recommitted for the purpose of a public hearing, due to the fact that we understand under this legislation this increase in the gasoline tax is for the improvement of our highways.

We hear a great deal of talk about the Parkway in Pittsburgh or the improvements here or somewhere else in the state of Pennsylvania. We have some suggestions and some ideas on these things, and I think if we have the opportunity of a public hearing we could possibly bring those things out before the public hearing.

This administration has gone on record as being in favor of the renewing of a State Authority. Maybe we could have a State Authority build a Parkway into Pittsburgh and charge a toll to be paid by people who use the highway into Pittsburgh. I think the gentleman is on the right track. I think we should support the motion to recommit this bill for a public hearing so that those things could be brought before the people, and I ask the members to support the motion.

I second the request for a roll call.

On the question recurring,

Will the House agree to the motion

The yeas and nays were required by Mr. Andrews and Mr. Lovett and were as follows:

YEAS—85.

Amarando,	Hamilton,	Mills,	Rovansek,
Andrews,	Harris,	Monroe,	Scanlon,
Bane,	Heatherington,	Moran,	Schmidt,
Beaver,	Hersch,	Musto,	Schuster,
Brandon,	Hoggard,	Nagel,	Seyler,

Breth,	Hunter,	Needham,	Smith, W. B.,
Brown, H. S.,	Jenkins,	Nixon,	Snider,
Bucchin,	Jim,	Olsen,	Stank,
Cole,	Jones, G. E.,	Penglase,	Sternberg,
Coleman,	Jones, J. M.,	Pentrack,	Swope,
Conway,	Kamyk,	Peta,	Taylor,
Dougherty,	Kirley,	Pettigrew,	Varallo,
Duffy,	Kolankiewicz,	Pfaff,	Wargo,
Evans,	Kondrath,	Polen,	Weiss,
Filo,	Lederer,	Posta,	Welsh,
Firmstone,	Leonard,	Price, R. A.,	Westrick,
Floyd,	Limper,	Readinger,	Wheeler,
Gaffney,	Lovett,	Reese,	Williams,
Glembocki,	McGee,	Reidenbach,	Worley,
Good,	McNally,	Rose,	Yester,
Guarnieri,	Mihm,	Rosen,	Yetzer,
Hagerty,			

NAYS—108.

Altshuler,	Felton,	Kline,	Riley, R. L.,
Barkdoll,	Ferster,	Kohl,	Robbins,
Baumunk,	Flack,	Kratz,	Robertson,
Bednarek,	Fleming,	Kurtz,	Royer,
Blair,	Fox,	Lee,	Sax,
Bloom,	Frank,	Leisey,	Scott,
Bomberger,	Frost,	Loftus,	Shoemaker,
Boorse,	Gallagher,	McCormack,	Smith, C. O.,
Bower,	Gibson,	McCullough,	Sollenberger,
Brelschi,	Goodling,	McKinney,	Stimmel,
Brice,	Graybill,	McMillen,	Stuart,
Brown, W. E.,	Green,	Mikula,	Tahl,
Brunner,	Greenwood,	Miller,	Thompson,
Cadwalader,	Greer,	Milliken,	Tompkins,
Clapper,	Guthrie,	Mintess,	Toomey,
Clendenning,	Harney,	Moore, C. E.,	Varner,
Cooper,	Haudenschild,	Moore, H. A.,	Wachhaus,
Costa,	Helm,	Murray,	Wagner,
Dalrymple,	Herman,	Najaka,	Waterhouse,
DeLong,	Hewitt,	Neff,	Watkins,
Dennison,	Hocker,	O'Dare,	Weidner,
Depuy,	Hoffman,	O'Donnell,	Wood,
Driscoll,	Jennings,	Orban,	Yaffe,
Dye,	Johnson,	Price, H. W., Jr.,	Yeakel,
Elder,	Jump,	Propert,	Young,
Erb,	Kemp,	Reagan,	Ziegler,
Ewing,	Kent,	Reilly, J. M.,	Sorg,

Speaker.

NOT VOTING—15

Boles,	Keller,	Petrosky,	Spencer,
Cochran,	Krise,	Powers,	Verona,
George,	Madigan,	Reynolds,	Wescott,
Hall,	Munley,	Sarraff,	

So the question was determined in the negative and the motion was not agreed to.

On the question recurring,

Will the House agree to the section?

Mr. WORLEY offered the following amendment:

Amend Sec. 1 (Sec. 4), page 4, by inserting between lines 16 and 17, the following: This tax shall apply only to liquid fuels used in machines that are operated upon the public highways or in the air and all taxes paid on liquid fuels used for any other purpose shall be refunded upon due proof thereof as the Board of Finance and Revenue shall prescribe.

On the question,

Will the House agree to the amendment?

Mr. WORLEY. Mr. Speaker, before proceeding with these amendments I would like to state to the membership of this House that Article IX, Section 18 of the Constitution of Pennsylvania provides in substance that the fuel fund can only be used for general highway and air navigation facilities. My position, therefore, is that the tax should only be obtained from fuel used in machines operated upon the same. This is a reasonable and just conclusion, and is consequently not prohibited by the section on special legislation of the state constitution.

Mr. Speaker, in support of that position in regard to these amendments I would like to quote the case of

Commonwealth vs. Morton, 23 County Court, Page 386, reported in 9 District, Page 132 and Page 134, as affirmed in the Commonwealth vs. Morton in 16 Pennsylvania Supreme Court, Page 423. In that case the court held substantially as follows:

"A law is a general one, although it does not presently embrace all the inhabitants of the state, if all may come within it, and will as soon as they occupy the position of those presently embraced by it."

Mr. Speaker, I urge the adoption of these amendments.

Mr. ANDREWS. Mr. Speaker, while we are somewhat hazy as to the details of his procedure, we are in complete agreement, nevertheless, with the objectives he desires to serve. So, at his very excellent suggestion, while his technique is a trifle faulty, that can be remedied at a later time. Mr. Speaker, we request a roll call on the amendments offered.

Mr. STANK. Mr. Speaker, I second the request for a roll call.

Mr. BRUNNER. Mr. Speaker, may I share with the minority their position on this one occasion, that I am hazy as to what transpired. May I say this, that the gentleman—I cannot recall at this time which county he comes from—Admas.

Mr. ANDREWS. Mr. Speaker, an ancient democratic County, Apple County.

Mr. BRUNNER. Mr. Speaker, I don't suppose that is the reason that the gentleman seconded the motion made by the gentleman from Adams.

May I say that these amendments are not unknown to the floor of this House. They have been submitted many, many times in the past. They would be difficult to regulate were they to be enacted into law. We have a sincere desire to cooperate with the farmers in Pennsylvania, but in this particular case, in view of past experience we do not see that this is the proper time for the adoption of this or a similar amendment. I, therefore, ask the membership on this side of the House to vote against the amendment.

Mr. ANDREWS. Mr. Speaker, may I suggest to the Majority Leader and to the membership of the House that other states in our great Union have found means whereby they are able to handle the problem involved in the amendments of the gentleman from Adams.

Mr. BRUNNER. Mr. Speaker, may I say this very briefly, that I am not persuaded that these particular amendments accomplish that.

Mr. WORLEY. Mr. Speaker, I have the information here supplied by Mr. Opperman, assistant director of the Liquid Fuels Tax Division of the Department of Revenue. He says:

"Complying with your request made in our telephone conversation of January 20, we list hereunder the states in which gasoline is held taxable, regardless of the purpose for which used: Alabama, Arkansas, Florida, Pennsylvania, Utah, Vermont, Wyoming, Louisiana."

Mr. Speaker, for the information of the members of this House, New York, New Jersey, Maryland and Ohio all make some exceptions. Pennsylvania stands alone.

On the question recurring,

Will the House agree to the amendment?

The yeas and nays were required by Mr. Andrews and Mr. Stank, and were as follows:

YEAS—83

Amarando.	Harris.	Monroe,	Rovansek.
Andrews.	Heatherington.	Moran,	Scanlon.
Bane.	Hersch.	Musto,	Schmidt.
Beaver.	Hoggard.	Nagel,	Schuster.
Brandon.	Hunter.	Needham,	Seyler.
Breth.	Jenkins.	Nixon,	Smith, W. B.
Brown, H. S.	Jim,	Olsen,	Snider.
Bucchin.	Jones, G. E.	Penglase,	Stank.
Cole.	Jones, J. M.	Pentrack,	Swope.
Coleman	Kamyk,	Peta,	Taylor.
Dougherty.	Kirley.	Petrosky,	Varallo.
Duffy.	Kolankiewicz,	Pettigrew,	Wargo.
Evans.	Kondrath.	Pfaff,	Welss.
Filo.	Lederer.	Polen,	Welsh.
Floyd.	Leonard,	Posta,	Wescott.
Gaffney.	Limper,	Price, R. A.,	Westrick.
Glembocki.	Lovett,	Readinger,	Wheeler.
Good.	Madigan,	Reese,	Williams.
Guarnieri.	McGee,	Reidenbach,	Yester.
Hagerty.	McNally.	Rose,	Yetzer.
Hamilton.	Mihm,	Rosen,	

NAYS—107

Altshuler.	Ferster.	Kline,	Riley, R. L.
Barkdoll.	Firmstone.	Kohl,	Robbins.
Baumunk.	Flack,	Kratz,	Robertson.
Bednarek.	Fleming,	Kurtz,	Royer.
Bloom.	Fox,	Lee,	Sax.
Bomberger.	Frank,	Lelsey,	Scott.
Boorse.	Frost,	Loftus,	Shoemaker.
Bower.	Gallagher.	McCormack,	Smith, C. O.
Breisch.	George,	McCullough,	Sollenberger.
Brice.	Gibson,	McKinney.	Stimmel.
Brown, W. E.	Goodling,	McMillen,	Stuart.
Brunner.	Graybill,	Mikula,	Tahl.
Cadwalader.	Green,	Miller,	Thompson.
Clapper.	Greer,	Milliken,	Tompkins.
Clendening.	Guthrie,	Mintess,	Toomey.
Cooper.	Harney.	Moore, C. E.	Wachhaus.
Costa.	Haudenschild.	Moore, H. A.	Wagner.
Dalrymple.	Heim,	Murray,	Waterhouse.
DeLong.	Herman,	Najaka,	Watkins.
Dennison.	Hewitt,	Neff,	Weidner.
Depuy.	Hocker,	O'Dare,	Wood.
Driscoll.	Hoffman,	O'Donnell,	Yaffe.
Dye.	Jennings,	Orban,	Yeakel.
Elder.	Johnson,	Price, H. W., Jr.	Young.
Erb.	Jump,	Proper,	Ziegler.
Ewing.	Kemp,	Reagan,	Sorg.
Felton.	Kent.	Relly, J. M.,	Speaker

NOT VOTING—18

Blair.	Greenwood.	Mills.	Spencer.
Boles.	Hall.	Munley.	Sternberg.
Cochran.	Keller.	Powers.	Varner.
Conway.	Krise.	Reynolds.	Verona.
		Sarraff.	Worley.

So the question was determined in the negative and the amendment was not agreed to.

On the question recurring,

Will the House agree to the section?

Mr. CADWALADER offered the following amendments:

Amend Sec. 1, page 2, line 3, by inserting after the word "entitled" the following: "as amended."

Amend Sec. 1, page 2, line 5, by striking out the word "ordinarily."

Amend Sec. 1, page 2, line 5, by striking out the word "usable" and inserting in lieu thereof "suitable for use."

On the question,

Will the House agree to the amendments?

Mr. BROWN. Mr. Speaker, may I ask to save time if the gentleman from Montgomery, Mr. Cadwalader, would explain these amendments, which are purely typographical, all at the same time.

Mr. CADWALADER. Mr. Speaker, I yield to the gentleman from Montgomery, Mr. Brunner.

Mr. BRUNNER. Mr. Speaker, may I say that these particular amendments to House Bill 346, are to correct typographical and grammatical errors that appear in the bill, as printed, and bearing Printer's No. 50. They insert in the title the words "as amended," so that the title reads in part "entitled as amended."

There is a word "useable" in the title, for which the words "suitable for use" are inserted, in lieu of that particular word. The same amendment "suitable for use" is inserted on Page 2 for the word "useable." Likewise a similar amendment at the bottom of Page 2 after the word "entitled" on line 3, by adding the words "as amended".

On page five, the Pamphlet Law reference on the printed bill was 142. However, that Pamphlet Law reference was not accurate and it should have been 412, and the particular amendment cures that.

On line seven, page five, it refers to Pamphlet Laws 1102, "the act appears" of course, the word "appears" is in error, and the word "approved" is inserted in lieu thereof.

On the bottom of page 10, the line under subsection "B" is deleted. I can assure the gentleman that that is a very minor amendment. On the top of page 11 after the words "and or interest", there is inserted the additional word "earned".

That is the extent of these amendments which I understand are typographical or clarifying amendments. It does not change the substance of the bill in any respect, and I urge that the membership of the House support these amendments.

They were agreed to.

The third section was read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. CADWALADER offered the following amendments:

Amend title, page 1, line 3 of title, by inserting after the word "entitled" the following: "as amended".

Amend title, page 1, line 5 of title, by striking out the word "ordinarily".

Amend title, page 1, line 6 of title, by striking out the word "usable" and inserting in lieu thereof "suitable for use."

On the question recurring,

Will the House agree to the amendments?

They were agreed to.

The section was agreed to as amended:

The second section was read.

On the question,

Will the House agree to the section?

Mr. CADWALADER offered the following amendments:

Amend Sec. 2 (Sec. 10), page 10, line 19, by striking out the letter "[(b)]"

Amend Sec. 2 (Sec. 10), page 10, line 19, by removing the underscoring beneath the letter "(d)".

Amend Sec. 2 (Sec. 10), page 11, line 1, by inserting after the word "interest" the following: "earned".

Amend Sec. 2, page 5, line 2, by striking out the figures "142" and inserting in lieu thereof "412".

Amend Sec. 2, page 5, line 7, by striking out the word "appeared" and inserting in lieu thereof "approved".

They were agreed to.

The SPEAKER. Will the gentleman from Adams, Mr. Worley, withdraw his amendments to the title, since his amendments to the first section were defeated by roll call?

Mr. WORLEY. Is it necessary to withdraw them, Mr. Speaker, after they have been defeated?

The SPEAKER. It would be a courtesy to the Members if the gentleman would do so.

Mr. WORLEY. Mr. Speaker, I shall withdraw them.

On the question,

Will the House agree to the title as amended?

It was agreed to.

On the question,

Will the House agree to the bill on second reading?

Mr. ANDREWS. Mr. Speaker, there is evidently an attempt to starve us into submission. My purpose is to urge that this House do not act on this bill with undue haste. I will lead up to a motion, Mr. Speaker, to place this bill upon the postponed calendar.

I believe that the bill should remain in the possession of the House, until those who disagree with the kind of distribution carried in this bill have had a chance to prepare their amendments. This bill is very cleverly devised. It levies the money, and then with the bill levying the money it carries what some of us believe is a wholly faulty method of distribution, a method of distribution obnoxious to the interests of every township in this Commonwealth. I think that the Members of this House should have time to consider.

Another reason, Mr. Speaker, there is a difference as to the physical facts. As I understand the program of the executive, he contemplates \$120,000,000 for new construction; \$40,000,000 from an Authority, and \$40,000,000 from this proposed tax.

I say to you, Mr. Speaker, that on the basis of the budget, the executive budget, the Commonwealth and the Department has the money. On Page 49 of the budget you will find the estimated cash balance at the end of the biennium. I say to you if the Department of Highways were liquidated today and the assets declared as dividends to the people of the Commonwealth, that unless the executive budget is absolutely false in its figures, the Department has \$38,000,000. I submit that it might be possible to find some other money.

I find on Page 52 of the budget an Item: "Administration, Miscellaneous, Actual and Estimated 1947-1949, \$22,937,000; for 1949-1951, \$24,850,000." Do you know what all that "Miscellaneous and Administration" figures up per mile for State highways? "Administration and Miscellaneous" figures up \$562 a mile for the current biennium, and I figure it up \$609 per mile, and I think that is a mighty big figure for "Miscellaneous."

Mr. Speaker, I urge upon this House that we ascertain as a matter of fact, not as a matter of controversy, but as a matter of fact whether the \$38,000,000 estimated cash balance is fact or fiction. Now, if it is fact, we have the money. If it is fiction, it is fiction that runs entirely through this budget. I submit to you that it ought to be possible to gather up a couple of million dollars by careful management out of that "Administration and Miscellaneous" account. In all the budgets I have ever seen "Miscellaneous" is used to cover a multitude of sins and an immense amount of taxes.

MOTION TO POSTPONE

Mr. ANDREWS. Mr. Speaker, in order that those who desire to offer amendments concerning the method of distributing this money may have their chance to offer their amendments, in order that they may investigate and ascertain the physical facts, in order that we may scrutinize the budget and find out whether as a matter of fact the Governor does not have the money, I move that this bill be placed upon the postponed calendar, and Mr. Speaker, I ask for a roll call.

On the question,

Will the House agree to the motion?

Mr. LOVETT. Mr. Speaker, I second the request for a roll call.

Mr. BRUNNER. Mr. Speaker, I yield to the gentleman from Cambria, Mr. Andrews.

Mr. ANDREWS. Mr. Speaker, may I suggest that the Members answer to their names very clearly and thus make it unnecessary to verify this roll.

Mr. BRUNNER. Mr. Speaker, may I add the same request to that of the gentleman, because at this late hour we have no desire to have a roll verified.

The SPEAKER. Will the Senator please leave the floor of this House.

Mr. BRUNNER. Mr. Speaker, I did not know that the Minority Leader was in need of Senatorial help at this time.

Mr. ANDREWS. Mr. Speaker, they regularly report for instructions.

Mr. BRUNNER. I am certainly in favor of that, Mr. Speaker.

Mr. Speaker, at this time may I state in explanation that should these bills pass second reading today they will be up for final passage tomorrow. It will be at that time that the measures will be debated at length, and the program considered on its merits.

However, I cannot allow the gentleman to cite as one of the reasons for postponement the appearance of a budget item, the amount of \$38,000,000 cash balance, which the budget shows is at the end of the next biennium.

There are two explanations that I have been able to ascertain for this. First of all, that the motor license fees in the amount of some \$47,000,000 will come in at the end of March or the early part of April, and it will be physically impossible for that amount to be allocated and spent between that time and the end of the biennium.

May I also say it is necessary to have a balance on hand, and the gentleman well knows that biennium by biennium, not in the exact amount, but similar amounts are held as cash balances, and that is necessary in order to finance the summer program when expenditures go beyond the receipts, which come in through the four summer months.

I can appreciate the fact that the gentleman would like to postpone this program, but I think that under the circumstances the allocations set forth in this measure are set forth in the budget. They are the same allocations which existed in the last budget, and I think for this and for previous reasons, if you put this on the postponed calendar, or for any other reason, it would be dilatory in nature and I rise to oppose the motion made by the gentleman.

On the question recurring.

Will the House agree to the motion?

The yeas and nays were required by Mr. Andrews and Mr. Lovett and were as follows:

YEAS—84

Amarando,	Hamilton,	Mohroe,	Rovansek,
Andrews,	Harris,	Moran,	Scanlon,
Bane,	Heatherington,	Musto,	Schmidt,
Beaver,	Hersch,	Nagel,	Schuster,
Brandon,	Hoggard,	Needham,	Seyler,
Breth,	Hunter,	Nixon,	Smith, W. B.,
Brown, H. S.,	Jenkins,	Olsen,	Snider,
Buccin,	Jim,	Penglase,	Stank,
Cole,	Jones, G. E.,	Pentrack,	Sternberg,
Coleman,	Jones, J. M.,	Peta,	Swope,
Conway,	Kamyk,	Petrosky,	Taylor,
Dougherty,	Kirley,	Pettigrew,	Varallo,
Duffy,	Kolankiewicz,	Pfaff,	Wargo,
Evans,	Kondrath,	Polen,	Welss,
Filo,	Lederer,	Posta,	Welsh,
Floyd,	Leonard,	Price, R. A.,	Westrick,
Gaffney,	Limper,	Readinger,	Wheeler,
Glembocki,	Lovett,	Reese,	Williams,
Good,	McGee,	Reidenbach,	Worley,
Guarnieri,	McNally,	Rose,	Yester,
Hagerty,	Mihm,	Rosen,	Yetzer,

NAYS—109

Altshuler,	Firmstone,	Kohl,	Robbins,
Barkdoll,	Flack,	Kratz,	Robertson,
Baumunk,	Fleming,	Kurtz,	Royer,
Blair,	Fox,	Lee,	Sax,
Bloom,	Frank,	Lelsey,	Scott,
Bomberger,	Frost,	Loftus,	Shoemaker,
Boorse,	Gallagher,	Madigan,	Smith, C. C.,
Bower,	George,	McCormack,	Sollenberger,
Brelsch,	Gibson,	McCullough,	Stimmel,
Brice,	Goodling,	McKinney,	Stuart,
Brown, W. E.,	Graybill,	McMillen,	Tahl,
Brunner,	Green,	Mikula,	Thompson,
Cadwalader,	Greer,	Miller,	Tompkins,
Clapper,	Guthrie,	Milliken,	Toomey,
Clendening,	Harney,	Mintess,	Varnier,
Cooper,	Haudensfield,	Moore, C. E.,	Wachhaus,
Costa,	Helm,	Moore, H. A.,	Wagner,
Dalrymple,	Herman,	Murray,	Waterhouse,
DeLong,	Hewitt,	Najaka,	Watkins,
Dennison,	Hocker,	Neff,	Weidner,
Depuy,	Hoffman,	O'Dare,	Wescott,
Driscoll,	Jennings,	O'Donnell,	Wood,
Dye,	Johnson,	Orban,	Yaffe,
Elder,	Jump,	Price, H. W., Jr.,	Yeakel,
Erb,	Kemp,	Propert,	Young,
Ewing,	Kent,	Reagan,	Ziegler,
Ferster,	Kline,	Reilly, J. M.,	Sorg,
		Riley, R. L.,	Speaker

NOT VOTING 15

Bednarek,	Greenwood,	Mills,	Sarraff,
Boles,	Hall,	Munley,	Spencer,
Cochran,	Keller,	Powers,	Verona,
Felton,	Krise,	Reynolds,	

So the question was determined in the negative and the motion was not agreed to.

On the question recurring,

Will the House agree to the bill on second reading?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 347, entitled:

An Act to reenact and further amend the title and the act, approved the fourteenth day of May, one thousand nine hundred forty-seven (P. L. 249), entitled as amended, "An act to provide revenue by imposing an excise tax, payable by those herein defined as manufacturers and bottlers of bottled soft drinks, and syrups as herein de-

fined, prepared, used, sold, transported or delivered within the Commonwealth and by others; requiring persons as herein defined engaged in the manufacture, bottling, distribution, sale, and transportation of syrup and bottled soft drinks to secure permits; prescribing the method and manner of evidencing the payment and collection of such tax or assessing the tax; conferring powers and imposing duties on the Department of Revenue and those manufacturing, bottling, distributing, selling and transporting syrup or bottled soft drinks and providing penalties," by further regulating the procedure and the jurisdiction of the Department of Revenue and of the Board of Finance and Revenue relative to claims for refunds, and by extending the provisions thereof for a further limited period of time.

The first section was read.

On the question,

Will the House agree to the section?

Mr. CADWALADER offered the following amendments:

Amend Section 1 (Section 2,) page 4, lines 10 to 11 by striking out after the word "added" in line 10 and before the word "orangeade" in line 11 the following words: "[cider cordial carbonate water]".

Amend Section 1 (Section 2,) page 4, line 16 by striking out after the word "with" and before the word "the" the following words: "[or without]".

Amend Section 1 (Section 2,) page 5, line 8 by striking out after the word "syrup" and before the word "and" the following words: "[simple syrups]".

Amend Section 1 (Section 2,) page 5, lines 12, 13, 14, 15 and 16 by striking out the following paragraph: [Simple syrup is further defined to mean any syrup made mixed compounded or manufactured by dissolving sugar and water or any other mixture which will create what is commonly referred to as "Simple Syrup" practically and commercially usable in mixing non-bottled soft drinks or in bottling soft drinks]

Amend Section 1 (Section 2,) page 6, line 3 by striking out after the word "purchase" and before the word "resale" the following word: "[or]" and inserting in lieu thereof the following word: "for".

Amend Section 1 (Section 2,) page 7, line 8 by inserting after the word "receives" and before the word "and" the following words: "from outside the Commonwealth".

Amend Section 1 (Section 7), page 19, line 16 by striking out after the word "percentum" and before the word "the" the following word: "[of]" and inserting in lieu thereof the following word: "on."

Amend (Section 7), page 20, line 17 by striking out after the word "exceeding" and before the word "days" the following: "[thirty (30)]" and inserting in lieu thereof the following "sixty (60)."

Amend Section 1 (Section 12), subsection (a), page 24, line 2 by inserting after the word "purchaser" and before the word "an" the following words: "if a distributor."

Amend Section 12, subsection (a), page 24, line 3 by inserting after the word "less" and before the word "written" the following words: "or where the purchaser is a retailer a."

Amend Section 1 (Section 12), subsection (a), page 24, line 4 by striking out after the word "affidavit" and before the word "or" the following words: "[from the purchaser]."

Amend Sec. 1, page 3, line 6, by inserting after the word "penalties" the following: "as reenacted and amended by the act approved the twenty-first day of June, one thousand nine hundred forty-seven (P. L. 884)."

Amend Sec. 1 (Sec. 2), page 6, line 2, by striking out the word "container" and inserting in lieu thereof "containers."

Amend Sec. 1 (Sec. 2), page 7, line 5, by striking out the word "syrup" and inserting in lieu thereof "syrups."

Amend Sec. 1 (Sec. 3), page 11, line 10, by striking out the word "thereof" and inserting in lieu thereof "therefor."

Amend Sec. 1 (Sec. 7), page 19, line 7, by striking out the word "provisions" and inserting in lieu thereof "provision."

Amend Sec. 1 (Sec. 10), page 22, line 19, by striking out the part-word "De-" and inserting in lieu thereof "de-."

Amend Sec. 1 (Sec. 15), page 29, line 16, by striking out the word "transportations" and inserting in lieu thereof "transportation."

Amend Sec. 1 (Sec. 16), page 30, line 6, by striking out the word "Treasurey" and inserting in lieu thereof "Treasury."

On the question,

Will the House agree to the amendments?

Mr. HOMER S. BROWN. Mr. Speaker, has the Clerk read the amendments to the title?

The SPEAKER. The Clerk is reading the amendments for the information of the House.

Mr. BROWN. Mr. Speaker, may I request that inasmuch as two sets have been sent to the desk, that the gentleman from Montgomery, the Majority Floor Leader, inform the House generally—

Mr. BRUNNER. Mr. Speaker, there is so much conversation around here that I cannot hear a word the gentleman is saying. I am sorry to interrupt the gentleman, but I want to get the full import of what he is saying. Will the gentleman please repeat his request?

Mr. BROWN. Mr. Speaker, I understand that there were two sets of amendments sent to the desk by the gentleman from Montgomery. Mr. Cadwalader. I would suggest, if it is agreeable to the Majority Leader, that he explain both sets of amendments at one time so that the House may be informed correctly as to the amendments.

The SPEAKER. Without objection the Chair recognizes the Majority Leader for that purpose. The Chair hears no objection. The gentleman will proceed.

Mr. BRUNNER. Mr. Speaker, may I ask the gentleman from Allegheny, if he will permit me for the purpose of clarification to follow the first set of amendments which deal only with the typographical errors, and then proceed with the other set of amendments. Inasmuch as we have two different sets I might explain those which are more substantial than the first set which I will deal with.

Mr. BROWN. Mr. Speaker, in order to conserve the time of the House I think if the gentleman from Montgomery, Mr. Brunner, would simply say that one set of amendments involves only typographical errors, he may do so and forget those particular amendments and go to the other amendments.

Mr. BRUNNER. Mr. Speaker, of all the amendments submitted by the gentleman from Montgomery, Mr. Cadwalader, may I state that the first amendment is the same as the first amendment in the list which Mr. Brown has just referred to. Therefore, we can dispose of that without further comment.

The second amendment is in Section 2, Page 4, lines 10 and 11 by striking after the word "added" in Line 10 and before the word "are engaged" in Line 11, the following words "cider, cordial, or carbonated water." The following items are deleted: cider, cordial and carbonated water. Cider and cordial are eliminated for the reason that they are not within the type of bottled soft drinks generally covered by the act. Carbonated water is excluded for the reason that it is rarely consumed alone

as a soft drink, and for the additional reason that it is not subject to the act when served over the fountain. Hence, it is equitable to exclude it when bottled.

The next amendment amends Section 2, Page 4, line 16 by striking out the word "with" before the word "or" the following words "or without." This is so that the amendment may include such beverages as are commonly referred to as soft drinks which are manufactured with the use of syrup. Accordingly, such soft drinks which are manufactured without the use of syrup would not be subject to the act. The act as thus amended would round out those drinks which are prepared in bottles and those which are served over the fountain.

The next amendment amends Section 2, Page 5, line 8 by striking out after the word "syrup" and before the word "and" the following words: "simple syrup."

Mr. Speaker, may I follow to the next amendment before I explain the previous amendment that amends Section 2, Page 5, lines 12, 13, 14, 15, and 16, by striking out the following paragraph in its entirety. "Simple syrup is defined to be any syrup made, mixed, compounded or manufactured by dissolving sugar and water or any other mixture which will create what is commonly referred to as "simple syrup," practically and commercially useable in mixing soft drinks or bottled soft drinks.

The Members may wish to know that from the information which I have here the last two amendments eliminate from the definition of syrup or syrups the item of "simple syrup."

Experience has indicated that to subject simple syrup to the terms of the act works a hardship upon such a manufacturer therefore, who supplies bakers and confectioners. However, the proportion of the tax is considerably higher than in the case of any syrup or concentrated syrup subject to the act.

The next amendment will amend Section 2, Page 6, line 3, by striking out after the word "purchase" and before the word "resale" the word "or" and insert in lieu thereof the word "for". This clarifies the definition of distributor as one who purchases for resale.

The following amendment amends Section 2, Page 7, line 8, by inserting after the word "receives" and before the word "and", the following words "from outside the Commonwealth". This more clearly defines one of the acts of importing by making express that which is merely implied. This amendment simply adds the words "from outside the Commonwealth".

The next amendment amends Section 7, line 16, by striking out after the word "percent" and before the "the" the following word "of", and inserting in lieu the following word "on". Of course, that is merely a typographical correction.

The next amendment will amend section 7, page 20, line 17, by striking out after the word "exceeding" and before the word "they",—and I may say, Mr. Speaker, that this is an amendment that the Members should consider, and may I say at this time the following: strike out "30" and insert in lieu thereof the following "60". This extends the credit period of 30 days to 60 days within which tax crowns or tax stamps may be advanced. This amendment will amply relieve the hardship by affording the opportunity of having the refund apply to his credit prior to being required to pay for his next purchase of stamps or crowns.

The other amendment amend Section 12, Subsection "A", page 24, by inserting after the word "purchaser" and before the word "and" the following words "if a distributor," and the same section, subsection "A" page 24, line 3, before the word "or" the following words "where the purchaser is a retailer", and the same Section, Subsection "A" Page 24, line 4, by striking out after the word "affidavit" and before the word "or", the following words: "from the purchaser".

Mr. Speaker, these amendments are deisgned to alleviate a domestic manufacturer and bottler from obtaining affidavits from retailers outside the state, as a condition precedent to recovery of refund where the out-of-state purchaser is a retailer. A certificate in lieu of an affidavit is deemed sufficient to confirm his claim for refund for the out-of-state shipments. It is no longer necessary that we have an affidavit for this purpose; we are willing to have them sign a statement to that effect.

These amendments are suggested and it is our hope that the membership of this house will recognize that they are good amendments, that they will help the administration of the law, that they will enable those who are in this business and who are taxed by this law to conduct themselves with less governmental restraint, that they will have a better cooperation as a result of that, and we are pleased at this time to support these amendments.

Mr. ANDREWS. Mr. Speaker, in the opinion of the gentleman from Montgomery, Mr. Brunner, these amendments are quite all right, but it is still a bum bill.

On the question recurring,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section was read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. CADWALADER offered the following amendments:

Amend page 2, line 10 of the title by striking out after the word "thereof" and before the word "a" the following word: "[or]" and inserting in lieu thereof the following word: "for."

They were agreed to.

The title was agreed to as amended.

On the question,

Will the House agree to the bill on second reading?

Mr. ANDREWS. Mr. Speaker, once again into this arena of discord I want to interject a few words of light and learning, and advance reasons why we should defer action on this bill until we find out whether this bill is needed; whether it is needed in order to execute the exact program that the Governor has outlined to this house.

Our contention is that this bill is not needed, and I am raising a few points which I would ask the Majority Leader to consider when he addresses this House tomorrow.

On Page 50 of the budget, I would like to know whether the fifty million dollar bond issue is fictitious or real. We find that out of the fifty million dollar bond issue some nine million dollars has been expended, and

that in that fifty million dollar bond issue there still remains forty-three million dollars. Now, if we do not have a General State authority, and if we do not have a number of other things, obviously the forty-three million dollars will be used; but if we do have a General State authority the forty-three million dollars, if it is not a fiction, can be drawn upon for the seventeen million dollars which we need for the Schuylkill.

Another thing I would ask the Majority Leader to turn to Page 11 of the budget and consider the item in the 1945-1947 schedule: "construction and Land Post-war." I would like to have the Majority Leader find out whether I am wrong when I say that there is now available and unexpended in that appropriation in excess of eleven million dollars, and I refer the Majority Leader to the same page in the 1947-1949 schedule: "Stream Clearance, Conservation and Flood Control," an original appropriation of ten million dollars, and as of the beginning of the week there was unexpended, unless I have been misinformed eight million dollars in that fund.

I would refer the gentleman to Page 12 of the budget on the 1945-1947 schedule "Institutional Construction Post-war," nine million dollars. My information is that there is still available in that 1945-1947 appropriation of nine million, two hundred thirty-five thousand dollars in excess of six million dollars.

I refer the gentleman to Page 15 of the budget, the item "Construction Post-war" in the 1945-1947 schedule, originally four hundred fifty thousand dollars. My information is that there is available in that fund two hundred seventy-nine thousand dollars.

Now, Mr. Speaker, I do not want to take the time of the House, but after the session tomorrow morning if the Majority Leader will study Page 17 of the budget of the 1945-1947 schedule, the last item "Construction Welfare, sixteen million, four hundred eighty-five thousand dollars, my information is that there is in that fund almost ten million dollars. If the gentleman looks around he may gather up more than three million dollars.

Now, Members of the House, if we do not have a General State Authority in the possible offing, what I am saying would not be pertinent, but I am saying to this House that if we have a General State Authority we are not going to construct buildings and build one wing through the General State Authority, while the Department of Property and Supplies is building another wing under the auspices of the state. I say to the Majority Leader, I say to His Excellency the Governor, and I say to the Members of this House that until they have outlined the scope of the General State Authority and decide where the state construction ends and where State Authority construction begins, we cannot pass intelligently upon this bill, because I repeat it is my contention that if we undertake a General State Authority as a method of procedure that we do not need this bill, and it might possibly be that the one cent cigarette tax could be earmarked for Highways.

MOTION TO POSTPONE

Mr. ANDREWS. Mr. Speaker, I move that this bill be placed upon the postponed calendar until such time as we have been able to verify the physical facts which should govern our action at this time, and I would ask for a roll call.

On the question,

Will the House agree to the motion?

Mr. STANK. Mr. Speaker, I second the request for a roll call.

Mr. BRUNNER. Mr. Speaker, on behalf of the Members on this side, I thank the gentleman for not requesting information to be delivered to him at this time. May I assure the gentleman that tomorrow I will give him the advantage of the sheet which I hold in my hand, which covers the specific sections and items which he has just mentioned. I think at that time we will have an opportunity to discuss at length these particular provisions and I will attempt to clarify the situation.

May I say, however, that this bill is another bill which is part of a program. This is a measure which in our opinion is just as vital and just as necessary as any other bills which we are considering today. You may call it a "package," you may call it anything you please, but all these bills put together, may I say, generally will enable the people of this state to receive one hundred and twelve million dollars and in excess of that in added services that they did not receive during the last biennium, with no increased taxes. I have no desire to debate at this time, but since this matter is a part of the entire picture, I oppose this motion and I ask that this motion be voted down.

Mr. ANDREWS. Mr. Speaker, I wondered whether the Majority Leader, having these extended documents in hand, might be inclined to submit the interesting figures that have been compiled for him, and the interesting figures that have been compiled on this side to an impartial council for decision.

Mr. BRUNNER. Mr. Speaker, if I understand the gentleman correctly, he would ask us to have someone other than the membership of this House review these figures. Unfortunately, we are a body elected by the people of the state to do that job ourselves. Therefore, I assume that the gentleman will agree to discuss this matter with us tomorrow and listen to what I may have to offer at that time.

Mr. ANDREWS. Mr. Speaker, I will gladly meet the gentleman on the basis of what he has in his study.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. Andrews and Mr. Stank, and were as follows:

YEAS—82

Amarando,	Harris,	Moran,	Scanlon,
Andrews,	Heatherington,	Musto,	Schmidt,
Bane,	Hersch,	Nagel,	Schuster,
Beaver,	Hoggard,	Needham,	Seyler,
Brandon,	Hunter,	Nixon,	Smith, W. B.,
Breth,	Jenkins,	Olsen,	Snider,
Brown, H. S.,	Jim,	Penglase,	Stank,
Bucchin,	Jones, G. E.,	Pentrack,	Sternberg,
Cole,	Jones, J. M.,	Peta,	Swope,
Coleman,	Kamyk,	Petrosky,	Taylor,
Conway,	Kirley,	Pettigrew,	Varallo,
Dougherty,	Kolankiewicz,	Pfaff,	Verona,
Duffy,	Kondrath,	Polen,	Wargo,
Evans,	Lederer,	Posta,	Welss,
Floyd,	Leonard,	Price, R. A.,	Welsh,
Gaffney,	Limper,	Readinger,	Westrick,
Glembocki,	Lovett,	Reese,	Wheeler,
Good,	McGee,	Reldenbach,	Williams,
Guarnieri,	McNally,	Rosen,	Yester,
Hagerty,	Mihm,	Rovansek,	Yetzer,
Hamilton,	Monroe,		

NAYS—111

Altshuler,	Firmstone,	Kratz,	Robertson,
Barkdoll,	Flack,	Kurtz,	Royer,
Baumunk,	Fleming,	Lee,	Sax,
Blair,	Fox,	Lelsey,	Scott,
Bloom,	Frank,	Loftus,	Shoemaker,
Bomberger,	Frost,	Madigan,	Smith, C. C.,
Boorse,	Gallagher,	McCormack,	Sollenberger,
Bower,	George,	McCullough,	Stimmel,
Breisch,	Gibson,	McKinney,	Stuart,
Brice,	Goodling,	McMillen,	Tahl,
Brown, W. E.,	Graybill,	Mikula,	Thompson,
Brunner,	Green,	Miller,	Tompkins,
Cadwalader,	Greenwood,	Milliken,	Toomey,
Clapper,	Greer,	Mintess,	Varner,
Clendening,	Guthrie,	Moore, C. E.,	Wachhaus,
Cooper,	Harney,	Moore, H. A.,	Wagner,
Costa,	Haudenschild,	Murray,	Waterhouse,
Dalrymple,	Helm,	Najaka,	Watkins,
DeLong,	Herman,	Neff,	Weidner,
Dennison,	Hewitt,	O'Dare,	Wescott,
Depuy,	Hocker,	O'Donnell,	Wood,
Driscoll,	Hoffman,	Orban,	Worley,
Dye,	Johnson,	Price, H. W., Jr.,	Yaffe,
Elder,	Jump,	Propert,	Yeakel,
Erb,	Kemp,	Reagan,	Young,
Ewing,	Kent,	Reilly, J. M.,	Ziegler,
Felton,	Kline,	Riley, R. L.,	Sorg,
Ferster,	Kohl,	Robbins,	Speaker

NOT VOTING—15

Bednarek,	Hall,	Mills,	Rose,
Boies,	Jennings,	Munley,	Sarraf,
Cochran,	Keller,	Powers,	Spencer,
Filo,	Krise,	Reynolds,	

So the question was determined in the negative and the motion was not agreed to.

On the question recurring,

Will the House agree to the bill on second reading as amended?

It was agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 348, entitled:

An Act to reenact and further amend the title and the act, approved the fourteenth day of June, one thousand nine hundred thirty-five (P. L. 341), entitled, as amended "An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined; requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits; prescribing the method and manner of collecting such tax; conferring powers and imposing duties on the Department of Revenue, and persons, as herein defined, engaged in the sale of cigarettes at retail or wholesale; and providing penalties," by exempting from its provisions certain sales of cigarettes to patients in Veterans' Administration Hospitals and dealers making such sales, making unlawful the possession of cigarettes upon which the tax has not been paid and providing penalties therefor, and extending the provisions of the act for a further limited period of time.

The first section was read.

On the question,

Will the House agree to the section?

Mr. CADWALADER offered the following amendments:

Amend page 5, line 13 by striking out after the word "military" and before the word "personnel" the word: "force" and inserting in lieu thereof the word: "forces".

Amend page 13, line 7, by inserting after the word "of" and before the word "Navy" the word: "the".

They were agreed to.

The second and third sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 349, entitled:

An Act to further amend section three of the act approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 284), entitled, as amended "An act imposing a State tax, payable by those herein defined as manufacturers and by others, on malt or brewed beverages used, sold, transported, or delivered within the Commonwealth; prescribing the method and manner of evidencing the payment and collection of such tax; conferring powers and imposing duties on the Department of Revenue, and those using or engaged in the sale, at retail or wholesale, or in the transportation of malt or brewed beverages taxable hereunder; and providing penalties," increasing the rates of certain taxes for a further limited period of time.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 350, entitled:

An Act to reenact and further amend the title and the act, approved the sixteenth day of May, one thousand nine hundred thirty-five (P. L. 208), entitled, as amended, "An act to provide revenue for State purposes by imposing an excise tax, for a limited period of time, on the net incomes of certain corporations, joint-stock associations, and limited partnerships: providing for the assessment, collection, settlement and resettlement of taxes, and reviews and appeal therefrom; conferring powers, and imposing duties on certain persons, corporations, joint-stock associations, limited partnerships, State, and county officers, boards, and departments; making an appropriation; and providing penalties," extending the provisions of the act for a further limited period of time.

The first section was read.

On the question,

Will the House agree to the section?

Mr. CADWALADER offered the following amendments:

Amend Section 1, page 4, line 10, by striking out line 10 and inserting in lieu thereof the following:

"Department". The Department of Revenue of this Commonwealth.

Amend Section 1, page 7, line 10, by striking out the word "of" and inserting in lieu thereof the following word: "to".

Amend Section 1, page 8, line 10, by striking out the word "of" and inserting in lieu thereof the following word: "by".

Amend Section 1, page 26, line 5, by striking out the word "violation" and inserting in lieu thereof the following word: "violations".

Amend Section 1, page 28, line 4, by striking out the word "provision" and inserting in lieu thereof the following word: "provisions".

They were agreed to.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 351, entitled:

An Act to further amend section twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" postponing the manufacturing exemption with regard to capital stock tax and the franchise tax on domestic and foreign corporations joint-stock associations limited partnerships and companies for a further limited period of time

The first section was read.

On the question,

Will the House agree to the section?

Mr. WADWALADER offered the following amendments:

Amend Section 1, page 9, line 3, by striking out the word "except" and inserting in lieu thereof the following word: "excepting".

Amend Section 1, page 10, line 5, by striking out the word "associate" and inserting in lieu thereof the following word: "associations".

They were agreed to.

The second and third sections and the title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 352, entitled:

An Act to further amend section twenty-three of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" by increasing for a further limited period of time the rate of tax imposed upon the gross receipts of certain companies limited partnerships associations joint-stock associations copartnerships and persons

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 353, entitled:

An Act to reenact and amend the title and the act approved the ninth day of June one thousand nine hundred thirty-six (Special Session of one thousand nine hundred thirty-six P. L. 13) entitled "An act imposing an emergency State tax for a limited period of time on liquor as herein defined sold by the Pennsylvania Liquor Control Board providing for the collection and payment of such tax and imposing duties upon the Department of Revenue and the Pennsylvania Liquor Control Board" as previously reenacted and amended by extending the provisions thereof for a further limited period of time

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection

Senate Bill No. 2, Printer's No. 12 and

Senate Bill No. 114, Printer's No. 14

were passed over at the request of the SPEAKER.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence 10, 17, 67, 149, 169, and 209.

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 14, 1949.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, February 21, 1949, at four o'clock P. M., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, February 21, 1949, at four-thirty o'clock, P. M., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

REPORT FROM COMMITTEE

Mr. GREER from the Committee on Judiciary reported as amended, House Bill No. 189, entitled:

An Act to amend the title and section one of the act, approved the twenty-second day of March, one thousand eight hundred sixty-five (P. L. 30), entitled "An act to authorize, and make valid, conveyances by wives, during their minority, of their interests in their husband's real estate," authorizing minor husbands to join in conveyances of their wife's real estate, and to validate such conveyances heretofore made.

RESOLUTION

SUPPLEMENTAL REPORT FROM COMMITTEE ON COMMITTEES

Mr. ROYER offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and adopted as follows:

In the House of Representatives, February 14, 1949.

Be it Resolved that the Honorable Samuel Rose be hereby transferred from the Committee on Ways and Means to the Committee on City and County—First Class, and

Be it Further Resolved that the Honorable Thomas Peta be hereby transferred from the Committee on City and County—First Class to the Committee on Ways and Means.

BAKER ROYER, Chairman
WILSON L. YEAKEL
GEORGE W. COOPER
RAY L. RILEY
KENNETH H. WAGNER
CHARLES C. SMITH
JOSEPH A. SCANLON
JOHN F. STANK
ALBERT S. READINGER

RESOLUTION CONGRATULATIONS

Mr. MILLIKEN. Mr. Speaker, I know that the hour is late, and while I have had a long speech prepared about this very important event that happened to one of our Members, I will briefen it up considerably.

Mr. Clendening is the proud father of a baby girl. We have always had good looking Members from Delaware; however, I think that Mr. Clendening has topped everyone that came from there. He not only has good looks, he has everything. Mr. Speaker, may I offer this resolution.

Messrs. MILLIKEN, ROBERTSON and BLOOM offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, February 14, 1949.

Whereas, Robert J. Clendening, a member of this august body representing Delaware County, has been performing his duties while under great nervous strain and tension, and

Whereas, The gentleman from Delaware County has been keeping several boxes of cigars ready for distribution to his friends at the proper moment, and

Whereas, Mr. Clendening learned on the morning, of the eleventh, that at 11:45 A. M. his wife, Harriet, made him the father of a new baby girl, Grace Anne, wieght seven pounds, one ounce, therefore be it

Resolved, That this House, extend congratulations and best wishes to both the new father and new mother, and, be it further

Resolved, That the chief clerk send a copy of this resolution to Mrs. Clendening, temporarily residing in the Delaware County Hospital, Upper Darby.

The SPEAKER. The Chair recognizes the gentleman from Delaware, Mr. Clendening.

Mr. ANDREWS. Mr. Speaker, may I inquire why the gentleman, from, wherever he comes from, Mr. Clendening, forgets the pipe smokers?

The SPEAKER. The Chair recognizes the gentleman from Delaware, Mr. Clendening.

Mr. CLENDENING. Mr. Speaker, may I take this opportunity to thank each and everyone of you in behalf of my wife and myself for this grand and splendid

recognition. May I say for the benefit of the gentleman from Cambria that I had in mind that there would be pipe smokers among the Members of this House, and, therefore, I would like to suggest that he experiment and try breaking up the cigar in the pipe.

FORMER MEMBERS WELCOMED

The SPEAKER. The Chair wishes to welcome to the Hall of the House today two former Members, the gentleman from Mercer, Honorable Thomas Lyons and Honorable R. Roscoe Simons.

MEMBERS CONGRATULATED

The SPEAKER. The Chair desires to extend to the four Valentines of the House his personal greetings. He knows of the exceptionally good care taken of them by the Majority and Minority Leaders.

COMMITTEE MEETINGS

Boroughs, Room 522, Tuesday, February 15, at 9:30 a. m.

Judiciary, Room 149, Tuesday, February 15, at 11:00 a. m.

Professional Licensure, Room 325, Tuesday, February 15, at 12:30 p. m.

Public Health and Sanitation, Room 522, Tuesday, February 15, at 12:45 p. m.

Railroads and Railways, Room 325, Tuesday, February 15, at 11:30 a. m.

Townships, Room 522, Tuesday, February 15, at 10:30 a. m.

Republican Caucus in the new House Caucus Room, Tuesday, February 15, at 1:00 p. m.

Democratic Caucus in the old House Caucus Room, Tuesday, February 15, at 1:00 p. m.

ADJOURNMENT

Mr. TOOMEY. Mr. Speaker, I move that this House do now adjourn until Tuesday, February 15, 1949, at 2:00 p. m.

The motion was agreed to, and (at 8:09 p. m.) the House adjourned.

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., TUESDAY, FEBRUARY 15, 1949.

No. 14.

SENATE

TUESDAY, February 15, 1949

The Senate met at 3:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

PRAYER

The Chaplain, Rev. JAMES B. WILLIAMS, Pastor of Second Baptist Church of Harrisburg, offered the following prayer:

Almighty God, our Heavenly Father, we are grateful to Thee for this another day, grant us this day our daily bread.

At this the beginning of another Session of the Senate of the State Legislature, we pause to offer unto Thy name praise and honor. We acknowledge our inadequacies without Thy presence and wisdom. We are absolutely dependent upon Thee for the vision and understanding that we must have for the task that is ours this day.

We pray Thy blessing upon every individual serving in public office. Give to him the courage of his conviction, honesty of purpose and self-respect, realizing that the final accounting of his stewardship must be given to Thee.

Oh God, may the opening of this Session with prayer be not just a part of the procedure, let it be an honest effort on our part to learn Thy will in our lives. Give us the daring to do Thy will though the forces of Hell oppose, that when this day is done, we may find within ourselves the peace of mind and the satisfaction which comes only in the knowledge that we have done our best for all of those who have placed their confidence in us.

In these times of national conflict and international unrest we pray especially for the President of our country, the Governor of our State, the Mayor of our city and all who share the responsibilities and cares of government. All these things we ask in His name. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. HARE, further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. Hare asked and obtained leave of absence for Mr. TAYLOR, on account of illness in the family.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. LORD, JR. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on February 15, 1949.

Mr. ROBINSON. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 15, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation.

ALLEGHENY COUNTY

Miss Laura Godsen, Pittsburgh, 1307 Keenan Bldg.
A. J. Hartman, Pittsburgh, 3725 Gulf Bldg.
Victor C. Osterman, Pittsburgh, 1307 Keenan Bldg.
Miss Bertha M. Ross, Pittsburgh, 125 DeSoto St.
Miss Aline Rose Rubin, Pittsburgh, 206 Law & Finance Bldg.

BERKS COUNTY

Mrs. Bessie Mae Schmucker, West Reading.

CLARION COUNTY

David C. Gathers, Redbank Twp., R. F. D. 1, Mayport.

DELAWARE COUNTY

M. A. Gimbel, Upper Darby Twp., Upper Darby.
Miss Margaret Harrigan, Upper Darby Twp., Upper Darby.

FRANKLIN COUNTY

A. Thomas Flowers, Shippensburg.

LEBANON COUNTY

Christian G. Erb, Palmyra.

LEHIGH COUNTY

Miss Pauline A. Brown, Allentown.

Miss Lillian I. Erdell, Allentown.

Mrs. Viola M. Hoffman, Upper Macungie Twp., Breinigsville.

LYCOMING COUNTY

J. D. Quinn, Williamsport.

NORTHAMPTON COUNTY

Miss E. A. Dusinski, Nazareth.

PHILADELPHIA COUNTY

Miss Maxine C. Anderson, 1112 Packard Bldg. (2).

John J. Burke, Jr., Phila. Gen. Hospital, 34th & Curie Ave.

John F. Moore, 1020 Phila. Saving Fund Bldg.

Harry Muchnick, 5 N. 40th St.

Vincent M. Naddy, 1828 W. Huntingdon St. (32).

SCHUYLKILL COUNTY

Richard G. Hanley, Pottsville

WASHINGTON COUNTY

Miss Esther L. Arison, Charleroi.

WESTMORELAND COUNTY

William F. Snyder, Arnold.

To compute from dates set opposite their names.

ALLEGHENY COUNTY

Miss Katherine P. McNulty, Pittsburgh, 3943-7 Sennott St. (13), February 16, 1949.

Mrs. Cora Bryan, Duquesne, February 19, 1949.

MONROE COUNTY

Harold C. Edwards, Stroudsburg, February 19, 1949.

PHILADELPHIA COUNTY

Michael G. Marian, 401 Fairmount Ave., February 19, 1949.

WASHINGTON COUNTY

Mrs. Martha C. Yenke, Bentleyville, February 19, 1949.

INDIANA COUNTY

Roy E. Penfield, Indiana, February 20, 1949.

MONTGOMERY COUNTY

Miss Mildred D. Coulston, Conshohocken, February 23, 1949.

WESTMORELAND COUNTY

H. A. Trautman, Ligonier, February 26, 1949.

JAMES H. DUFF.

CONSIDERATION OF NOTARIES PUBLIC

A motion was made by Mr. LORD, Jr. and Mr. ROBINSON,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,
Barrett,
Berger,
Blass,
Chapman,
Crowe,
Dent,
Diehm,
DiSilvestro,
Doehla,
Donlan,
Farrell,
Frazier.

Geltz,
Haluska,
Hare,
Holland,
Homsher,
Kephart,
Lane,
Leader,
Letzler,
Lord,
Mahany,
Mallery.

McPherson, Jr.,
Meade,
Neff,
Pechan,
Peelor,
Robinson,
Rosenfeld,
Ruth,
Scarlett,
Snowden,
Stevenson,
Stiefel,
Tallman,
Tarr,
Toole,
Wade,
Wagner,
Walker,
Watkins,
Watson,
Wolfe,
Wood, L. H.,
Wood, T. M.,
Yosko.

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced informed the Senate that the House has concurred in Resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, February 14, 1949.

RESOLVED (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, February 21, 1949, at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, February 21, 1949, at four-thirty o'clock, p. m., E. S. T.

REPORTS FROM COMMITTEES

Mr. CHAPMAN. Mr. President, two years ago I was in a Philadelphia hospital. During that time, the Philadelphia Transportation Company had a strike, and no nurses, no physicians, no cooks, no help, no cleaners were able to reach the hospital. I am very much interested in the settlement of the present Philadelphia Transportation strike on that account.

Mr. President, I have been directed by the Committee on Labor and Industry to report, Senate Bill No. 263, as amended by the Attorney General, to make this bill constitutional, and also to make it immediately effective in settling the present strike. This bill will immediately settle the strike in Philadelphia.

Mr. CHAPMAN, from the Committee on Labor and Industry, reported as amended, Senate Bill No. 263, entitled:

An Act to amend the title and sections one and two of the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1161) entitled "An act to provide for the prompt peaceful and just settlement of labor disputes between public utility employers engaged in furnishing electric gas water and steam heat services to the public and their employees which cause or threaten to cause strikes lockouts slowdowns or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service providing procedures for the adjustment and settlement of such disputes declaring that the public policy of the Commonwealth requires the continuation without cessation of such public utility services and pro-

viding means including regulations affecting the rights powers and privileges of employers and employes for the enforcement of such public policy and providing penalties" by bringing within the provisions of this act public utility employers and employes engaged in furnishing urban passenger transportation to the public and making the provisions thereof effective as to presently existing labor disputes and work stoppages.

Mr. SNOWDEN, from the Committee on Highways, reported as committed, Senate Bill No. 232, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Township of Allison, Clinton County, Pennsylvania, with the approval of the Governor.

BILL RE-REFERRED

Mr. HALUSKA, from the Committee on Labor and Industry, reported as committed, Senate Bill No. 213, entitled:

An Act to amend section three hundred six point one of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by making an appropriation to provide for payments in certain second injury cases.

which was re-referred to to the Committee on Appropriations.

REPORTS FROM COMMITTEES

Mr. PECHAN, from the Committee on Law and Order, reported as committed, Senate Bill No. 160, entitled:

An Act to further amend subsections (9) and (10) of section six hundred two of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (P. L. 15, 1933-34), entitled, as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by further regulating advertisements allowed on and about licensed premises.

Mr. MEADE, from the Committee on Law and Order, reported as amended, Senate Bill No. 218, entitled:

An Act to further amend the act approved the third day of May one thousand nine hundred thirty-three (P. L. 252) entitled as amended "An act to regulate and restrain the traffic in malt and brewed beverages as herein defined providing for the licensing of the manufacture transportation sale and distribution of such beverages imposing license and permit fees and providing for collection and distribution thereof restricting ownership and interest in licensed places permitting municipalities and townships by vote of the electors to prevent the licensing

therein of places where such beverages may be sold for consumption on the premises and regulating elections for this purpose imposing duties upon, the Pennsylvania Liquor Control Board quarter sessions courts district attorneys the Department of Justice proper authorities of political subdivisions of the State and election officers providing penalties and repealing existing acts" by providing the quantity of malt or brewed beverages to be sold by any manufacturer distributor importing distributor or retail dispenser further regulating advertisements allowed on and about licenses premises.

SENATE RESOLUTION No. 20 REPORTED FROM COMMITTEE

Mr. LLOYD H. WOOD from the Committee on Constitutional Changes and Federal Relations, to which was referred resolution offered by Mr. Lord, Jr., on February 9, 1949, reported the same with amendments as follows:

MEMORIALIZING CONGRESS TO SEVER DIPLOMATIC RELATIONS WITH COMMUNISTIC HUNGARY

In the Senate, February 9, 1949.

Whereas, The whole world is shocked and astounded by the trial of Joseph Cardinal Mindszenty in Communist dominated Hungary, and at the unjust verdict and severe sentence given him; and

Whereas, The opinion expressed on all sides, is that this is the best sort of evidence of the intention of the Communists to destroy religion wherever it exists; and

Whereas, This religious persecution is an outrage against Americans of all faiths; and

Whereas, The destruction of the freedom of religion is only one of the many freedoms being destroyed by the Communists in every country in which they have control; and

Whereas, Vast numbers of persons in all walks of life in all these countries are obligated to suffer on a scale civilization has never heretofore experienced; and

Whereas, Such conduct is indicative of what may be anticipated in Communist controlled countries and is a warning of the spread of tyranny and oppression among free peoples; now therefore be it

Resolved, That the Senate of the Commonwealth of Pennsylvania, mindful of the great crimes and injustices being practiced upon the peoples of the Communistic controlled countries, hereby expresses its sincere sympathy and hopes the day will not be too far distant when all of their sufferings will have become a memory only, and that they again will be among the free peoples of the world; and be it further

Resolved, That the Senate of the Commonwealth of Pennsylvania records its strong condemnation in this unjust persecution and that it hereby memorializes the Congress of the United States to sever diplomatic relations with Communistic Hungary as a nation which would condone and foster such outrageous conduct; and be it further

Resolved, That copies of this resolution be transmitted by the Secretary of the Senate to the President of the United States, the presiding officers of each House of the Congress of the United States, and to each Senator and Representative from Pennsylvania in the Congress of the United States.

A motion was made by Mr. LORD, JR. and Mr. MAHANY,

That rule 39, which requires resolutions reported from committee to lie over for one day be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

Which was agreed to.

On the question,
Will the Senate agree to the resolution?

Mr. DENT. Mr. President, I think that every member of the Senate agrees in whole or at least in part, with the opinions expressed in this resolution. The only thing I question is the severity of the memorialization, whether or not the Senate of Pennsylvania and the members thereof are qualified to say to the Congress of the United States that because of this or that act, we think we ought to sever diplomatic relations with a nation of the world.

Now, Mr. President, if we wanted to go further, we could probably, in that same instance, include in this resolution Bulgaria and Czechoslovakia and all the rest of the nations that are underneath the so-called Communistic heel.

However, I believe that in a sense we would like to vote for the resolution. However, I do believe, in all sincerity, that we ought to change the memorializing clause to have the Congress of the United States take cognizance of the fact that the members of the Senate of Pennsylvania feels this way about this matter, but to go so far as to recommend the severance of relations with any nation, I do not think that is within our province, and I rest the case with the gentleman who introduced the resolution.

If the gentleman from Philadelphia could amend that particular phrase out of the resolution, we will go along one hundred percent with the condemnation of the things that communistic countries are doing today and are contemplating doing, but I do not think it is within our province to say to the United States Government, sever our relationships with any nation.

Mr. LORD, Jr. Mr. President, may I say to the gentleman from Westmoreland, Senator Dent, that I am confident that no difference exists so far as the feeling among every member of this body. Personally I think that the penalty can not be too severe, that the penalty inflicted upon the Cardinal was very severe.

May I say, Mr. President, that of course the Senate of the Commonwealth of Pennsylvania is not in a position of power to make any determination with respect to the foreign relations policy of the United State of America, but I do think that we are in a position to pass such a resolution and advise Congress of our personal feeling in the matter, and that our personal feeling is a very strong one.

So far as the severance of diplomatic relations is concerned, when we read in the press that that has been advanced, it has been suggested and there is no doubt that everyone is in complete uniformity that the people who inflicted upon this man the injustice which he received, that after all that government should not be entitled to the recognition of a free people as we are today.

So, therefore, Mr. President, I feel that the resolution should not be amended. However, sir, as I stated, I also feel that no difference exists as to any member of the Senate with respect to his feelings in that regard, and so I would be very glad to accept any amendment that Senator Dent will offer which would be in complete sympathy with his own ideas, so far as the recommendation of the Senate is concerned.

RESOLUTION LAID ON THE TABLE

Mr. DENT. Mr. President, I move that Senate Resolution No. 20 be laid on the table.

Mr. GELTZ. Mr. President, I second the motion.
The motion was agreed to.

BILLS INTRODUCED AND REFERRED

Mr. CROWE read in his place and presented to the Chair Senate Bill No. 283, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor, to convey to the Mt. Pocono Airport Authority certain property located in Monroe County and commonly known as the "Mt. Pocono Airport."

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 284, entitled:

An Act to further amend the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance; amending, revising and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by further defining employees eligible for group life insurance and trust funds established for the same; and requiring certain notices to be given to employees relating to the right to an individual policy upon termination of employment.

Which was committed to the Committee on Insurance.

Messrs. MALLERY, STEVENSON and BERGER read in place and presented to the Chair Senate Bill No. 285, entitled:

An Act to further amend clauses six, seven, twenty and twenty-three of section two of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicles; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain

contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by exempting from the provisions thereof motor vehicles engaged in the transportation of logs or pulpwood used in the manufacture of paper, or wood used in the manufacture of charcoal and wood chemicals.

Which was committed to the Committee on Corporations

Mr. HOMSHER read in his place and presented to the Chair Senate Bill No. 286, entitled:

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on pay-rolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," eliminating certain obsolete provisions thereof, clarifying certain definitions and terms, changing the rights and obligations of employers and employes thereunder and requiring prothonotaries to enter certain liens without prepayment of costs.

Which was committed to the Committee on Labor and Industry.

Mr. FRAZIER read in his place and presented to the Chair Senate Bill No. 287, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the School of Veterinary Medicine.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 288, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 289, entitled:

An Act making an appropriation to the Hospital of the University of Pennsylvania, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

PERMISSION TO ADDRESS SENATE

Mr. TALLMAN asked and obtained unanimous consent to address the Senate.

Mr. TALLMAN. Mr. President, in the Session of 1947, at the instance of the members of the Legislature, particularly from the central counties, the election code was amended with regard to the salaries paid to election officials. The purpose of the amendment of 1947 was to provide that the minimum base pay should be brought up and taken away from the discretion of the county commissioners, who, in a great many instances, were paying salaries so low that it was difficult to secure people to serve on election boards.

It developed in the primary election in 1948, that there was some confusion resulting from the legislation that we had enacted in 1947. Particularly it became apparent that there was a discrepancy and a serious one between the pay paid to a minority inspector and a judge for making the election return. As a result of that knowledge, the Joint State Government Commission undertook to make a survey among the counties affected, which were all except Philadelphia and Allegheny, and received returns from 54 of the counties involved. It became apparent that the major discrepancy and inequity of the legislation was the thing that I have already mentioned, the difference in the pay given to a minority inspector and a judge of election for making the return.

Mr. President, there was another matter which became apparent and that was that in only 7 counties, however, county solicitors for the county election boards had chosen to read the word "minimum" in the law to mean "maximum."

It is in the effort that those two things may be corrected, Mr. President, that I read in place and present to the Chair the following bill.

BILLS INTRODUCED AND REFERRED

Mr. TALLMAN read in his place and presented to the Chair Senate Bill No. 290, entitled:

An Act to further amend subsections (b) and (c) of section four hundred twelve of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by making further provision for the compensation of judges, inspectors, clerks and machine inspectors at primaries and elections.

Which was committed to the Committee on Elections.

Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 291, entitled:

An Act making an appropriation to the University of Pennsylvania Graduate Hospital, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 292, entitled:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania by adding thereto section eight consolidating the City of Philadelphia and the County of Philadelphia.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. BERGER read in his place and presented to the Chair Senate Bill No. 293, entitled:

An Act to further amend the act, approved the first day of June, one thousand nine hundred thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," by adding a new route in Tioga County.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 294, entitled:

An Act making an appropriation to the Department of Forests and Waters for the purpose of flood control and stream channel work in McKean, Potter, and Tioga counties, made necessary by floods of July, one thousand nine hundred forty-two, and May, one thousand nine hundred forty-six, and of carrying out the provisions of existing laws relating thereto.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 295, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by changing a route and adding a new route in Tioga County.

Which was committed to the Committee on Highways.

Mr. WOLFE read in his place and presented to the Chair Senate Bill No. 296, entitled:

An Act to amend section four hundred two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an

institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," by clarifying the powers and duties of the institution districts and other public agencies furnishing assistance.

Which was committed to the Committee on Local Government.

Mr. WALKER read in his place and presented to the Chair Senate Bill No. 297, entitled:

An Act to further amend section one of the act, approved the eighth day of May, one thousand nine hundred nine (P. L. 475), entitled "An act to provide that admission now had or that may hereafter be had to practice as an attorney-at-law in the Supreme Court of this Commonwealth shall of itself, without more, operate as an admission of such attorney as an attorney-at-law in every other court of this Commonwealth; and to provide that disbarment or suspension of any attorney by the said Supreme Court shall of itself, without more, operate as a disbarment or suspension of such attorney as an attorney in every other court of this Commonwealth," further defining the right of attorneys-at-law, admitted to practice in the Supreme Court, to practice in the courts of the several counties.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 298, entitled:

An Act to further amend section one of the act, approved the twenty-fourth day of June, one thousand nine hundred nineteen (P. L. 579), entitled "An act to fix salary and mileage of the members of the General Assembly, and to provide for the furnishing of such postage, stationery, and supplies as may be necessary for the conduct of their offices, and repealing all acts or parts of acts inconsistent therewith," by increasing the rate of mileage.

Which was committed to the Committee on Rules.

Mr. GELTZ read in his place and presented to the Chair Senate Bill No. 299, entitled:

An Act to amend section three hundred thirty point one of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," providing for permanent appointment of persons who have received provisional war time appointments to police forces of counties of the second class.

Which was committed to the Committee on Local Government.

Messrs. STEVENSON and MALLERY read in place and presented to the Chair Senate Bill No. 300, entitled:

An Act to amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising and consolidating the law relating thereto," providing for the creation and the powers and duties of a city manager.

Which was committed to the Committee on Local Government.

Mr. LANE read in his place and presented to the Chair Senate Bill No. 301, entitled:

An Act to further amend the act, approved the first day of June, one thousand nine hundred thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," by adding a new route in Washington County.

Which was committed to the Committee on Highways.

Messrs. LANE, HALUSKA and TARR read in place and presented to the Chair Senate Bill No. 302, entitled:

An Act to amend the act, approved the ninth day of June, one thousand nine hundred eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania, and for the protection and preservation of property connected therewith," by requiring shot-firers in mechanized mines to have helpers and defining the duties of such helpers.

Which was committed to the Committee on Mines and Mining.

They also read in place and presented to the Chair Senate Bill No. 303, entitled:

An Act to further amend section nine of article four of the act, approved the ninth day of June, one thousand nine hundred eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania, and for the protection and preservation of property connected therewith," by providing for the installation and use of water pipes and sprinklers to allay coal dust at certain operations in mechanized mines.

Which was committed to the Committee on Mines and Mining.

Mr. MALLERY read in his place and presented to the Chair Senate Bill No. 304, entitled:

An Act to further amend section four hundred twelve of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by further providing for the compensation of judges, inspectors, clerks and machine inspectors and for mileage to persons furnishing transportation for transmitting returns and ballot boxes at primaries and elections.

Which was committed to the Committee on Elections.

RESOLUTIONS

COMMITTEE BE APPOINTED TO STUDY ADVANTAGES AND DISADVANTAGES INVOLVED IN PROPOSED SALE OF THE WESTERN PENNSYLVANIA TUBERCULOSIS SANATORIUM AT BUTLER, PENNSYLVANIA, AND MAKE REPORT TO THE SENATE

Messrs. WADE and TALLMAN offered the following resolution which was twice read and referred to the Committee on State Government:

In the Senate of Pennsylvania, February 15, 1949.

Whereas, The Commonwealth of Pennsylvania under the General State Authority built the Western Pennsylvania Tuberculosis Sanatorium at Butler, Pennsylvania; and

Whereas, The said institution was planned for providing treatment for, and to accommodate, five hundred fifty persons suffering from tuberculosis; and

Whereas, The said institution cost the tax payers of this Commonwealth in excess of \$2,500,000; and

Whereas, The said institution, prior to its completion, was taken over by the Federal Government during the war and used as a hospital for veterans suffering from mental ailments; and

Whereas, It is now suggested that the institution be sold to the United States Government at about sixty per cent of its cost; and

Whereas, The Commonwealth of Pennsylvania is in dire need of having this institution for the care of its own mental or tuberculosis patients; therefore, be it

Resolved, That the President pro tempore of the Senate appoint a committee of seven Senators to examine the facts, circumstances, advantages and disadvantages involved in the proposed sale by the Commonwealth of Pennsylvania of the Western Pennsylvania Tuberculosis Sanatorium at Butler, Pennsylvania, to the United States Government; and, be it further

Resolved, That the said Senate committee make a report to the Senate of its findings and recommendations at the earliest possible time.

SENATE OF PENNSYLVANIA SALUTES JOHN M. PHILLIPS ON EIGHTY-EIGHTH BIRTHDAY

Messrs. HOLLAND and WALKER offered the following resolution which was twice read as follows:

In the Senate of Pennsylvania, February 15, 1949.

Eighty-eight years ago, February 15, 1861, a great conservationist was born—John M. Phillips, of Pittsburgh. The first presents he received were a dog and a gun. John Phillips has been accumulating dogs and guns ever since. He has hunted in every state in the Union, as well as in Canada, Mexico and South America.

Mr. Phillips was one of the first in this State to be influenced to action by the cutting of the forest and the unregulated onslaught on wild life. In the early 80's, he started practical conservation work. He helped organize the Game Commission in Pennsylvania in 1895. In 1905, he became a member of the Commission; later served as its President. He has never lost his close touch with the work of the Commission and his wisdom and advice is sought after in legislation pertaining to the game and conservation laws of the State and Nation. He is the father of the Resident Hunters License Law, passed in 1913. It was through his leadership that the basic game code of Pennsylvania was enacted. The game lands, now enjoyed by many in Pennsylvania, were secured by his untiring efforts in bringing them about.

In August, of last year, a bronze plaque was erected in his honor in Elk County, on the site of the first land purchased under the law he sponsored, in "Recognition of his untiring efforts to develop the State-wide system of public hunting grounds and game refuges."

His untiring efforts were not only confined to his own Country. It was through his work that Canada set

aside its first game refuge, surrounded by public shooting grounds in British Columbia. It was he who succeeded in having a law passed to protect the last band of elk in British Columbia; while in his own community, he has put up a relentless fight to round out the dream of making Pymatuning Lake a great wild water fowl flyway. He has fought the encroachment of those who wish to turn this primitive nature's garden into a pleasure resort used for motorboats, thereby destroying the intent and purpose of making Pymatuning Lake the mecca of the wild life. Where hunters gather, the name of John Phillips and his great contributions to wild life are discussed.

With all his efforts in public life, he has been a very successful business man; was well known as a manufacturer and inventor of coal mine equipment, and his inventions are used throughout the world wherever coal is mined. He is President of the Phillips Mine and Mill Supply Company of Pittsburgh.

Therefore Be It Resolved, that the Senate of Pennsylvania salute John M. Phillips on his eighty-eighth birthday and, on behalf of the sportsmen and wild life lovers of Pennsylvania, thank him for the many things he has accomplished, that has brought pleasure and safety to the hunters in the field, and for his great fight against stream pollution and for his stocking of the streams with fish that has made Pennsylvania a fisherman's paradise.

We, the members of the Pennsylvania Senate, do congratulate John M. Phillips on attaining his eighty-eighth birthday and we hope for him continued long life, health, and happiness with Mrs. Phillips, his five children and twelve grandchildren.

Be It Further Resolved, that a duly certified copy of this Resolution be transmitted by the Secretary of the Senate to Mr. Phillips, at his home, 2336 Brownsville Road, Carrick, Pittsburgh, Pennsylvania.

RULE 39 SUSPENDED

Mr. WALKER. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection? The Chair hears none.

On the question,

Will the Senate agree to the resolution?

Mr. WALKER. Mr. President, in view of the fact that today is John Phillips' birthday, I would appreciate it very much if the Senate would extend to Senator Holland and to me, and to all of Allegheny County the opportunity of having immediate consideration of this resolution.

An the question recurring,

Will the Senate agree to the resolution?

The resolution was agreed to.

SENATE OF PENNSYLVANIA EXTENDS ITS SYMPATHY TO THE PEOPLES OF THE COMMUNISTIC-CONTROLLED COUNTRIES

Mr. LORD, JR. offered the following resolution which was twice read, considered and agreed to:

In the Senate, February 15, 1949.

Whereas, The entire civilized world was shocked by the trial of Joseph Cardinal Mindszenty and the severe sentence which was imposed by the Communist-controlled court; and

Whereas, The opinion expressed on all sides, is that we have here the best evidence of the intention of the Communists to destroy religion wherever it exists; and

Whereas, the destruction of the freedom of religion

is only one of the many freedoms being destroyed by the Communists in every country in which they have control; and

Whereas, Vast numbers of persons in all walks of life in all these countries are obliged to suffer on a scale civilization has never heretofore experienced; therefore be it

Resolved, That the Senate of the Commonwealth of Pennsylvania, mindful of the great crimes and injustices being practiced upon the peoples of the Communist-controlled countries, hereby expresses its sincere sympathy and hopes the day will not be too far distant when all of their sufferings will have become a memory only, and that they again will be among the free peoples of the world.

RESOLUTION No. 20 RE-REFERRED TO COMMITTEE

Mr. WALKER. Mr. President, I move that Senate Resolution No. 20, now on the table, be taken from the table and returned to the Committee on Constitutional Changes and Federal Relations.

Mr. LORD, JR. Mr. President, I second the motion.

The motion was agreed to.

REPORT FROM COMMITTEE

Mr. MAHANY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objections? The Chair hears none.

Mr. MAHANY, from the Committee on Law and Order, reported as amended, Senate Bill No. 159, entitled:

An Act to further amend subsection (c) of section twelve of the act approved the third day of May one thousand nine hundred thirty-three (P. L. 252) entitled as amended "An act to regulate and restrain the traffic in malt and brewed beverages as herein defined providing for the licensing of the manufacture transportation sale and distribution of such beverages imposing license and permit fees and providing for collection and distribution thereof restricting ownership and interest in licensed places permitting municipalities and townships by vote of the electors to prevent the licensing therein of places where such beverages may be sold for consumption on the premises and regulating elections for this purpose imposing duties upon the Pennsylvania Liquor Control Board quarter sessions courts district attorneys the Department of Justice proper authorities of political subdivisions of the State and election officers providing penalties and repealing existing acts" by removing the individual residence requirements of one year in the county of application as to retail dispenser licenses.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. LORD, JR. Mr. President, I ask unanimous consent to make report from committee at this time.

Mr. PRESIDENT. Is there objection? The Chair hears none.

Mr. LORD, JR., from the Committee on Executive Nominations reported with a favorable recommendation the following nominations, made by His Excellency, the Governor of the Commonwealth:

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governors's Office, Harrisburg, January 24, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the

following persons for reappointment as Members of County Boards of Assistance:

SOMERSET COUNTY

Charles R. Blatt (Democrat), Somerset, Somerset County, to serve until December 31, 1951, and until his successor is duly appointed and qualified.

WASHINGTON COUNTY

George D. Grimes (Republican), Centerville, R. D. 1, West Brownsville, Washington County, to serve until December 31, 1951, and until his successor is duly appointed and qualified.

JAMES H. DUFF.

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 14, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

CHESTER COUNTY

J. Gibson McIlvain, Jr. (Republican), Old Kings Highway, Downingtown, Chester County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment.)

MONTOUR COUNTY

Cyrus K. Shultz (Democrat), R. D. 2, Danville, Montour County, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice Frank J. Connolley, Danville, resigned.

Fred W. Howe (Republican), 316 East Market Street, Danville, Montour County, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice Jerome C. Fetzter, Danville, resigned.

William J. Williams (Republican), 18 West Mahoning Street, Danville, Montour County, to serve until December 31, 1950, and until his successor is duly appointed and qualified, vice Mrs. Mary Peifer, Danville, whose term expired.

WARREN COUNTY

Floyd G. Carter (Republican), 118 Central Avenue, Warren, Warren County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment.)

JAMES H. DUFF.

RULE 38 SUSPENDED

By unanimous consent,

A motion was made by Mr. LORD, Jr. and Mr. WALKER,

To grant unanimous consent to immediate consideration of the nominations just reported from the Committee on Executive Nominations, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at today's session and the nominations now on the table.

Which was agreed to.

The Clerk read the nominations as follows:

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 14, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to

nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

CHESTER COUNTY

J. Gibson McIlvain, Jr. (Republican), Old Kings Highway, Downingtown, Chester County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment)

MONTOUR COUNTY

Cyrus K. Shultz (Democrat), R. D. 2, Danville, Montour County, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice Frank J. Connolley, Danville, resigned.

Fred W. Howe (Republican), 316 East Market Street, Danville, Montour County, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice Jerome C. Fetzter, Danville, resigned.

William J. Williams (Republican), 18 West Mahoning Street, Danville, Montour County, to serve until December 31, 1950, and until his successor is duly appointed and qualified, vice Mrs. Mary Peifer, Danville, whose term expired.

WARREN COUNTY

Floyd G. Carter (Republican), 118 Central Avenue, Warren, Warren County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment)

JAMES H. DUFF.

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 24, 1949

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Members of County Boards of Assistance:

SOMERSET COUNTY

Charles R. Blatt (Democrat), Somerset Somerset County, to serve until December 31, 1951, and until his successor is duly appointed and qualified.

WASHINGTON COUNTY

George D. Grimes (Republican), Centerville, R. D. 1, West Brownsville, Washington County, to serve until December 31, 1951, and until his successor is duly appointed and qualified.

JAMES H. DUFF.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 17, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

Walter R. Gratz, R. D. 1, Beaver Falls, Beaver County, for appointment as Justice of the Peace in and for the Township of Chippewa, Beaver County, until the first Monday of January, 1950, to fill a vacancy.

A. Carl Fanning, 401½ Main Street, Towanda, Bradford County, as Justice of the Peace in and for the Borough of Towanda, Bradford County, until the first Monday of January, 1950, vice V. L. Grenell, resigned.

JAMES H. DUFF.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Whereupon,

A motion was made by Mr. LORD, Jr. and Mr. WALKER,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Geltz,	McPherson, Jr.,	Tallman,
Barrett,	Haluska,	Meade,	Tarr,
Berger,	Hare,	Neff,	Toole,
Blass,	Holland,	Pechan,	Wade,
Chapman,	Homsher,	Peelor,	Wagner,
Crowe,	Kephart,	Robinson,	Walker,
Dent,	Lane,	Rosenfeld,	Watkins,
Diehm,	Leader,	Ruth,	Watson,
DiSilvestro,	Letzler,	Scarlett,	Wolfe,
Doehla,	Lord,	Snowden,	Wood, L. H.,
Donlan,	Mahany,	Stevenson,	Wood, T. N.,
Farrell,	Mallery,	Stiefel,	Yosko,
Frazier,			

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. LORD, JR. Mr. President, I move that the Executive Session do now rise.

Mr. WALKER. Mr. President, I second the motion.

The motion was agreed to.

HOUSE MESSAGE

HOUSE BILL FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bill of the House, as follows:

House Bill No. 346, entitled:

An Act to further amend sections four and ten of the act approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled "Liquid Fuels Tax Law" by increasing the amount of the additional tax and by extending the provisions of the additional tax for a limited time; and further providing for the distribution of the additional tax to certain political subdivisions of this Commonwealth, with certain conditions.

Which was committed to the Committee on Highways.

CALENDAR

THIRD READING CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I have been requested by the sponsors of this bill, to ask unanimous consent that Senate Bill No. 195, on third reading, entitled:

An Act to further amend section two of Article XVI of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (P. L. 581) entitled "An act for the better government of cities of the first class of this Commonwealth" by changing the provisions relating to filling vacancies in the office of city councilman in such cities.

go over in its order, so that Senate Bill No. 196, on the

Second Reading Calendar, can be moved up as a companion bill.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 301, as follows:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the use of the Water and Power Resources Board in continuing the work of correcting existing and preventing future silting of the Schuylkill River

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of five million dollars (\$5,000,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Forests and Waters for the use of the Water and Power Resources Board in continuing the work of correcting existing and preventing future silting of the Schuylkill River and to thus assure and expedite the Federal and State cooperative program for the restoration of the Schuylkill River

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Geltz,	McPherson, Jr.,	Tallman,
Barrett,	Haluska,	Meade,	Tarr,
Berger,	Hare,	Neff,	Toole,
Blass,	Holland,	Pechan,	Wade,
Chapman,	Homsher,	Peelor,	Wagner,
Crowe,	Kephart,	Robinson,	Walker,
Dent,	Lane,	Rosenfeld,	Watkins,
Diehm,	Leader,	Ruth,	Watson,
DiSilvestro,	Letzler,	Scarlett,	Wolfe,
Doehla,	Lord,	Snowden,	Wood, L. H.,
Donlan,	Mahany,	Stevenson,	Wood, T. N.,
Farrell,	Mallery,	Stiefel,	Yosko,
Frazier,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND READING CALENDAR

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 196, entitled:

An Act to further amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for

violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by providing for the holding of special elections to fill vacancies in the councils or legislative bodies of cities boroughs towns and townships and for nominating candidates therefor.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. TALLMAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. HALUSKA. I desire to interrogate the gentleman from Allegheny, Senator Walker.

The PRESIDENT. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. WALKER. I will, Mr. President.

Mr. HALUSKA. Mr. Walker, in reading the newspaper this morning, we see that there is some thought of keeping this body in session all week, in order to pass Senate Bill 263.

If that should be true, I have been instructed by my caucus to object to the passing of the bill on first reading.

Now, can you tell me whether or not it is your intention to pass this bill this week?

Mr. WALKER. Mr. President, this is the first that I have heard of any request to meet all this week. I have heard no request, and on such request has been made to me.

Mr. HALUSKA. Mr. President, can the gentleman from Allegheny tell us whether or not it is the intension to pass Senate Bill 263 this week?

Mr. WALKER. Mr. President, I am at a loss to understand how we can do it. There is a session scheduled for Wednesday, but no sessions planned or scheduled for Thursday, Friday, Saturday, or Sunday.

Mr. HALUSKA. Mr. President, we want to go on record that if that bill is not intended to be passed this week, we will not object to it being read today for the first time, but if that should be the intention of the majority party, we object to the first reading of Senate Bill 263.

The Senate was at ease.

Mr. WALKER. Mr. President, I am advised by my Philadelphia lawyer, one of the finest, that there is no intention to have a session on Thursday, Friday, or Saturday of this week.

Mr. HALUSKA. I thank the gentleman from Allegheny.

Mr. President, under those circumstances we have no objection to the first reading of all bills.

And the question recurring,

Will the Senate agree to the motion?

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 159, entitled:

An Act to further amend subsection (c) of section twelve of the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 252), entitled

as amended "An act to regulate and restrain the traffic in malt and brewed beverages, as herein defined; providing for the licensing of the manufacture, transportation, sale and distribution of such beverages; imposing license and permit fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of electors, to prevent the licensing therein of places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon the Pennsylvania Liquor Control Board, quarter sessions courts, district attorneys, the Department of Justice, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," by removing the individual residence requirements of one year in the county of application as to retail dispenser licenses.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 160, entitled:

An Act to further amend subsections (9) and (10) of section six hundred two of the act, approved the twentyninth day of November, one thousand nine hundred thirty-three (P. L. 15, 1933-34), entitled as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or brining of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by further regulating advertisements allowed on and about licensed premises.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 218, entitled:

An Act to further amend the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 252), entitled, as amended "An act to regulate and restrain the traffic in malt and brewed beverages, as herein defined; providing for the licensing of the manufacture, transportation, sale and distribution of such beverages; imposing license and permit fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of the electors, to prevent the licensing therein of places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon the Pennsylvania Liquor Control Board, quarter sessions courts, district attorneys, the Department of Justice, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," by providing for a minimum quantity of malt or brewed beverages to be sold by any manufacturer, distributor, importing distributor or retail dispenser;

further regulating advertisements allowed on and about licensed premises.

An said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 232, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Township of Allison, Clinton County, Pennsylvania, with the approval of the Governor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 263, entitled:

An Act to amend the title and sections one and two of the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1161) entitled "An act to provide for the prompt peaceful and just settlement of labor disputes between public utility employers engaged in furnishing electric gas water and steam heat services to the public and their employes which cause or threaten to cause strikes lockouts slowdowns or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is a dependent that severe hardships would be inflicted on a substantial number of persons by a cessation of such services providing procedures for the adjustment and settlement of such disputes declaring that the public policy of the Commonwealth requires the continuation without cessation of such public utility services and providing means including regulations affecting the rights powers and privileges of employers and employes for the enforcement of such public policy and providing penalties" bringing within the provisions of this act public utility employers and employes engaged in furnishing urban passenger transportation to the public and making the provisions thereof effective as to presently existing labor disputes and work stoppages.

An said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Wednesday, February 16, 1949, at 10:00 o'clock, a. m., Eastern Standard Time.

Mr. DOEHLA. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 4:48 o'clock, p. m., Eastern Standard Time until Wednesday, February 16, 1949, at 10:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, February 15, 1949.

The House met at 2:00 p. m.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

Captain Norman Noble, with the Salvation Army,

Hazleton, Pennsylvania, guest of the gentleman from Luzerne, Honorable John J. Mikula, offered the following prayer:

Almighty God, Wonderful Counselor, Everlasting Father, The Prince of Peace, the government is upon Thy shoulders. It is in Thy name we gather here today and in reverence and humility acknowledge Thee King of Eternity, Measurer of Time, the years perish, but Thy Throne endureth forever.

Thou who hast encouraged us in Thy holy word to make supplication for all men, we beseech Thee for all Thy brethren of this great commonwealth and nation, for the great cities and the quiet country places, the rich and poor together, that Thou wouldst prosper agriculture, commerce, and every lawful industry; that Thou wouldst cleanse our national life from besetting sins, and remove all causes of division among people; that Thou wouldst fill our hearts with Thy love and our homes with Thy peace.

We pray for all nations of the human race, with their rulers, that Thou in Thy providence wouldst make an end of war, cruelty, oppression and ignorance, and grant unto every land the blessings of peace and order, justice and spiritual knowledge.

Our Father, who in the majesty of Thy unerring wisdom has decreed that a nation's power shall rather be found in its moral influences, in the authority of its enlightened teaching, in the ascendancy in goodness and truth. O God, grant that these may be the forces which shall wave their invincible banners over the hearts and lives of our representative citizens gathered here in the interest of our great Commonwealth this day.

This we ask in the name of—The Father, The Son, and The Holy Ghost. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Monday, February 14, 1949.

The Clerk proceeded to read the Journal of Monday, February 14, 1949, when, on motion of Mr. FIRMSTONE unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. STIMMEL.

HOUSE BILL No. 461.

An Act to add subsection (c.1) to section two hundred two of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies. Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by authorizing insurance companies other than life and title to transact any or all of the kinds of insurance included in said section other than life, subject to certain conditions.

Referred to the Committee on Insurance.

By Mr. POWERS.

HOUSE BILL No. 462.

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania providing for absentee voting.

Referred to the Committee on Judiciary.

By Mr. POWERS.

HOUSE BILL No. 463.

An Act to prohibit the holding of unlicensed greyhound race meetings; to provide for a State Greyhound Racing Commission, prescribing its powers and duties and fixing the compensation of its members; to provide for licensing and taxing such racing and apportioning the moneys derived therefrom; to provide for and regulate the making of parimutuel pools within the enclosure of licensed race tracks; providing certain penalties for the violation of this act and for other purposes relating thereto.

Referred to the Committee on Law and Order.

By Mr. FLEMING.

HOUSE BILL No. 464.

An Act to further amend section twenty-one of the act approved the twentieth day of June, one thousand nine hundred nineteen (P. L. 521), entitled as amended "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; defining as a transfer and taxing the right of survivorship in property as to which such right exists; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," by requiring the immediate payment to the Commonwealth, of certain taxes collected by the register of wills.

Referred to the Committee on Ways and Means.

By Mr. REAGAN.

HOUSE BILL No. 465.

An Act to further amend clause (b) of section four of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind person and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board, "by authorizing the recipient of assistance, or his estate, to claim and retain out of his real or personal property the sum of one thousand dollars, without repayment of public assistance, not withstanding any lien or encumbrance heretofore or hereafter given to the Commonwealth.

Referred to the Committee on Welfare.

By Mr. REAGAN.

HOUSE BILL No. 466.

An Act to promote the public welfare and to protect mental defectives by prescribing circumstances under which may be performed without civil or criminal liability

which selective sterilization of certain types of individuals and providing penalties.

Referred to the Committee on Welfare.

By Mr. STUART

HOUSE BILL No. 467

An Act to amend clause XXIX of section one thousand five hundred two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by authorizing such townships to regulate smoke and air pollution originating within and outside of the township limits.

Referred to the Committee on Townships.

By Mr. THOMPSON

HOUSE BILL No. 468

An Act to add section eight hundred twenty point one to the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence imposing upon owners, counties, cities, boroughs, incorporated town townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring commercial motor vehicles to be equipped with spray protectors.

Referred to the Committee on Motor Vehicles.

By Mr. STUART

HOUSE BILL No. 469

An Act to further amend subsections (a) and (b) of section one thousand one hundred ten of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims, registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by eliminating the provision that the Secretary of Highways approve the erection of traffic signals by local authorities.

Referred to the Committee on Motor Vehicles.

By Messrs. DALRYMPLE and TAYLOR

HOUSE BILL No. 470

An Act to regulate the housing by employers of employes away from their homes; imposing duties upon employers to maintain such places and prescribing penalties.

Referred to the Committee on Labor Relations.

By. Messrs. DALRYMPLE and BRANDON.

HOUSE BILL No. 471

An Act to promote the safety of employes and travelers upon railroads, by compelling common carriers by railroad to man locomotives trains and other self propelled engines or machines with competent employes; to provide the least number of men that may be employed on locomotive trains and other self propelled engines or machines; to provide the qualifications of certain employes, and to provide a penalty for the violation thereof, and the enforcement thereof by the Public Utility Commission.

Referred to the Committee on Railroads and Railways.

By Mr. CLAPPER

HOUSE BILL No. 472

An Act to further amend subsection two of section twelve of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth to certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by granting retirement rights to certain additional persons who have withdrawn from and returned to school service.

Referred to the Committee on Education.

By Mr. CLAPPER

HOUSE BILL No. 473

An Act to amend section seven hundred twenty-eight of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An Act to consolidate, amend and revise the penal laws of the Commonwealth," by increasing penalties.

Referred to the Committee on Judiciary.

By Mr. CLAPPER.

HOUSE BILL No. 474.

An Act to amend sections four and eight of the act, approved the thirty-first day of May, one thousand nine hundred forty-five (P. L. 1198), entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method; regulating such mining; and providing penalties," by increasing the amount of the bond required of operators.

Referred to the Committee on Mines and Mining.

By Mr. CLAPPER.

HOUSE BILL No. 475.

An Act to amend sections six, eight and nine of the act, approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1095), entitled "An act providing for the regulation of mining

of anthracite coal by the open pit or strip mining method and for the conservation and improvement of lands affected directly or indirectly by such mining; requiring operators to register, pay a license fee and secure a permit to engage in strip mining and file a bond conditioned for compliance with this act; requiring back-filling of stripping pits and leveling and planting lands affected to prevent erosion and the pollution of waters and to protect public health, safety and welfare; conferring powers and imposing duties upon the Department of Mines and the Department of Forests and Waters; providing for appeals, and imposing penalties, and making appropriations," by increasing the amount of the bond required of operators.

Referred to the Committee on Mines and Mining.

By Messrs. SCHUSTER and COSTA.

HOUSE BILL No. 476.

An Act to further amend clauses (d) and (e) of section two and section twenty-one of the act approved the third day of May, one thousand nine hundred thirty-three (P. L. 252), entitled, as amended, "An act to regulate and restrain the traffic in malt and brewed beverages, as herein defined; providing for the licensing of the manufacture, transportation, sale and distribution of such beverages; imposing license and permit fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of the electors, to prevent the licensing therein of places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon the Pennsylvania Liquor Control Board, quarter sessions courts, district attorneys, the Department of Justice, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," providing for a minimum quantity of malt or brewed beverages to be sold by any distributor or importing distributor.

Referred to the Committee on Liquor Control.

By Mr. NAGEL.

HOUSE BILL No. 477.

An Act to add sections six hundred fourteen point one and six hundred fourteen point two of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for revocation of operating privileges for five years for second offenders in certain cases; further regulating prosecutions for such violations and the suspension and revocation of operating privileges; and providing additional penalties.

Referred to the Committee on Motor Vehicles.

By Messrs. HOMER S. BROWN and COOPER.

HOUSE BILL No. 478.

An Act to further amend section one thousand four hundred one of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 443), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth, and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by permitting courts of common pleas, in certain cases, to direct compromise settlements of state taxes due, on certain lands, title to which is in a local taxing authority.

Referred to the Committee on Ways and Means.

By Mr. VARNER

HOUSE BILL No. 479

An Act establishing the Clarion County Convalescent Center as a State veteran's hospital; providing for its management by a departmental administrative board within the Department of welfare, and defining the powers and duties of such board; authorizing the Department of Property and Supplies to accept a conveyance of land, and making an appropriation to the Department of Property and Supplies for the planning, construction and equipping of such hospital.

Referred to the Committee on Appropriations.

By Mr. VARNER

HOUSE BILL No. 480

An Act to amend section one of the act, approved the twenty-first day of June, one thousand nine hundred forty-seven (P. L. 765), entitled "An act fixing the fees of the recorder of deeds in counties of the sixth, seventh, and eighth class," by clarifying the provisions relating to the payment by the county commissioners of certain fees for services rendered by the recorder of deeds.

Referred to the Committee on Counties

By Messrs. WEIDNER and READINGER

HOUSE BILL No. 481

An Act to add sections four hundred fourteen point one and four hundred fourteen point two to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (Pamphlet Laws 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by making certain acts interfering with a person's privacy at his residence, crimes and defining the penalties thereof.

Referred to the Committee on Judiciary.

By Messrs. WELSH and TAYLOR.

HOUSE BILL No. 482

An Act to amend clause three of section one thousand two hundred seventeen and section one thousand two hundred twenty-nine of the act, approved the eighteenth day of May, one thousand nine hundred eleven (Pamphlet Laws 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by changing the payment of compensation in certain cases and allowing the payment of increments during probationary period.

Referred to the Committee on Education.

By Mr. ORBAN.

HOUSE BILL No. 483

An Act to further amend subsections six, seven, twenty, and twenty-three of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (Pamphlet Laws, 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities including to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and prokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to very, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by exempting from the provisions thereof, transportation of any injured, ill or dead person furnished by a licensed undertaker.

Referred to the Committee on Public Utilities.

By Mr. GIBSON

HOUSE BILL No. 484.

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor, and the Board of Trustees of the Warren State Hospital, to sell and convey a certain tract of land in the township of Conewango, County of Warren, Pennsylvania, but reserving therefrom an existing easement of right-of-way and of ingress and egress for continuance of such easement, and repealing existing legislation.

Referred to the Committee on State Government.

By Mrs. VARALLO

HOUSE BILL No. 485.

An Act to amend section one of the act, approved the tenth day of July, one thousand nine hundred thirty-five (P. L. 639), entitled "An act requiring cities of the first class to allow members of the fire departments twenty-four consecutive hours of rest in each week, except in emergency cases," by providing for a forty hour week, with certain exceptions.

Referred to the Committee on City and County—First Class.

By Mr. GOODLING

HOUSE BILL No. 486.

An Act to further amend section seven hundred nineteen of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," by changing the dog training period.

Referred to the Committee on Game and Forestry.

By Mr. GOODLING

HOUSE BILL No. 487.

An Act to repeal subsection (v) of section one thousand four hundred one of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by eliminating the special fund for game lands.

Referred to the Committee on Game and Forestry.

By Messrs. SCOTT and KENT

HOUSE BILL No. 488.

An Act to further amend section seven of the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 252) entitled as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by defining the power of courts in cases of appeals from the Pennsylvania Liquor Control Board.

Referred to the Committee on Liquor Control.

By Mr. ROBERTSON

HOUSE BILL No. 489.

An Act to add section three point one to the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act empowering cities of the second class, Cities of the second class A, cities of the third class, boroughs towns, townships of the first class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," by prescribing procedure for, and the right to appeal from amendments to tax levying ordinances or resolutions.

Referred to the Committee on Municipal Corporations.

By Mr. WEISS

HOUSE BILL No. 490.

An Act establishing the Pennsylvania Juvenile Psychiatric Institute for the detention, care and treatment of certain juvenile sexual psychopaths and subnormal juveniles; providing for a board of trustees as a departmental administrative board within the Department of Welfare; conferring powers and duties upon such board and upon juvenile courts; and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. SCHMIDT

HOUSE BILL No. 491.

An Act making an appropriation to the Department of Justice, for the payment of certain moral claims against the Commonwealth.

Referred to the Committee on Appropriations.

By Mr. MADIGAN.

HOUSE BILL No. 492.

An Act providing for the refund of liquid fuels taxes to any person, association or corporation consuming tax-paid liquid fuels in any manner other than the operation of a motor vehicle upon the highways in this state or of an airplane in this state, and making an appropriation out of the Motor License Fund for this purpose.

Referred to the Committee on Ways and Means.

By Messrs. SOLLENBERGER and FERSTER.

HOUSE BILL No. 493.

An Act to amend section two thousand one hundred four of the act approved the eighteenth day of May, one thousand nine hundred eleven (Pamphlet Laws 309), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith" by further providing for compensation for attendance at meetings of teachers.

Referred to the Committee on Education.

By Messrs. WILLIAMS and NIXON

HOUSE BILL No. 494.

An Act to amend article twenty-five of the act, approved the ninth day of June, one thousand nine hundred eleven (Pamphlet Laws 756), entitled "An act to provide for the health and safety of persons employed

in and about the bituminous coal-mines of Pennsylvania, and for the protection and preservation of property connected therewith," by requiring the employment of an assistant to every motorman operating a locomotive in or about any mine.

Referred to the Committee on Mines and Mining.

By Messrs. WILLIAMS and REESE

HOUSE BILL No. 495.

An Act to amend the act, approved the ninth day of June, one thousand nine hundred eleven (Pamphlet Laws 756), entitled "An act to provide for the health and safety or persons employed in and about the bituminous coal-mines of Pennsylvania, and for the protection and preservation of property connected therewith," by requiring shot-firers in bituminous mines to have helpers and defining the duties of such helpers.

Referred to the Committee on Mines and Mining.

By Messrs. POSTA and GUARNIERI.

HOUSE BILL No. 496.

An Act fixing minimum compensation for overtime work by employees.

Referred to the Committee on Labor Relations.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 10.

An Act to amend section one of the act approved the twenty-first day of March one thousand nine hundred five (P. L. 46) entitled "An act authorizing the municipalities of the Commonwealth to vacate in whole or in part all streets lanes and alleys within their corporate limits laid out by this Commonwealth whenever the same or the portion to be vacated shall have remained unopened for a continuous period of thirty years next preceding such vacation" eliminating the requirement that the portion vacated shall have remained unopened for thirty years and providing that vacated portions shall not be any part of a State Highway route and validating vacations heretofore made

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 17.

An Act to amend section seven of the act, approved the eleventh day of June, one thousand nine hundred forty-one (P. L. 101), entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction, operation and maintenance of a turnpike from a point at or near Irwin in Westmoreland County, the western terminus of the turnpike heretofore constructed by said Commission, to a point on the western boundary line of the Commonwealth of Pennsylvania touching on the State of Ohio or the State of West Virginia, and conferring powers and imposing duties on the Pennsylvania Turnpike Commission; authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds and for the cost of maintenance, operation and repair of the turnpike; making such turnpike bonds exempt from taxation; constituting such bonds legal investments in certain instances; requiring suits against the commis-

sion to be brought in Dauphin County; prescribing conditions upon which such turnpike shall become free; providing for grade separation, grade changes, and relocation and restoration of public roads and State highways affected by the turnpike; providing for condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the Commission; and authorizing the issuance of turnpike revenue refunding bonds," by providing for salaries for appointed members of the Commission.

Referred to the Committee on State Government.

SENATE BILL No. 67.

An Act to amend the act approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1046), entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts; creating a State Tax Equalization Board; and prescribing its powers and duties; imposing duties on certain local officers, agents, boards, commissions and departments; and making an appropriation," by changing the time for the beginning of the use of market values for the determination and apportionment of Commonwealth subsidies.

Referred to the Committee on Education.

SENATE BILL No. 149.

An Act to authorize any city of the first class to use a facsimile signature of the City Controller in lieu of his manual signature and facsimile of the seal of the City upon any bonds issued by it and declaring that signatures and facsimile signatures of former officers shall be valid and sufficient.

Referred to the Committee on City and County—First Class.

SENATE BILL No. 169.

An Act to further amend clause (f) of section two of the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of 'Authorities' for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" extending the definition of "municipality" so as to include school districts.

Referred to the Committee on Education.

SENATE BILL No. 209.

An Act to provide for and regulate the accumulation investment and expenditure of funds by cities boroughs incorporated towns townships and municipality authorities for the construction improvement or replacement of sewage disposal systems for which plans have been approved by the Sanitary Water Board of the Commonwealth.

Referred to the Committee on Municipal Corporations.

PETITION

The SPEAKER. The Chair laid before the House a petition from owners and operators of motor vehicles

registered in the Commonwealth of Pennsylvania protesting against any increase in the tax on gasoline.

Referred to the Committee on Ways and Means.

REPORTS FROM COMMITTEES

Mr. ROBERTSON from the Committee on Townships, reported as amended, House Bill No. 1, entitled:

An Act to further amend the third paragraph of section eight hundred two of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," changing certain provisions relating to the letting of township contracts.

Mr. PROPERT from the Committee on Townships, reported as committed, House Bill No. 186, entitled:

An Act to amend section one thousand one hundred thirty-five of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by removing restrictions as to length regarding improvement of streets or roads and petitions relating thereto.

Mr. ROVANSEK from the Committee on Boroughs, reported as committed, House Bill No. 247, entitled:

An Act to amend subsections (a) and (d) of section one thousand three hundred sixteen of the act, approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by increasing the limit of contracts that may be made without advertisement and bidding.

Mr. MORAN from the Committee on Boroughs, reported as amended, House Bill No. 249, entitled:

An Act to further amend sections two hundred eleven and eight hundred five of the act approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by providing for special elections of officers on the creation of new boroughs.

Mr. WEISS from the Committee on Judiciary, reported as committed, House Bill No. 304, entitled:

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section providing for absentee voting by bedridden or hospitalized war veterans.

Mr. ERB from the Committee on Railroads and Railways, reported as committed, House Bill No. 442, entitled:

An Act making it lawful for the Board of Directors of any railroad company to elect a chairman of said board, in such manner and with such powers and duties and compensation, including pensions, as may be fixed by said Board; making it lawful for the Board of Directors of any such company to select from among their number or from the stockholders, a president and one or more vice-presidents, in such a manner and with such powers and duties and compensation, including pensions, as may be fixed by said Board; making it lawful for the Board of Directors of any such company to provide for the effectiveness of action taken by any such Board in accordance herewith, without further corporate action and notwithstanding any contrary or inconsistent provision in any previously enacted Act or in any existing charter or by-laws of any such company; and for other purposes.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. GREER asked and obtained unanimous consent to add additional sponsors to bills to be introduced by him.

Mr. COSTA asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. GRAYBILL asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

THOMPSONTOWN HIGH SCHOOL WELCOMED

The SPEAKER. The Chair is pleased to welcome the Junior and Senior classes of the Thompsonstown, Delaware Township High School, under the direction of Prof. William Shaffer and Mr. Calhoun, teacher of Problems of Democracy. They are the guests of the gentleman from Juniata, Mr. Graybill.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 189, entitled:

An Act to amend the title and section one of the act approved the twenty-second day of March one thousand eight hundred sixty-five (P. L. 30) entitled "An act to authorize and make valid conveyances by wives during their minority of their interest in their husbands real estate" by authorizing minor husbands and wives seventeen years of age and older to join in conveyances of their adult spouses' real estate and validating such conveyances heretofore made

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

BILLS PASSED OVER

There being no objection

Senate Bill No. 2, Printer's No. 12 and Senate Bill No. 114, Printer's No. 14,

was passed over at the request of the SPEAKER.

PERMISSION TO ADDRESS HOUSE

Mr. BRUNNER asked and obtained unanimous consent to address the House.

Mr. Speaker, during yesterday's session there were a series of queries directed to me with regard to various budget expenditures and queries as to what, if any, balances remained. The queries were directed from the gentleman from Cambria, Mr. Andrews, and I have endeavored to supply for the purpose of the record and for the information of the Members, the answers to those questions.

May I be pardoned for acknowledging with gratitude the industry and knowledge of the gentleman from McKean, Mr. Johnson, for aiding in the preparation of this reply

The first query was whether the 43 million dollar alleged balance in the 50 million dollar construction bond issue was available. From the information which I have here under the heading of "Welfare" in the budget at 18-A, of the 45 million dollars appropriated, \$44,714,000 has either been allocated or bids accepted and construction is in progress, leaving the unallocated bal-

ance as of January 15 of this year of 285 thousand dollars.

The next inquiry was regarding what has happened to the 1945-1947 schedule "Construction post-war," page 11 of the budget. This item was in the amount of \$16,500,000. May I say to the membership and to the gentleman that this too has been allocated and is budget item 3-A, under the heading of "Forests and Waters," and it is indicated that of the \$16,500,000 appropriated, \$16,353,000 has been allocated or contracted for, leaving a possible 147 thousand dollars available and not allocated.

Mr. ANDREWS. Mr. Speaker, may I interrupt the gentleman?

The SPEAKER. Will the gentleman yield?

Mr. BRUNNER. Yes, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, would it be possible for the Majority Leader to distinguish between the sums that have been allocated and the sums that have been allocated and the contract concluded. The sums that have been allocated and the contract has not been concluded are still available for recapture by this House, and if the gentleman is in a position to distinguish between the allocation and the spending as a result of the contract I would request him to do so. If he is unable to do so I would request that either tomorrow or early next week he bring in a supplemental report.

Mr. BRUNNER. I will be pleased to do so, Mr. Speaker. I shall be able to state for the record, say on Monday of next week, the exact relation of the various amounts to these overall figures.

With regard to the inquiry as to what has happened to the 10 million dollars stream clearance, survey and flood control fund for this biennium, referred to and being in the budget at page 11, I think the gentleman knows that as "23-A" under "Forest and Waters." To the end of last year, 12-31-48, there have been projects approved out of this fund amounting to \$9,000,908 leaving an unallocated balance according to my figures of \$96,868.

Then the inquiry was directed with regard to institutional construction post-war 9 million dollars. Page 12 of the budget, sub-division 82-A, reveals that of this appropriation of \$9,255,000 there has been \$8,868,000 allocated and approved by the Governor as of January 15th of this year, which means an unallocated balance of \$366,000.

As to the 450 thousand construction post-war fund, set forth in the budget on Page 15 for 1945-1947, under "Military Affairs" Budget 78-A, the report shows 255 thousand appropriated by the Governor, leaving an unallocated balance of \$194,760 as of January 15th.

Again, Mr. Speaker, the gentleman inquired as to what happened as to the "Construction and Welfare Fund", totalling \$16,485,000 on Page 17 of the budget of the 1945-1947 appropriation. According to the figures which we have, which are of January 15th of this year, \$16,318,000 have been allocated, leaving an unallocated balance of \$166,172.

May I say that the gentleman, of course, is entitled to the information which he has requested. I did not know to what extent or for how long a period this day's session would continue. I thought that for the purposes of

today's discussion, in view of the fact that we have a final passage calander tax program, that the balance unallocated would be sufficient. As I said before, I most am willing to cooperate and give the gentleman and the Membership of the House a breakdown in detail in the early part of next week, I trust Monday.

BILLS ON THIRD READING

Agreeably to order.

The House proceeded to the third reading and consideration of House Bill No. 346 as follows:

An Act to further amend sections four and ten of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149), entitled as amended "An act imposing a State Tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by increasing the amount of the additional tax and by extending the provisions of the additional tax for a limited time and further providing for the distribution of the additional tax to certain political subdivisions of this Commonwealth with certain conditions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four of the act approved the twenty-first day of May one thousand nine hundred thirty-one (Pamphlet Laws 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" as last amended by the act approved the second day of June one thousand nine hundred forty-seven (Pamphlet Laws 393) is hereby further amended to read as follows

Section 4 Imposition of Tax Exemptions and Deductions A permanent State tax of three cents a gallon or fractional part thereof is hereby imposed and assessed upon all liquid fuels used or sold and delivered by distributors within this Commonwealth excepting liquid fuels delivered to the United States Government on presentation of a duly authorized United States Government exemption certificate or other evidence satisfactory to the department and such liquid fuels used or sold and delivered as are not within the taxing power of this Commonwealth under the Commerce Clause of the Constitution of the United States Provided That the tax herein imposed and assessed shall be collected by and paid to the Commonwealth but once in respect to any liquid fuels.

In addition to such tax an additional State tax of [one cent] two cents a gallon or fractional part thereof is hereby imposed and assessed upon all liquid fuels used or sold and delivered by distributors within this Commonwealth for the period beginning on the day this act

becomes effective and ending on the thirty-first day of May one thousand nine hundred [forty-nine] fifty-one

Distributors shall be liable to the Commonwealth for the collection and payment of the tax imposed by this act. The tax imposed by this act shall be collected by the distributor at the time the liquid fuels are used or sold and delivered by the distributor and shall be borne by the consumer.

The tax shall be payable upon liquid fuels sold and delivered to or used by the Commonwealth and every political subdivision thereof.

The department shall allow such handling and storage losses of liquid fuels as are substantiated to its satisfaction.

Section 2 Section ten of said act as variously amended in whole or in part with or without regard to previous amendments by the following acts: the act approved the twenty-first day of June one thousand nine hundred thirty-five (P. L. 412) the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 634) the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 803) the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1102) the act approved the second day of June one thousand nine hundred forty-seven (P. L. 393) the act approved the sixteenth day of June one thousand nine hundred forty-seven (P. L. 618) and the act approved the second day of July one thousand nine hundred forty-seven (P. L. 1196) is hereby further amended to read as follows:

Section 10 Disposition and Use of Tax (a) One-half cent per gallon of the permanent tax collected under the provisions of this act shall be paid into the Liquid Fuels Tax Fund of the State Treasury and such moneys paid into said fund are hereby specifically appropriated for the purposes hereinafter set forth:

The moneys so paid into the Liquid Fuels Tax Fund except those that are refunded as hereinafter provided shall be paid to the respective counties of this Commonwealth on the first day of June and December of each year, in the ratio that the average return made during the three (3) preceding years to each county bears to the average amount returned to all counties for the three preceding years. Provided That the distribution of tax to the counties from the Liquid Fuels Tax Fund that is payable the first day of August one thousand nine hundred and thirty-one shall be made under the provisions of the acts of Assembly repealed by this act.

All moneys received by the counties hereunder shall be deposited and maintained in a special fund designated as the "County Liquid Fuels Tax Fund" into which no other moneys shall be deposited and commingled except in any county which does not have sufficient money in such special fund to provide for payments designated in the current annual budget for payment from such special fund for the purposes of construction reconstruction maintenance and repair of county-owned roads highways and bridges property damages interest and principal payments on road or bridge bonds or sinking fund charges for such bonds becoming due within the current calendar year. The county for the purpose of such payments and such payments only may borrow and place in such special fund moneys not in excess of the liquid fuels tax funds to be received during the current calendar year and all such loans shall be repaid from such special fund before the expiration of the current calendar year and not thereafter. Moneys so received and deposited shall be used only for the purpose of construction reconstruction maintenance and repair of roads highways and bridges including the payment of property damage now due or hereafter to become due occasioned by or the relocation or construction of highways and bridges and for the payment of interest and sinking fund charges on bonds issued or used for highways and bridge purposes or on so much of any bonds as have been used for such purposes and all payments made by any county either directly or indirectly prior to the first day of January one thousand nine hundred and forty-six for any or all such purposes are hereby validated. Provided That no expenditures from

the county liquid fuels tax fund shall be made by the county commissioners for new construction on roads or bridges without first having obtained the approval of the plans for such construction work from the Department of Highways. And provided further That the county commissioners shall not allocate moneys from the county liquid fuels tax fund to any political subdivision within the county until the application and the contracts or plans for the proposed expenditures have been made on forms prescribed prepared and furnished and first approved by the Department of Highways. The county commissioners of each county shall make to the Department of Highways on or before the fifteenth day of January and July for the periods ending December thirty-first and June thirtieth respectively of each year on forms prescribed prepared and furnished by the Department of Highways a report showing the receipts and expenditures of such moneys received by the county from the Commonwealth under the provisions of this section. Copies of such reports shall be transmitted to the department and to the Department of the Auditor General for audit. Upon the failure of the county commissioners to file any one of such reports or to make any payments allocations or expenditures in compliance with the provisions of this section the department shall withhold further payments to the county out of the Liquid Fuels Tax Fund until the delinquent report is filed transmitted or said moneys allocated or said expenditures for the prior six months are approved by the Department of Highways.

(b) The county commissioners may allocate and apportion moneys from the county liquid fuels tax fund to the political subdivisions within the county in the ratio as provided in this subsection. Provided however That when the unencumbered balance in the county liquid fuels tax fund is greater than the receipts for the twelve months immediately preceding the date of either of said reports the county commissioners shall notify the said political subdivisions to make application within ninety (90) days for participation in the redistribution of the said unencumbered balance and distribute the said unencumbered balance to the said political subdivisions making application therefor in the following manner: fifty per cent (50%) of said moneys shall be allocated and apportioned among the political subdivisions within the county in the ratio which the total mileage of all roads and streets maintained by the several political subdivisions making application bears to the total mileage of all such roads and streets maintained by such political subdivisions in the county as of January first of the year in which an allocation is made. And Provided further That the remaining fifty per cent (50%) of said moneys shall be allocated and apportioned among the same subdivisions on a population basis in the ratio which the population in each such subdivision of the county making application bears to the total population of such political subdivisions. Provided further That in the case of an emergency and upon approval of the Department of Highways the county commissioners may enter into contracts and obligations for the expenditure of the estimated liquid fuels tax receipts for a period not exceeding two years and receive a credit for such expenditures against such subsequent receipts. And provided further That except in the case of an emergency as heretofore authorized no county shall carry over any credit balance against future fuel tax receipts from year to year and any credit balance now carried on the reports or in the records of the county commissioners the department or the Department of the Auditor General are hereby specifically invalidated and declared null and void.

(c) The Department of Highways shall annually issue to the county commissioners and to the corporate authorities of the political subdivisions in the counties copies of the laws with special reference to the pertinent provisions thereof and regulations relating to the receipts and expenditures of any funds authorized to be apportioned allocated or expended as provided herein.

(d) The remaining two and one-half cents per gallon of the permanent tax and one cent per gallon of the additional tax collected under the provisions of this act

all penalties and interests and all interest earned on deposits of the Liquid Fuels Tax Fund shall be paid into the Motor License Fund and are hereby specifically appropriated for the same purposes for which moneys in the Motor License Fund are appropriated by law

[(c) The entire amount] (e) The remaining one cent per gallon of the additional tax of [one cent] two cents per gallon or fractional part thereof collected under the provisions of this act shall be paid into the Motor License Fund and the following amounts thereof are hereby specifically appropriated for the two calendar years beginning the first day of January one thousand nine hundred forty-eight and like amounts for the two calendar years beginning the first day of January one thousand nine hundred fifty for the purposes and in the manner as hereinafter set forth

Ten million dollars shall be paid to the respective townships of the second class of this Commonwealth and shall be allocated and apportioned among the said townships in the ratio which the mileage of township roads in each township of the second class bears to the total mileage of township roads in all townships of the second class in the Commonwealth as of January first of the year in which an allocation is made

Ten million dollars shall be paid to the respective cities of the first class cities of the second class cities of the second class A cities of the third class boroughs incorporated towns and townships of the first class of this Commonwealth and shall be allocated and apportioned among said units of government in the ratio which the mileage of roads and streets not maintained by the Department of Highways under the provisions of existing laws in each such unit bears to the total mileage of such roads and streets in all of said units in the Commonwealth as of January first of the year in which an allocation is made

The calculation of mileages shall be determined annually by the Department of Highways of the Commonwealth from reports submitted by the cities boroughs towns and townships The term "roads and streets" is defined to mean public roads and streets used for travel by horse drawn and motor vehicles and to exclude ways courts and alleys

The moneys so appropriated allocated and apportioned herein from the Motor License Fund shall be paid over in the manner provided by law on requisition of the Secretary of Highways to cities of the first class cities of the second class cities of the second class A cities of the third class boroughs incorporated towns and townships on the first day of March June September and December of each year

The funds so allocated apportioned and received shall be deposited and maintained in a special fund into which no other moneys shall be deposited and commingled and shall be expended by the corporate authorities of said political subdivisions directly or by contract let but only after approval of the Department of Highways as to the most beneficial and efficient manner of making such reconstruction reconstruction resurfacing and improvement expenditures and shall be used only for the maintenance of public roads and streets not maintained by the Department of Highways under the provisions of existing laws and the maintenance construction and reconstruction of bridges on such roads and streets in said political subdivisions except that in political subdivisions which do not have sufficient funds from other sources for the maintenance and repair of all roads and bridges not maintained by the Department of Highways under the provisions of existing laws the allocation to such political subdivisions may be used in whole or in part for such maintenance and repair purposes Where road and bridge work is performed by the political subdivision this paragraph shall be construed to permit the funds so allocated to be used and expended only for labor rental of equipment payrolls purchase of material including repair parts necessary for the maintenance of equipment small tools road drags and snow fences

Each political subdivisions shall submit to the Department of Highways a report on the fifteenth day of January

and July for the periods ending December thirty-first and June thirtieth respectively of each year showing the cost of the work done pursuant to the moneys so allocated and apportioned in such detail as may be required by the Department of Highways In case any records or reports required by law are not made in the manner or at the time required no further moneys shall be approved for payment by the Department of Highways to such political subdivisions until such reports have been made and approved

Nothing herein contained shall be construed to prevent the use of any moneys so allocated and apportioned for Federal projects sponsored by the political subdivision or for county-aid work relating to the improvement of roads and bridges

The corporate authorities of the said political subdivision shall at the time of fixing the real estate tax rate for highway road and street purposes for the calendar years one thousand nine hundred and forty-six and one thousand nine hundred and forty-seven give consideration to the anticipated revenue to be received under the provisions of this act

The Department of Highways shall annually issue to the corporate authorities of the said political subdivisions copies of the laws with special reference to the pertinent provisions thereof and regulations relating to the receipt and expenditure of any funds authorized herein to be apportioned allocated or expended

Section 3 The provisions of this act shall become effective on the first day of June one thousand nine hundred forty-nine

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. I thank the Speaker and I thank the gentleman from Adams County, Mr. Worley.

I rise, Mr. Speaker, in perhaps a futile attempt to resist a blitz. It has been incidentally published in the public press that our Speaker was going to jam the tax program across—jam it across. I want to say that the Speaker was misquoted; he never said anything of the kind, and as far as the Chair is concerned, every faction has had a square deal, so there has been no forcing as far as the Speaker is concerned.

The SPEAKER. The Chair thanks the gentleman.

Mr. ANDREWS. Again, Mr. Speaker, I am not privileged to participate in the Republican caucuses. Thank God. A Democratic caucus is quite trouble enough for me. Somewhere in the Scriptures it has been said that your father scourged you with whips, but we will scourge you with scorpions. I know that you Republicans have been scourged with whip but, to my regret, I find that apparently one section of our militant democracy has been scourged with scorpions.

Now, Mr. Speaker, I presume that in the political arena, in line with tradition, it is the expected thing to bring pressure. We are in accord with parliamentary protocol. I could by name, name one, two, three, four, five, six, seven Members of your group who are told bluntly, if you do not support this tax program you couldn't expect to come back. That is not fiction; that is fact.

Now I resisted immediate action on these bills today as I did yesterday, first because my ancient enemy representing the townships of the Commonwealth, he and his association have been caught flat footed on this measure. Your Agricultural Council of agriculture organizations has been caught flat footed; they are meeting tomorrow to

determine their position upon the tax bill that you are supposed to pass today. Your Grange has been caught flat footed.

Now, Gentlemen, slap them down if you want to. There isn't a single Member on this side of the House that even remotely owes his place in this Chamber to the Township organization, to the Agricultural Society, to the Grange.

If you want to slap them down, it is your funeral. They are the forces that sent you here; they didn't send us. Even my ancient enemy representing the Townships, with whom I have crossed swords on many occasions, he always licked me. Now he is getting his licking and finding out how he likes it. Maybe if he had sense enough to send a few Democrats from his controlled constituency he wouldn't find himself in his present mess.

Now, Mr. Speaker, in order to relieve the tension and let you in on all the secrets, because I am a candid person,—there is no deceit in me, wholly without guile,—I want to tell you that on this gas tax over on this side of the house I would estimate that there are a least eleven votes that are going to vote for the gas tax; and purely coincidentally, I suppose, that most of those eleven votes come from Allegheny county. It is purely incidental that those votes are from Allegheny county and come at a time when Allegheny county has a critical situation to present to the consideration of this House and His Excellency, the Governor.

I can say that as far as my information goes Philadelphia stands like a rock. I do not believe there is a gas tax vote or a pop tax vote in the whole delegation. But I would surmise, gentlemen, just to let you in, just to let you know where you are at, so that the Majority Leader can quit sweating, pull him out of the hole, . . . I wonder how he sleeps . . . as to the pop tax, I would say that he probably can muster at least eleven votes or maybe thirteen, and it is purely coincidental, gentlemen, that his pop tax vote should also come from Allegheny county. It being incidental that Allegheny county has a particular problem facing it. Now, Mr. Speaker, there is somebody that is mistaken; there is a lie out somewhere. I want to assure you from what I believed to be unimpeachable sources, that the Governor of this Commonwealth would give Allegheny County measures that deserve support, his support, and that he would not trade and bargain on it.

I find today that either my unimpeachable sources of information are at the fault or there is a lie out somewhere on the Democratic side of this House, because it has been carried to me by way of rumors that just as Republicans, who want to come back, had better line up for the bill, so cities and counties that have peculiar problems had better line up for the program.

I am saying to you that if that is the situation, that we are trading gas tax support and pop tax support for a wage tax bill for Allegheny County, it is the most infamous bargain ever concluded in this Chamber within my memory. I wouldn't be a part of it if I were the only one to voice a protest on it.

I hope there is a mistake out; I hope that those who have inferred that votes cast one way will be rewarded, and votes cast another way will be punished,—I hope that they are mistaken, and I hope that Allegheny

County's problems can be solved on the merits of those problems, and that Philadelphia County's can be solved upon the case that Philadelphia makes, and that the problems for the common people of this state can be solved upon the same basis.

Now, Mr. Speaker, you have listened very patiently. I am genuinely sorry to be placed in a position where I am compelled to vote against the gas tax bill and the pop tax bill. I don't believe a case has been made out for either of them. I am convinced that situations might arise in connection with health programs, in connection with educational programs, and in connection with other programs, where it might be necessary to reenact a pop tax, but I repeat what I said yesterday, that until we have found out where the General State Authority starts, and where state building ends, and determine what exactly we are going to do with relation to public school appropriations, and have a program outlined, we do not know whether or not we need a pop tax and we don't as yet know that we need this one cent tax.

That is the reason, Mr. Speaker, why I have plead for delay. Those are the reasons why I must oppose these measures, and I hope that these issues that we face can be resolved upon their merits, and that the Members on this side of the House and Members on that side of the House on measures affecting the interests of all of the people, can hold up their heads, and vote their conscience and not be controlled by any Pennsylvania version of the Axis, Moscow controlled.

Mr. WORLEY. Mr. Speaker, in the first place if this increase were necessary in order to give us the kind of highway system we all want, I would be for it, and so should every other progressive citizens of Pennsylvania. However, a careful and unbiased survey of the whole situation convinces me that there are plenty of revenues in sight to accomplish these purposes without increasing the gasoline tax.

It seems to me that in preparing its estimates for the biennium, the Highway Department has underestimated its probable receipts and has overestimated its expenditures.

There has been a decided increase in the registration of motor vehicles in Pennsylvania. That means that the Highway Department is going to get larger revenues both from registration fees and from the gasoline tax.

I am very much afraid that many rural members who may be planning to go along on this tax increase are doing it with the expectation that legislation will be enacted at this session to exempt from taxation all gasoline used off the highways. My amendments to do that very thing were voted down last night, February 14th, in this House. From all indications there is slight hope of securing such exemption at this session. If that should prove to be the case the rural members supporting the tax increase would be left.

Great emphasis has been placed upon the increased cost of highway construction, as compared with such costs in the pre-war period. However, there is every indication that those costs will come down and that the Highway revenues that are in sight will build and maintain more roads during the coming two years than would be possible on the basis of present day costs.

During the past year farm prices have shown a steady decline. The indications of the Bureau of Statistics, De-

partment of Labor, Washington, D. C., show that wholesale prices declined seven percent during January 1949. The cost of living is going down and construction costs will likewise go down. In my opinion there is no excuse for increasing this gasoline tax, and I am voting against it.

Mr. COLE. Mr. Speaker, one particular thing I don't like about this gas bill is the allocation to the various political subdivisions. I do not think the political subdivisions back home are getting enough money out of this gas tax. After all, we people helped to pay this tax and we are entitled to our just share.

In two of the townships in my county quite a few years ago there were two state highways that the township decided to set up. They were convinced by the State Highway Department, which they should never have done, but nevertheless, back in those days they fooled those people into signing away bond issues, and today the only money they get for building roads is the money allocated out of the gas tax fund. I think it amounts to one hundred and ten dollars a mile. Of the money we get, most of it is used by the townships to pay off bonded indebtedness.

Another thing, I am still not satisfied in my mind that someday the Brookings report is going to be accepted and many miles of state highway are going to be turned back to the political subdivisions. In that case we are going to have to have more money to take care of the roads. In a lot of cases in my county and in other counties where the townships have a bonded indebtedness, the black top roads after they had been fixed, the state moved in and took them over. From that time on the roads have gone backwards and a lot of them are not fit to travel over. After the roads are not fit to travel over they are turned back to the townships. I do not believe it is fair to include in this particular bill the allocation to the townships. This bill should be held over for further study and amendment.

Mr. KONDRATH. Mr. Speaker, I would like to have permission to have the following news item appear in the record. This item appears in the Pittsburgh Press on February 11, 1949. The caption reads:

"State CIO opposes county wage tax, Harrisburg, Pa., February 11, United Press. Harry Boyer, President of the Industrial Council CIO has announced the organizations' opposition to an Allegheny County wage tax," We are opposed to a wage tax, Mr. Boyer said.

It appears that there is some question in the minds of the delegation from Allegheny County as to whether or not they should vote in support of this bill or against it. It appears to me that they may be influenced perhaps by the remarks that I just heard made several minutes ago, rather influenced by what might turn out to be a deal with the Governor to get approval of the wage tax. For the benefit of the delegation from Allegheny County, I would like to say this, that the workers in Allegheny County, the organized and unorganized groups, are definitely and wholeheartedly, unalterably opposed to a wage tax. Therefore I ask you to vote against this measure.

Mr. ROSE. Mr. Speaker, we in Philadelphia have been in the past rather unfairly dealt with insofar as the allocations for road purposed are concerned. I am reliably informed now that the present administration proposes to render a fuller measure of aid to Philadelphia. For this we are grateful. Frankly, we of the Philadelphia

delegation felt that if the actual necessity appeared we might be able to go along and vote for this increase in the gasoline tax. However, because of the fact that we have not been given sufficient information that the actual tax is necessary at this time, we in the Philadelphia delegation propose to vote against this measure. We feel if any allocations are coming to Philadelphia in the future, we can expect it from the Governor, and that if we had been given more information and more time to study this we might have gone along with this proposal. But in view of the fact that the information that has been offered to this House has not been conducive to our complete understanding of the necessity for an increase in the tax, we in Philadelphia propose to vote against this tax.

Mr. BROWN. Mr. Speaker, Allegheny County has been called everything except the child of God. It has been ridiculed, it has been held up to contempt as being the one county that has made a deal that is going to wreck this Commonwealth. I tremble for my Minority Leader, for I believe after what happens here today, inasmuch as he says "the blitz is coming", we may not have him after this hour.

I want to allay any feelings that might be in the mind of the gentleman from Berks that Allegheny County has made any deal with the Governor or anybody else that Allegheny County will get a wage tax, and I want to make this clear, for I know some people will wonder why Allegheny County may contribute some votes to the Governor's program. We have nothing to hide. I am not going to attempt to answer the scathing denunciation against Allegheny County heaped upon it by our floor leader. I have heard him for many years and I was quite surprised that he let us down as quietly as he did. I want to say to him that I have never heard him say since this session opened that he is opposed to this gasoline tax. I have heard him say, and we were somewhat in agreement with him, that he was opposed to it at this time, for he has not been shown that it is needed, and after he is shown that it is needed, he may or may not be for the tax.

Now, how long it will take anybody to show the Minority Floor Leader that which he does not want to see, I will leave to you. He has been my colleague since 1935, even before I started to wear glasses. I tried to show him things and I have not succeeded.

Mr. Speaker, Allegheny County stands in this position if you call it a "deal," let it go for what it is. Allegheny County heard that votes were needed for this tax measure. That is no secret. Allegheny County does need a solution for its financial problem. Inasmuch as no one on this side of the House has said that he is against the tax in principle, and inasmuch as the Governor feels that he needs the tax now, those of us in Allegheny County who feel that we can vote for the measure, are going to vote for it. Thus you may call it a deal if you want to, hoping that when we take our problems to him he will not turn us away empty. If that is a deal, that is the situation, call it what you may. Say that it arose in infamy or perfidy or whatever you want to call it; that is what we expect to do.

Mr. GUARNIERI. Mr. Speaker, I did not intend to speak at this time but after having listened to the previous speaker who made a remark as to whether we were

opposed to the bill in the principle, I am compelled to say that I am opposed to this tax in principle. This is a sales tax affecting consumers, a special particular group of consumers, and I think, therefore, inequitable and unfair.

Generally, I am opposed to a sales tax or consumers' tax. In fact, I am opposed to the whole tax program without time to study and to have presented to us the whole tax structure to see whether there isn't a better way to meet the problem. Experts appointed to study this matter should deal with the matter. Therefore, I want to state for the record that I will at this time ask my genuine friends, especially from Philadelphia, to vote against this tax bill, for the sake of the little people of Philadelphia, and the people all over the state of Pennsylvania. I might state, Mr. Speaker, that the same attitude might be mentioned in regard to the soft drink tax.

Mr. LOVETT. Mr. Speaker, I am as usual somewhat confused. The gentleman from Allegheny tells us if it is a deal, all right. The gentleman from Cambria says he gets it from good authority that it is a deal. Deals do not especially worry me. There have been a lot of deals and there will be a lot of deals, but when deals include the people who work for a living, then I am interested. If I can see the trend of the times, we sat in this Hall today and demanded legislation that is placing a tax on the poor. With that we are told that there are deals being made, where we are going to place the tax definitely upon the wage-earner.

Now, my friends, I had not intended to say one word about this tax but when we come to the place where these deals are made, and we are now fighting for the interests of the people, let me say to you, that you have not even scratched the surface in taxation where it belongs in Pennsylvania, and you know it. There are oodles of places in Pennsylvania for taxation by those well able to pay it, and not take it out of the envelopes of the working people of Pennsylvania which you are going to do under the bill that we hear about today. My friends, for that reason and that reason alone I am opposed to these taxes.

Mr. READINGER. Mr. Speaker, the debate up to this point to my mind has led to the impression that there is no Democrat today that is going to vote for this gas tax unless he is involved in some kind of a so-called deal. I wouldn't want that impression to remain with the public. I intend to vote for this gas tax "deal." There has been so much talk of "deals" here that the word has kept going through my mind, and it was unintentional that I used it in that place.

Mr. Speaker, I have been around here for quite a long time, and I think measures should be debated on their merits and not upon some story about an alleged deal. There may be good reasons why any Democrat should vote for this gas tax in good conscience, and I think that I am doing just that. To me this thing resolves itself into one simple problem, that is, do we want to maintain our fine adequate highway system, and are the funds for which you are asking necessary or do we want to curtail the program, and are the funds not necessary?

Not long ago, Mr. Speaker, we Democrats had a caucus before which the Secretary of the Highways, Mr. Smock,

appeared and gave us a lot of facts and figures. We didn't really have time to let them sink into our thick skulls and perhaps, I have the same complaint as does the Minority Leader, that these bills are being hurried here through fast because there are a lot of facts and figures which should be understood before this can be voted on intelligently. However, you have seen fit to bring this thing to a vote, and we either vote today or we don't vote at all.

I want to see, Mr. Speaker, that our fine system of highways is continued in Pennsylvania, and I am convinced by the figures and facts which I have heard already that we do need this additional money if we are going to continue it. I do not believe I need to argue that the cost of building roads, building materials have gone up like everything else since the pre-war days. Many people have spoken to me that rock has gone up and concrete has gone up, all materials that go into the making of roads have gone up. It does not take much investigation to convince me that that is the case. The Highway Department says that with this additional money, it will not be able to build as many highways as they did a couple of years ago. Now, to me it is a matter of dollars and cents; if we want them we pay for them, if we don't want them, we don't.

It has been said here today that this is a sales tax. Of course, it is a sales tax. If I know anything about our highways system and how it is financed, it has been a sales tax ever since highway users have been paying the tax. I think that is the reason the money is kept in the Highway fund to be used for highways alone. It was not so many years ago that we could have appropriated out of the highways funds any amount of money we wanted for some other state purposes, and we were not bound to return it, but we always did.

I have no objection to this gas tax as a sales tax. Either way the public pays for it and the public uses these highways, and if the public wants to continue to use the highways it will continue to pay for it. I am satisfied that this money is necessary, for experience shows, as Mr. Worley has indicated, that the Highway Department estimate of revenues is too low. If there is more money collected than they expected to collect, I will shout for joy, because that money will still be in the Highway fund or spent on the highways. If we have a large balance in the Highway fund at the end of the next biennium there are two things that can be done; either we can reappropriate that money for the next biennium for a larger program or taxes can be cut. I am not going to worry about what is going to happen to that money because I know it is going to be in the Highway fund or be returned to the people of Pennsylvania in the form of lower taxes. Were we one of those states where highway funds could be taken and appropriated to other purposes then I would argue that it is a sales tax and should not be made. But, Mr. Speaker, that money is sacred so far as the highways are concerned, collected from highway users and used for that purpose. If it is not so, then I have been misled and misinformed. I am sorry to take so much of your time, but there has been so much said about this and I feel very deeply about it. I do not believe that politics should enter into this at all. It is either good for the state or it is bad for the state,

it doesn't matter whether you are Democrats or Republicans.

Mr. MUSTO. Mr. Speaker, I think there are remarks made at times that kind of wake some legislators up from their sleep. I have heard the gentleman say that all gasoline tax is used for highways and he approves better highways and better bridges, as I do, but can every legislator in the hall of the Legislature today deny that the tax money is spent during election time by flooding the highways to get votes, and then dismissing them after the election is over.

Just a minute, you will have your turn. I will apologize for my action if it is not befitting to some of the senior members of the House. But let us see if we have been elected to come in here and only sit down and make a decision when someone else tells us to do so. I wanted to say to the gentleman across the hall yes, I stand as one of the Democratic members of the House who is willing at all times to vote, whether it is a Republican measure or a Democratic measure which will protect the people back home who have sent me down here. I have no desire to vote only for measures that are going to protect the people in the county where I come from. My vote is a vote that helps to impose laws on every individual in the Commonwealth, and the only reason I am opposed to an increase in the gas tax is that I know from past experience, and I am going to make sure that in September and October of 1950 that money is not going to be used on the highways under my nose to deny me the right to come down here and speak for the people back home.

Mr. BRUNNER. Mr. Speaker, it is with fear and trepidation that this lone speaker rises across on this side of the House to answer the many remarks expressed by the gentlemen on the other side.

I am going to be as brief as possible but I think it is obligatory of me to cover in some detail what we in this House subscribe to. I heard comment as to this program; I have heard some take a partisan attitude; others have said that this program would be for the best interests of most of the people of this great Commonwealth. I for one am proud to subscribe to the idea that this program is in fact one designed to benefit the most people in this State. This program is for the people. The highways in this state are available and used by Republicans and Democrats. The general funds are used for ordinary governmental expenses without distinction as to party.

We have running through this state a highway known as the "Turnpike," now being extended to the Eastern borders of Pennsylvania. It will be a source of pride to all of us; it will be a great service to our citizens, no matter what party they may belong to. For the last two years because of the highway system which we have, we have experienced twelve hundred industries coming into this state because our vast highway system made available to them ports of entry, destinations and deliveries throughout this great Commonwealth.

I think it is obligatory upon me to recall once more what was said here by the Governor of this Commonwealth when he presented to this Legislature the budget messages. I think that it explains the full program which he sponsored. You recall, some of you, that in 1947 he anticipated that the national income, the salary

level and commodities would be increased, but he anticipated that so far as the salary levels and price levels were concerned that they would remain substantially the same. As a matter of fact, there was inflation; the national income went up twenty-eight percent and your price level increased at least twenty-five percent. As a result, as the gentleman from Berks so ably said, we were faced in the state, in our institutions, in our construction program and in our state expenses, with increases, in some cases double the expenses in construction, increased salaries, which were merited and given to a vast number of employees administering this Commonwealth's services to its many millions of citizens. In addition, the cost of food at the institutions caused us to overrun our budget as to this item. But, on the other hand, because there was a business boom this great Commonwealth and its manufacturing corporations and industries, its labor, earned for the businesses vast amounts of money beyond what they anticipated. As a result the corporate net income, for one thing exceeded our estimates, and we ended this biennium with a surplus.

And now, the Governor came to the Hall of the House some three weeks ago, and he said then: "We expect that those same levels which were maintained during the 1947-1949 biennium in excess of what we believed in 1947 will be maintained through the next biennium." As a result and for fear of overlooking any of these items, I have set forth what I believe to be additional services rendered by this state from the general fund without an increase in the so called general fund taxes.

The Schuylkill River project is one which is very close to me. It is a program which was enacted in the 1945 session. It had the approval of both sides of this house in the 1947 session, and out of this fund will be made available some 17 million dollars for the outstanding engineering accomplishment in this world today, the cleaning of the Schuylkill River. Fifteen million dollars for the housing development—certainly that is a people's program. Thirty-four million dollars, plus, I believe, some 625 thousand dollars in addition, for teachers and schools. Public assistance, in excess of four and one half million dollars. There is bond interest at seven and one half million dollars; departmental plans on the basis of increased services to many people, over thirteen and a half million dollars; the anticipated revenue will be almost four million dollars. This is a people's program. They don't pay any more; the tax rate is the same. It is true that there is an additional cent to be placed on gasoline. We on this side assure you on that side of the idea that this is a program for all the people, the motorist and the people who use the highways, and the citizens who use them, or who are adjacent to them. We are very proud to have a part in this program. We are very proud to submit it to the people. We of the majority, of course, have a duty to perform, and in this case it is a pleasure to submit to the people this program as a unit. At least we feel that they will receive it, they will welcome it and all of us who support it will benefit in doing so.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken.

Messrs. Moran, Breth and Wheeler requested a verification of the roll.

The roll was verified and was as follows:

YEAS—118.

Altshuler,	Fox,	Lelsey,	Schmidt,
Barkdoll,	Frank,	Lottus,	Scott,
Baumunk,	Frost,	Madigan,	Shoemaker,
Bednarek,	Gallagher,	McCormack,	Smith, C. C.,
Blair,	George,	McCullough,	Sollenberger,
Bloom,	Gibson,	McMillen,	Spencer,
Bomberger,	Goodling,	McNally,	Stimmel,
Boorse,	Graybill,	Mihm,	Stuart,
Bower,	Green,	Mikula,	Swope,
Brandon,	Greenwood,	Milliken,	Tahl,
Breisch,	Greer,	Mintess,	Thompson,
Brown, H. S.,	Guthrie,	Moore, C. E.,	Tompkins,
Brown, W. E.,	Hall,	Moore, H. A.,	Toomey,
Brunner,	Harney,	Murray,	Varner,
Cadwalader,	Haudenschild,	Najaka,	Verona,
Clapper,	Helm,	Neff,	Wachhaus,
Clendening,	Herman,	O'Dare,	Wagner,
Cooper,	Hewitt,	O'Donnell,	Waterhouse,
Costa,	Hocker,	Orban,	Watkins,
Dalrymple,	Hoffman,	Petrosky,	Weidner,
DeLong,	Jennings,	Price, H. W., Jr.,	Weiss,
Dennison,	Johnson,	Propert,	Wescott,
Driscoll,	Jump,	Readinger,	Wood,
Dye,	Kemp,	Reilly, J. M.,	Yaffe,
Elder,	Kent,	Riley, R. L.,	Yeakel,
Felton,	Kline,	Robbins,	Young,
Ferster,	Kohl,	Roberts,	Ziegler,
Firmstone,	Kratz,	Royer,	Sorg,
Flack,	Kurtz,	Sarra,	Speaker
Fleming,	Lee,	Sax,	

NAYS—84.

Amarando,	Good,	McGee,	Reidenbach,
Andrews,	Guarnieri,	McKinney,	Rose,
Bane,	Hagerty,	Miller,	Rosen,
Beaver,	Hamilton,	Mills,	Rovansky,
Breth,	Harris,	Monroe,	Scanlon,
Brice,	Heatherington,	Moran,	Schuster,
Bucchin,	Hersch,	Musto,	Seyler,
Cochran,	Hoggard,	Nagel,	Smith, W. B.,
Cole,	Hunter,	Needham,	Snider,
Coleman,	Jenkins,	Nixon,	Stank,
Conway,	Jim,	Olsen,	Sternberg,
Depuy,	Jones, G. E.,	Pengase,	Taylor,
Dougherty,	Jones, J. M.,	Pentrack,	Varello,
Duffy,	Kamyk,	Peta,	Wargo,
Erb,	Kirley,	Pettigrew,	Welsh,
Evans,	Kolankiewicz,	Pfaff,	Westrick,
Ewing,	Kondrath,	Polen,	Wheeler,
Filo,	Lederer,	Posta,	Williams,
Floyd,	Leonard,	Price, R. A.,	Worley,
Gaffney,	Limper,	Reagan,	Yester,
Glembockl,	Lovett,	Reese,	Yetzer,

NOT VOTING—6.

Boies,	Krise,	Powers,	Reynolds,
Keller,	Munley,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order.

The House proceeded to the third reading and consideration of House Bill No. 347, as follows:

An Act to reenact and further amend the title and the act approved the fourteenth day of May one thousand nine hundred forty-seven (P. L. 249) entitled as amended "An act to provide revenue by imposing an excise tax payable by those herein defined as manufacturers and bottlers of bottled soft drinks and syrups as herein defined prepared used sold transported or delivered within the Commonwealth and by others requiring persons as herein defined engaged in the manufacture bottling distribution sale and transportation of syrup and bottled soft drinks to secure permits prescribing the method and manner of evidencing the payment and collection of such tax or assessing tax con-

ferring powers and imposing duties on the Department of Revenue and those manufacturing bottling distributing selling and transporting syrup or bottled soft drinks and providing penalties" by further regulating the procedure and the jurisdiction of the Department of Revenue and of the Board of Finance and Revenue relative to claims for refunds and by extending the provisions thereof for a further limited period of time The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and all of the sections of the act approved the fourteenth day of May one thousand nine hundred forty-seven (P. L. 249) entitled as amended "An act to provide revenue by imposing an excise tax payable by those herein defined as manufacturers and bottlers of bottled soft drinks and syrups as herein defined prepared used sold transported or delivered within the Commonwealth and by others requiring persons as herein defined engaged in the manufacture bottling distribution sale and transportation of syrup and bottled soft drinks to secure permits prescribing the method and manner of evidencing the payment and collection of such tax or assessing the tax conferring powers and imposing duties on the Department of Revenue and those manufacturing bottling distributing selling and transporting syrup or bottled soft drinks and providing penalties" as reenacted and amended by the act approved the twenty-first day of June one thousand nine hundred forty-seven (P. L. 884) are hereby reenacted and further amended to read as follows

An Act to provide revenue by imposing an excise tax payable by those herein defined as manufacturers and bottlers of bottled soft drinks and syrups as herein defined prepared used sold transported or delivered within the Commonwealth and by others requiring persons as herein defined engaged in the manufacture bottling distribution sale and transportation of syrup and bottled soft drinks to secure permits prescribing the method and manner of evidencing the payment and collection of such tax or assessing the tax conferring powers and imposing duties on the Department of Revenue and those manufacturing bottling distributing selling and transporting syrup or bottled soft drinks and providing penalties

Section 1 This act shall be known and may be cited as the "Soft Drink Tax Law"

Section 2 Definitions The following words terms and phrases when used in this act shall have the meanings ascribed to them in this section except when used to clearly indicate a different meaning

"Bottled Soft Drinks" Bottled soft drinks as referred to in this act shall include any and all non-alcoholic beverages whether carbonated or not such as soda water ginger ale coca cola lime cola pepsi cola Dr Pepper fruit juice when any plain or carbonated water flavoring or syrup is added milk drinks when any flavoring or syrup is added orangeade lemonade root beer or any and all preparations commonly referred to as soft drinks of whatsoever kind which are closed and sealed in glass metal paper or any other type of container or bottle and are further described to include any and all beverages commonly referred to as "soft drinks" which are manufactured with the use of any syrup The term "Bottled Soft Drinks" shall not include natural undiluted fruit juice vegetable juice or fluid milk (not powdered or reconstituted) to which flavoring alone is added constituting a product containing not less than two and one-half (2½) per centum butterfat when bottled closed or sealed

"Syrup or Syrups" Syrup or syrups as referred to in this act shall be defined as being the compound mixture or basic ingredient practically and commercially usable in making mixing or compounding bottled soft drinks or non-bottled soft drink by the mixing with same of carbonated or plain water ice fruit milk or any other product among such syrups being such products as coca cola syrup chero-cola syrup lemon syrup vanilla syrup chocolate syrup cherry smash syrup rock candy syrup Dr Pepper syrup and all other syrups prepared manufactured and practically and commercially usable for the

purpose of mixing non-bottled soft drinks or for preparing or maintaining bottled soft drinks

"Manufacturer" A person engaged in producing preparing manufacturing or bottling syrup for use sale delivery or consumption

"Bottler" A person engaged in manufacturing bottling preparing for market or segregating in sealed containers any soft drink

"Distributor" Any person engaged in the purchase for resale of syrups or bottled soft drinks in original containers or bottles as prepared for market

"Import" The act of any person who or which

1 Brings or causes to be brought from any other state or territory of the United States or from any foreign country syrups or bottled soft drinks for his own use in the Commonwealth of Pennsylvania or for sale and delivery in and after reaching the Commonwealth other than in the original container or bottle

2 Brings or causes to be brought from any other state or territory of the United States or from any foreign country syrups or bottled soft drinks for his own use in the Commonwealth of Pennsylvania or for sale or delivery therein the same have come to rest or storage therein whether or not in the original container or bottle

3 Purchases or receives syrups or bottled soft drinks in the original container or bottle in the Commonwealth of Pennsylvania for is own use or for sale and delivery therein from any person who has imported the same from a foreign country

4 Purchases or receives syrups or bottled soft drinks in the original container or bottle in the Commonwealth of Pennsylvania for his own use therein or for sale and delivery therein from any person who has imported the same from any other state or territory of the United States in case such syrups or bottled soft drinks have not prior to such purchase or receipt come to rest or storage in the Commonwealth of Pennsylvania

5 Receives from outside the Commonwealth and in any manner uses or distributes syrups or bottled soft drinks in the Commonwealth of Pennsylvania where the tax provided in this act has not been previously paid

"Person" An individual or an unincorporated association including a partnership a limited partnership or any other form of unincorporated enterprise owned by two or more individuals or a corporation Whenever used in any clause prescribing and imposing a fine or imprisonment or both the term "person" as applied to a partnership limited partnership or any other form of unincorporated enterprise shall mean the partners or members thereof and as applied to corporation the officers thereof

"Stamp" The impression device stamp label or seal manufactured or printed as prescribed by the department by use of which the tax imposed or assessed hereunder is paid

"Crown" The crown or crowns by the use of which the tax imposed or assessed hereunder is paid

"Original Container" Bottle cask keg receptacle can or other container that has been securely capped sealed crowned or corked by the manufacturer or bottler

"Department" The Department of Revenue of this Commonwealth

"Sale" Any transfer for consideration exchange barter gift offer for sale and distribution in any manner or by any means whatsoever

Section 3 Syrup and Soft Drink Permits

(a) On and after the effective date of this act it shall be unlawful for any person to continue to engage in or thereafter to begin to engage in the manufacture bottling importing or the distribution of syrup or bottled soft drinks within this Commonwealth unless a syrup or bottled soft drink permit shall have been issued to him as hereinafter prescribed

(b) Every person desiring to continue to engage in or hereafter to begin to engage in the manufacture bottling importing or the distribution of syrup or bottled soft drinks within this Commonwealth shall file an application for a syrup or bottled soft drink permit or permits with the Department Every application for syrup

or bottled soft drink permit shall be made upon a form prescribed by the department and shall set forth the name under which the applicant transacts or intends to transact business and the location of his place of business within this Commonwealth If the applicant has or intends to have more than one place of business within the Commonwealth the applicant shall state the location of each place of business If the applicant is an association the application shall set forth the names and addresses of the persons constituting the association or if a corporation the names and addresses of the principal officers thereof and any other information prescribed by the department for purposes of identification The application shall be filed by the owner if a natural person and in the case of an association by a member or partner thereof and in the case of a corporation by an executive officer thereof or some person specifically authorized by the corporation to file the application to which shall be attached the written evidence of authority

At the time of making such application the applicant shall pay to the department a permit fee of one dollar (\$1.00 for each permit)

Upon the approval of the application and the payment of the permit fee or fees herein required the department shall grant and issue to each applicant a syrup or bottled soft drink permit for each place of business within this Commonwealth set forth in his application Such permit or permits shall not be assignable and shall be valid only for the person or persons in whose name or names issued and for the transaction of business at the places designated therein and shall at all times be conspicuously displayed at the places for which issued

All permits shall expire on the thirty-first day of December next succeeding the date upon which they were issued unless sooner suspended surrendered or revoked for cause by the department

(c) Permits issued under the provisions of this act may be renewed annually before the first day of January upon application made to the department and the payment of a renewal fee of one dollar (\$1.00)

Whenever any permit issued under the provisions of this act is defaced destroyed or lost the department may issue a duplicate permit to the holder of the defaced destroyed or lost permit upon the payment of a fee of fifty cents (50c)

(d) The department may suspend or after a hearing revoke a syrup or bottled soft drink permit whenever advised that the holder thereof has failed to comply with any of the provisions of this act or any rules or regulations of the department prescribed adopted and promulgated under this act Upon suspending or revoking any permit the department shall request the holder thereof to surrender to it immediately all permits or duplicates thereof issued to him and a holder shall surrender promptly all such permits to the department as requested Whenever the department suspends a permit it shall notify the holder immediately and afford him a hearing if desired and if a hearing has not already been afforded After such hearing the department shall either rescind its order of suspension or good cause appearing therefor shall continue the suspension or revoke the permit

Section 4 Imposition and Rate of Tax for Syrup and Bottled Soft Drinks (a) Each manufacturer and bottler shall be subject to pay to the Commonwealth the excise taxes imposed by this section upon the producing preparing manufacturing or segregating in this Commonwealth of all syrups and all bottled soft drinks and every person who imports syrups or bottled soft drinks into this Commonwealth for use sale delivery storage or consumption in this Commonwealth shall pay to the Commonwealth the taxes imposed in this section before such products are transported within this Commonwealth Such excise taxes shall be measured at the rate of one half cent ($\frac{1}{2}$ c) per fluid ounce or fraction thereof for syrups and one cent (1c) per twelve (12) fluid ounces or fraction thereof for bottled soft drinks

(b) Manufacturers bottlers and all persons who import

syrups or bottled soft drinks into the Commonwealth shall be liable to the Commonwealth as taxpayers for the payment of the axes imposed by this act.

Section 5 Payment of Tax by Affixing Stamps Other Evidence of Payment Penalties (a) The payment of the taxes herein provided shall be evidenced by the affixing of syrup or bottled soft drink tax stamps or crowns to the original containers or bottles in which all syrups or bottled soft drinks are placed received stored shipped or handled. Such stamps or crowns shall be affixed to each individual container or bottle of syrup or bottled soft drink by the manufacturers or bottlers of this Commonwealth within twenty-four (24) hours after such syrups or bottled soft drinks are placed therein and by manufacturers bottlers and other persons who import any syrup or bottled soft drinks into this Commonwealth before the same are transported within this Commonwealth for use sale delivery storage or consumption therein. Nothing herein contained shall require stamps or crowns to be attached to containers or bottles of syrup or bottled soft drinks which are transported through this Commonwealth and which are not sold delivered or stored therein if transported in accordance with such rules and regulations as may be adopted by the department.

The provisions of this section with reference to the stamping or crowning of syrup shall not apply (1) to syrup to be used by bottlers in the manufacture of bottled soft drinks or (2) to syrup in original containers to which stamps or crowns have been once affixed as required herein regardless of how often the syrup in such original containers may be sold or resold within this Commonwealth.

The provisions of this section with references to the stamping or crowning of bottled soft drinks shall not apply to bottled soft drinks to which stamps or crowns have been once affixed as required herein regardless of how often the soft drinks in their original containers or bottles may be sold or resold within the Commonwealth.

(b) It is the intent and purpose of this section to require all manufacturers bottlers and other persons except as provided in clause (a) to affix the stamps or crowns provided for in this act to all original containers or bottles in which syrups or soft drinks are normally placed prepared for market received sold or handled before such products are transported within the Commonwealth.

(c) If it is established to the satisfaction of the department that due to economic conditions or due to existing stocks of unstamped crowns in the possession of manufacturers or bottlers on the effective date of this act or due to unavailability of material it is impractical to use syrup or soft drink tax crowns or stamps the department is hereby authorized and required to provide by regulation some other means of evidence of payment of the tax imposed or assessed by this act.

(d) Except as provided in clause (c) any manufacturer bottler or person who shall prepare manufacture or use syrups or bottled soft drinks or shall sell syrups or bottled soft drinks to bottlers distributors dealers or consumers without affixing to the original containers or bottles the stamps or crowns required by this act and any person who shall purchase receive transport store or sell any syrup or bottled soft drinks to which the stamps or crowns required by this act are not affixed shall be deemed guilty of a misdemeanor and upon conviction thereof shall be sentenced for the first offense to pay a fine of not less than one hundred dollars (\$100.00) or more than five hundred dollars (\$500.00) or to suffer imprisonment for a term not exceeding six (6) months or both in the discretion of the court and in the case of a conviction of a second or subsequent offense hereunder shall be sentenced to pay a fine of not less than two hundred dollars (\$200.00) or more than one thousand dollars (\$1000.00) and to suffer imprisonment for a term of not less than six (6) months or more than three (3) years.

Section 6 Assessment on Failure to Pay Tax Procedure for Assessment Review (a) If any person shall fail to pay any tax imposed by this act for which he is liable the department is hereby authorized and empowered to make

an assessment of additional tax due by such person based upon any information within its possession or that shall come into its possession.

(b) Promptly after the date of such assessment the department shall send by registered mail a copy thereof to the person against whom it was made. Within ninety (90) days after the date upon which the copy of any such assessment was mailed such person may file with the department a petition for reassessment of such taxes. Every petition for reassessment shall state specifically the reasons which the petitioner believes entitled him to such reassessment and it shall be supported by affidavit that it is not made for the purpose of delay and that the facts set forth therein are true. It shall be the duty of the department within six (6) months after the date of any assessment to dispose of any petition for reassessment. Notice of the action taken upon any petition for reassessment shall be given to the petitioner promptly after the date of reassessment by the department.

(c) Within sixty (60) days after the date of mailing of notice by the department of the action taken on any petition for reassessment filed with it the person against whom such assessment was made may by petition request the Board of Finance and Revenue to review such action. Every petition for review filed hereunder shall state specifically the reason upon which the petitioner relies or shall incorporate by reference the petition for reassessment in which such reasons shall have been stated. The petition shall be supported by affidavit that it is not made for the purpose of delay and that the facts therein set forth are true. If the petitioner be a corporation joint-stock association or limited partnership the affidavit must be made by one of the principal officers thereof. A petition for review may be amended by the petitioner at any time prior to hearing thereon as hereinafter provided. The Board of Finance and Revenue shall act finally in disposition of such petitions filed with it within six (6) months after they have been received and in the event of the failure of said board to dispose of any such petition within six (6) months the action taken by the department upon the petition for reassessment shall be deemed sustained. The Board of Finance and Revenue may sustain the action taken on the petition for reassessment or it may reassess the tax due upon such basis as it shall deem according to law and equity. Notice of the action of the Board of Finance and Revenue shall be given by mail or otherwise to the department and to the petitioner.

(d) Any person or the Commonwealth of Pennsylvania aggrieved by the decision of the Board of Finance and Revenue or by the board's failure to act upon his petition for review within six (6) months may within sixty (60) days appeal to the Court of Common Pleas of Dauphin County from the decision of the Board of Finance and Revenue or from the decision of the department as the case may be in the manner now or hereafter provided by law for appeals in the case of tax settlement.

(e) In all cases of petitions for reassessment review or appeal the burden of proof shall be upon the petitioner or appellant as the case may be.

(f) Whenever any assessment of additional tax is not paid within ninety (90) days after the date thereof if no petition for reassessment has been filed or within sixty (60) days from the date of assessment if no petition for review has been filed or within sixty (60) days from the date of the decision of the Board of Finance and Revenue upon a petition for review or the expiration of the board's time for acting upon such petition if no appeal has been made and in all cases of judicial sales receiverships assignments or bankruptcies the department may call upon the Department of Justice to collect such assessment. In such event in a proceeding for the collection of such taxes the person against whom they were assessed shall not be permitted to set up any ground of defense that might have been determined by the department. The Board of Finance and Revenue or the courts as aforesaid. The department may also provide adopt promulgate and enforce such rules and regulations as may be appropriate to pre-

vent further shipment or transportation of syrup or bottled soft drinks into this Commonwealth by any person against whom such unpaid assessment shall have been made

Section 7 Sale of Stamps or Crowns Agents' Commissions Discounts Advances

The department shall prescribe prepare and furnish stamps or crowns of such denominations and quantities as may be necessary for the payment of the tax imposed and assessed by this act The department shall make provision for the sale of such stamps or crowns in such places and at such times as it may deem necessary

The department may appoint persons within or without the Commonwealth as agents for the sale of stamps or crowns to be used in paying the tax herein imposed upon syrup or bottled soft drinks and whenever the department shall sell consign or deliver to any such agent any such stamps or crowns for sale or use such agent shall be entitled to receive as compensation for his services and expenses as such agent and to retain out of the moneys to be paid by him for such stamps a commission of one-half of one percentum on the face value thereof The department is hereby authorized and required to allow such commission or compensation in the settlement of the accounts of such agent upon payment by him into the State Treasury through the department of any moneys which may be or become due to the Commonwealth by reason of the sale delivery or consignment to such agent of such stamps or crowns

The department is hereby authorized and required to allow to each purchaser of tax stamps or tax crowns a discount of eight (8) percentum of the purchase price of the tax value of stamps or crowns purchased upon the payment by him into the State Treasury through the department of any moneys due to the Commonwealth by reason of the sale delivery or consignment to such purchaser of such stamps or crowns

The said discount shall be allowed by the department in lieu of any claim for refund by reason of (1) the breakage or destruction of containers stamped or crowned as provided in this act in possession of the purchaser or (2) the loss or destruction of tax stamps or tax crowns

The department is hereby authorized and required in proper cases and upon application to advance to manufacturers and bottlers of syrup or bottled soft drinks tax crowns or tax stamps for a period not exceeding sixty (60) days in such amount or of such tax value as shall be determined by the department upon consideration and determination of the following (1) the applicant's satisfactory credit rating (2) the applicant's average monthly rate of use of stamps or crowns and (3) the applicant's average monthly credit extension on accounts receivable for syrups or bottled soft drinks sold The department shall further require the applicant to file a bond in the form prescribed by the department in twice the amount of the tax value of the stamps or crowns to be advanced

Section 8 Manner of Affixing Stamps

Stamps shall be affixed in such manner as shall be prescribed by regulations adopted and promulgated by the department

Section 9 Reports to Department of Revenue by Manufacturers Bottlers Etc Records

For the purpose of verifying the stamp or crown requirements it shall be the duty of every manufacturer bottler distributor and importer on or before the tenth (10th) day of the succeeding month to transmit to the department a report under oath or affirmation of syrups or bottled soft drinks prepared for market or which were imported and came to rest or storage at his place of business in this Commonwealth during the preceding month or which were transported from a point outside the Commonwealth to a point within the Commonwealth Such report shall show the number of ounces of syrup and the number of bottled soft drinks together with the number of fluid ounces contained therein prepared for market imported transported or stored during the period for which it is made and such further information as the department shall prescribe Each manufacturer bottler distributor and importer shall maintain and keep for a

period of two years such record or records of syrup or soft drinks prepared manufactured bottled or transported from a point outside the Commonwealth to a point within the Commonwealth or imported together with invoices bills of lading and other pertinent papers as may be required by the department

Section 10 Examination of Records and Stock

The department or any agent appointed in writing by it is hereby authorized to examine the books papers invoices and other records and the stock of syrup or bottled soft drinks in and upon any premises where the same are placed stored or sold and in or on any car vessel truck vehicle or other means of transportation to verify the payment of or liability for the tax imposed by this act Any person in possession of such syrup or bottled soft drinks is hereby directed and required to give to the Secretary of Revenue or his duly authorized representative the means facilities and opportunities for such examination The department or any of its duly authorized agents is hereby authorized to confiscate any syrups or bottled soft drinks sold or transported in violation of the provisions hereof

Section 11 Purchase and Use of Stamps or Crowns by Foreign Producers Manufacturers Bottlers Etc

Producers manufacturers bottlers or other vendors of syrup or bottled soft drinks from without this Commonwealth shall purchase stamps or crowns from the department and affix them in the manner prescribed by the department to original containers or bottles of syrups or bottled soft drinks to be sold delivered or transported for delivery in this Commonwealth

Section 12 Refund on Shipment to Other States on Sales to Organizations of [Army and Navy] Military Forces Personnel and Veterans' Administration Hospitals on Products Destroyed by Fire Flood or Disaster

(a) In case any syrup or bottled soft drinks upon which stamps or crowns have been placed by a manufacturer or bottler have been sold or shipped by him to a licensed or regular dealer in such syrups or bottled soft drinks in another state such manufacturer or bottler in this Commonwealth shall be entitled to a refund of the actual amount of tax paid by him upon condition that the seller in this Commonwealth shall make affidavit that the syrups or bottled soft drinks were so sold and shipped and that he shall furnish from the purchaser if a distributor an affidavit or in cases where the total purchase price is five dollars (\$5.00) or less or where the purchaser is a retailer a written certificate in lieu of an affidavit or upon satisfactory proof that such affidavit or certificate cannot be obtained other evidence satisfactory to the department that he has received such syrups or bottled soft drinks for sale or consumption outside the Commonwealth and the amount of stamps or crowns thereon together with the name and address of the purchaser

(b) In case any syrups or bottled soft drinks upon which stamps or crowns have been placed by the manufacturer or bottler have been sold to commissaries ships' stores [or] voluntary unincorporated organizations of [the Army or Navy] military forces personnel operating under regulations promulgated by the [Secretary of War or the Secretary of the Navy] Secretary of Defense or retail establishments located in or at or conducted by Veterans' Administration Hospitals such manufacturer or bottler shall be entitled to a refund of the actual amount of the tax paid by him upon condition that he shall make affidavit and furnish proof that the syrup or bottled soft drinks were so sold

(c) In case any syrups or bottled soft drinks upon which stamps or crowns have been placed by an out-of-state manufacturer or bottler and subsequently sold by an importing distributor to commissaries ships' stores [or] voluntary unincorporated organization of [the Army or Navy] military forces personnel operating under regulations promulgated by the [Secretary of War or the Secretary of the Navy] Secretary of Defense or retail establishments located in or at or conducted by Veterans' Administration Hospitals such manufacturer or bottler shall be entitled to a refund of the actual amount of the tax paid by him upon condition that he shall make affidavit and

furnish proof that the syrup or bottled soft drinks were so sold

(d) In case any syrups or bottled soft drinks upon which stamps or crowns have been placed by a manufacturer or bottler have been destroyed by fire flood or disaster he shall be entitled to a refund of the actual amount of tax paid by him upon condition that he shall make affidavit that such syrup or bottled soft drinks were so destroyed and shall also furnish the department with such other proof as the department shall require. In each of the above cases the department shall with the approval of the Board of Finance and Revenue issue to the manufacturer or bottler stamps or crowns of sufficient value to cover the refund. The procedure for refund in any case shall be completed by the Department of Revenue and the Board of Finance and Revenue within [sixty (60)] ninety (90) days after the proper affidavits have been filed with the department.

(e) The provisions contained in this section shall constitute the exclusive grounds for refund of taxes actually paid by the taxpayer under the provisions of this act.

Section 13 Regulations for Shipments Out of State

The department may promulgate rules and regulations to relieve manufacturers or bottlers from affixing the stamps or crowns on such goods as are sold and shipped to points outside this Commonwealth.

Section 14 Penalty for Acceptance Without Stamps or Crowns Prima Facie Evidence Penalty for Failure to Obtain Permit Penalty for Violations Counterfeiting or Wrongful Use of Stamps

(a) Except as otherwise provided in this act it shall be unlawful for any person to accept delivery of syrups or bottled soft drinks as defined in this act in containers or bottles upon which stamps or crowns are not affixed and perforated or cancelled in the manner prescribed by the regulations of the department. Such acceptance shall be a misdemeanor and upon conviction thereof in a summary proceeding before a magistrate alderman or justice of the peace such persons shall be fined ten dollars (\$10.00) for each container or bottle so accepted and in default of payment thereof shall undergo imprisonment for not more than five (5) days for each container or bottle so accepted. Possession of syrups or bottled soft drinks in containers or bottles upon which stamps or crowns are not affixed and perforated or cancelled in the manner prescribed by the regulations of the department shall be prima facie evidence of violation of this section.

(b) Any manufacturer bottler distributor or other person who or which is not a holder of a permit or permits as required by this act and who or which engages in the preparation manufacture bottling sale distribution or transportation of syrup or bottled soft drinks shall upon conviction in a summary proceeding be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs of prosecution and in default of payment thereof to undergo imprisonment for not more than ten (10) days.

(c) Any person who shall fail neglect or refuse to comply with or shall violate any provisions of this act for which violation no specific penalty is provided or any of the rules and regulations prescribed adopted and promulgated by the department under the provisions of this act or who shall refuse to permit the department or any agent appointed by it in writing to examine his books papers invoices and other records his stock of syrups or bottled soft drinks in and upon any premises where the same are prepared manufactured bottled stored and sold in or on any car vessel truck vehicle or other means of transportation and his equipment pertaining to the manufacture transportation storage or sale of syrups or bottled soft drinks as defined in this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars (\$100.00) or more than five hundred dollars (\$500.00) or to suffer imprisonment of not more than six (6) months or both in the discretion of the court.

(d) Any person who falsely or fraudulently makes forges alters or counterfeits any stamp or crown prescribed by the department under the provisions of this act or causes or procures to be falsely or fraudulently made forged

altered or counterfeited any such stamp or crown or who knowingly and wilfully utters publishes passes or tenders as true any such false altered forged or counterfeited stamp or crown with intent to utter publish pass or tender such stamp or crown as true or who uses more than once any stamp or crown provided for and required by this act for the purpose of evading the tax hereby imposed and assessed shall be guilty of a felony and upon conviction thereof shall be sentenced to suffer imprisonment for a term not exceeding ten (10) years or to pay a fine not exceeding five thousand dollars (\$5000) or both.

Section 15 Enforcement of Act Rules and Regulations

The department is hereby charged with the enforcement of the provisions of this act and is hereby authorized and empowered to prescribe adopt promulgate and enforce rules and regulations relating to any matter or thing pertaining to the administration and enforcement of the provisions of this act and the collection of taxes penalties and interest imposed by this act.

The department is hereby authorized and directed to prescribe adopt promulgate and enforce rules and regulations relating to the transportation of syrups or bottled soft drinks through the Commonwealth and from points outside of the Commonwealth to points within the Commonwealth and to prescribe adopt promulgate and enforce rules and regulations reciprocal to those of or laws of any other state or territory affecting the transportation of syrups or bottled soft drinks manufactured in this Commonwealth.

Section 16 Disposition of Taxes and Fines

All taxes fines penalties and interest received collected or accruing under the provisions of this act shall be paid into the general fund of the State Treasury by and through the department.

Section 17 Constitutionality

The provisions of this act are severable and if any of its provisions shall be held to be unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of this act. It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein.

Section 18 Effective Date

This act shall become effective on the first day of June one thousand nine hundred forty-seven and shall continue in effect until and including the thirty-first day of May one thousand nine hundred [forty-nine] fifty-one.

Section 2 This reenacting and amending act shall become effective immediately upon final enactment.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, I have no intention of arguing this bill at length. The Majority Leader, I presume, is still sweating. It was a close squeak. Oh, but it was close! He would have turned up with 107 votes I think, without the assurance of Democratic support. Quite likely if I had not told him he was going to get the Democratic support he might have had some weak links on the other side. He did have, I think, 107. I don't know whether he is even so lucky on this bill.

Go ahead and pass it, gentlemen, go ahead and pass it. For our great glorious state has money to burn, and we are going to burn it. If we get under all the projects contemplated in the General State Authority we will be carrying about 246 million dollars worth of burden. We have got 63 million dollars of funded debt, and we are looking a 500 million dollars bond issue in the face. Why, gentleman, that isn't money, it is a little short of a billion. A billion I said, not a million. So, go ahead and pile this

tax on the load which we already have. What is to stop us, what is the trouble, with a disposition to get under 809 million dollars of burden, what is 27 million dollars more?

I contend that we don't need the money. I contend that this budget is cockeyed from start to finish, and when I make this brief reference I am through. I find in the Governor's message, and he is talking about the last biennium, to meet these appropriations there were estimated revenues of 570 million dollars. Those were the estimated revenues after the last session. At this time the budget he is presenting to you recommends general fund appropriations of 695 million dollars. These appropriations would be met by 653 million dollars in estimated revenues. You have practically the same tax because he is talking about the general fund. Now, you have a tax, the same tax that was estimated to yield 570 million dollars in the last biennium, then you take identically by that same tax and put it in the budget that says it will yield in this biennium 653 million dollars. Only a difference in estimate of 70 million dollars!

Now, that is a wonderful budget office that can come within 70 million dollars of what the taxes will bring in. Maybe you need this pop tax; I don't know. With an error of 70 million dollars in the last estimate they come up with a budget showing a surplus of less than one million dollars at the end of this biennium. I say to you that a budget estimate of only one million dollars at the end of the biennium is a most dangerous budget. Maybe you need this pop tax to counteract the error of the budget office. What an error, since we are assumed to be a billion dollar state with a billion dollar debt? What is the difference in 27 million dollars more?

Mr. WORLEY. Mr. Speaker, this pop tax is in the final result a tax against the children of the Commonwealth. It should be voted down by the Members of this House.

Mr. POSTA. Mr. Speaker, since this looks like rookie day, I guess I might as well have my say here also. I am not only confused with what is happening here today but I will admit the truth, that I am also shaking in the knees and may get lock jaw even before I am through. I don't know whether that is due to some Republicans on this side of the House or so many confused Democrats on the other side.

What I want to leave with you folks today are facts that I have gathered concerning this bill in my legislative district. In my district we have a number of small manufacturers and distributors of soft drinks. But this one I wish to tell you about is a distributor who has hired 55 employees, but due to this tax, he has cut that number of employees down to 22. This distributor also used to sell approximately one million cases of soft drinks annually but due to the result of this tax this past year, as he gave me the figures, he sells approximately fifty percent or 500 thousand cases.

This distributor also ordered crowns in lots of 50 thousand dollars at one time. He paid for these crowns eleven dollars for fifty gross, which gave him a savings of two and a half cents per gross. Now, with this tax on the crowns which is an eleven dollar tax on each gross of crowns, used for bottles of twelve ounces or less, is a tax of \$216 for fifty gross for quart bottles. He cannot afford to tie up this much money in his business. There-

fore he purchases just sufficient to carry on current business. This manufacturer about two years ago invested in a plant outside of my county of Westmoreland in Fayette County, in the town of Uniontown. This plant was equipped with the most modern equipment possible. This plant was never even opened. It stands idle today down there in Uniontown, due to the loss of business that he has suffered in Westmoreland County and the plant remains idle and probably will if this tax is continued.

Now, Mr. Speaker, we know that the money from this tax, is not used upon the highways of Pennsylvania; it is not used in public institutions and so forth. The people who pay these taxes don't pay these taxes for that purpose, to a certain extent you know as well as I do who pays this tax. As Mr. Worley has just stated, it is a kid's tax. You have all heard of Jesse James and his gang; you have heard how he robbed trains, stage coaches and banks. And now I hate to think that you men and women in this House of Representatives would use a more modern method of robbery which we call laws, to steal these drinks from these kids.

This law was enacted June 1, 1947 and was to be extended to May 31, 1949. The estimated tax figure, as our Minority Leader stated, was to be approximately forty-seven thousand dollars, but he has now just arrived at the decision that the tax may be twenty-five to twenty-seven million dollars derived from this source. The loss by this tax not only by the state but by the subordinate organization, the counties, the boroughs, the townships, is much greater than the income derived by the Commonwealth of Pennsylvania, so these people who are unemployed throughout these districts must go on unemployment compensation.

These trucks that are not producing and delivering these soft drinks, they also cause a great loss by the gas tax and the purchase of automobile equipment, so, you ladies and gentlemen of this House can see, I am positive, how this tax is more of a hindrance to each and every member of these communities of this great Commonwealth.

And now, these kids, if they could only be heard on this tax! Oh, if we could only go out and muster about two thousand kids and bring them in to this great Hall of the House of Representatives and let them express their opinion concerning this tax! I am positive that the velocity of their protests, their volcanic eruption against this tax would burst the eardrums of each and every Member of this House.

Now, Mr. Speaker, the final remark that I wish to make to you Members is this: we of this Commonwealth and all of the states of the Union, celebrate Mothers' Day; we celebrate Fathers' Day. So, let us not be politicians; let us be men among men and treat these kids and hand them back their five-cent bottle of soda, and celebrate this day as Children's Day.

Mr. ANDREWS. Mr. Speaker, I did forget something. It may not be pertinent. I have in my hand a couple of crowns. They are manufactured in Maryland for the use of the bootleg trade, principally, I believe, in Somerset County. Somerset County, you know, has existed on moonshine and Republican politics for the last seventy-five years and, therefore, it is perfectly in keeping that it should have bootleg crowns. I am only bringing this point up because if this bill passes I hope the law en-

forcement agency will see to it that Somerset County bootleggers do not come in with some more of these illegal crowns and take the business away from the honest people in Cambria County.

Mr. WAGNER. Mr. Speaker, I appreciate the high compliment paid to the County of Somerset by the eminent statesman from Cambria County. In the seventy-five year period which he has mentioned as to the product of Somerset County, I might say that travelling down Stony Creek to Johnstown, the gentleman should be well aware, and I am sure he is, how we don't use crowns in Somerset County; he gets his product with corks in the bottle.

Mr. BRUNNER. Mr. Speaker, may I be brief and say that this is a part of the overall general fund program. In reply to the gentleman from Cambria I would like to comment on something which was observed by me during the last week-end, which appeared in the public press. May I preface that with this remark, as I said prior to the adoption of the last measure, this budget is predicated upon the fact that those revenues which were obtained during the 1947-1949 biennium, would be at substantially the same levels during the coming biennium, and therefore, a revenue increase would be anticipated and these additional services added.

May I say, however, that there is disquieting news in the press at the present time. For example, we learn that the price index is below the price index of four weeks ago, and below the comparable week in 1948. Prices are going down. Claims for jobless insurance have advanced for ten weeks. The Bureau of Unemployment Compensation said last week that 1,707,000 persons were receiving benefits which averaged about 21 dollars each per week, and that there are 348 thousand persons who filed claims for payments in the week ending February 5.

By the strangest coincidence, in the same paper, in the column immediately adjacent to the news item which I just read, is a column entitled "Tax Rise Issue Delayed in House." The article goes on to say:

"The House Ways and Means Committee, reportedly at the suggestion of President Truman, today decided to shelve the touchy tax increase question for the time being and get to work on the social security program."

The article then goes on to say:

"A number of Democrats on both sides on Capitol Hill, however, oppose any such action. They contend it would be better to wait and see how business does in the months ahead, concentrating congressional efforts meanwhile on reducing federal expenses."

You Members well know when Congress as a rule is in session; as a matter of fact it is in session all the time. We under our Constitution have regular sessions every two years. No Board of Directors of any corporation of the United States of America would ever attempt to do the job that we as a Legislature are called upon to do every two years, namely adopt a budget, levy a tax program, allocate our expenditures, estimate our yields not for one year but for two years. Under our Constitution we must do that, and therefore, we do it. We cannot wait until September or October in this regular session, to see what trends will develop, or where

the present trend will lead us, but we are confident that on the basis of past experience the budget office has given us a fair estimate of the yield, and therefore as a part of this overall program this particular measure should be adopted.

In passing may I say this, I have heard the same emotional appeal made before this House about taking the pennies from the kids. I hope that in the not too distant future the minority members of this House will have the opportunity, and I am sure, if they are so solicitous as to the welfare of the children of Pennsylvania, they will be glad to support a program initiated by Governor Duff, whereby Indiantown Gap will be made a summer camp at a cost of 600 thousand dollars for the biennium for 25 hundred underprivileged children for fifteen days in the first year, and for five thousand of them in the second year. I ask the membership to vote "aye" on this measure.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

Messrs. Moran, Bane and Breth requested a verification of the roll.

The roll was verified and was as follows:

YEAS—109

Altshuler,	Fleming,	Kline,	Royer,
Barkdoll,	Fox,	Kohl,	Sarra,
Baumunk,	Frost,	Kratz,	Sax,
Bednarek,	Gallagher,	Kurtz,	Schmidt,
Blair,	George,	Lee,	Shoemaker,
Bloom,	Gibson,	Leisey,	Smith, C. O.,
Bomberger,	Goodling,	Leonard,	Sollenberger,
Boorse,	Graybill,	Loftus,	Spencer,
Bower,	Green,	Madigan,	Stimmel,
Brandon,	Greenwood,	McCormack,	Stuart,
Brelschi,	Greer,	McNally,	Tahl,
Brown, H. S.,	Guthrie,	Mihm,	Thompson,
Brown, W. E.,	Hall,	Mikula,	Tompkins,
Brunner,	Harney,	Milliken,	Toomey,
Cadwalader,	Haudenshield,	Mintess,	Varner,
Clapper,	Heatherington,	Moore, C. E.,	Verona,
Clendening,	Helm,	Moore, H. A.,	Wachhaus,
Cooper,	Herman,	Murray,	Waterhouse,
Costa,	Hocker,	Najaka,	Watkins,
Dalrymple,	Hoffman,	Neff,	Weidner,
DeLong,	Jennings,	O'Dare,	Weiss,
Driscoll,	Johnson,	O'Donnell,	Wescott,
Ewing,	Jump,	Probert,	Wood,
Felton,	Kamyk,	Reagan,	Yaffe,
Ferster,	Kemp,	Reilly, J. M.,	Yeakel,
Firmstone,	Kent,	Riley, R. L.,	Ziegler,
Flack,	Kirley,	Robbins,	Sorg,
		Robertson,	Speaker

NAYS—93

Amarando,	Good,	Mills,	Rosen,
Andrews,	Guarnieri,	Monroe,	Rovansek,
Bane,	Hagerty,	Moran,	Scanlon,
Beaver,	Hamilton,	Musto,	Schuster,
Breth,	Harris,	Nagel,	Scott,
Brice,	Hersch,	Needham,	Seyler,
Bucchin,	Hewitt,	Nixon,	Smith, W. B.,
Cochran,	Hoggard,	Olsen,	Snider,
Cole,	Hunter,	Orban,	Stank,
Coleman,	Jenkins,	Penglase,	Sternberg,
Conway,	Jim,	Pentrack,	Swope,
Dennison,	Jones, G. E.,	Peta,	Taylor,
Depuy,	Jones, J. M.,	Petrosky,	Varallo,
Dougherty,	Kolankiewicz,	Pettigrew,	Wagner,
Duffy,	Kondrath,	Pfaff,	Wargo,
Dye,	Lederer,	Polen,	Welsh,
Elder,	Limper,	Posta,	Westrick,
Erb,	Lovett,	Price, H. W., Jr.,	Wheeler,
Evans,	McCullough,	Price, R. A.,	Williams,
Filo,	McGee,	Readinger,	Worley,
Floyd,	McKinney,	Reese,	Yester,

Frank, Gaffney, Glembocki,	McMillen, Miller,	Reidenbach, Rose,	Yetzer, Young,
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NOT VOTING—6

Boles, Keller,	Krise, Munley,	Powers,	Reynolds,
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 348, as follows:

An Act to reenact and further amend the title and the act approved the fourteenth day of June one thousand nine hundred thirty-five (P. L. 341) entitled as amended "An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail and wholesale and providing penalties" by exempting from its provisions certain sales of cigarettes to patients in Veterans' Administration Hospitals and dealers making such sales making unlawful the possession of cigarettes upon which the tax has not been paid and providing penalties therefor and extending the provisions of the act for a further limited period of time

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and all the sections of the act approved the fourteenth day of June one thousand nine hundred thirty-five (P. L. 341) entitled as amended "An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties" as last reenacted and amended by the act approved the thirteenth day of May one thousand nine hundred forty-seven (P. L. 215) are hereby reenacted and further amended to read as follows

An Act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax making it unlawful to possess cigarettes upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties

Section 1 Be it enacted &c That this act shall be known and may be cited as the "Cigarette Tax Act"

Section 2 The following words terms and phrases when used in this act shall have the meanings ascribed to them in this section except where the context clearly indicates a different meaning

"Association" Any partnership limited partnership or other form of unincorporated enterprise owned by two or more persons

"Dealer" Any wholesale dealer and in the cases hereinafter prescribed retail dealers The term "wholesale dealer" shall include any person who or which sells within Pennsylvania cigarettes to retail dealers or for purposes of resale or who or which purchases cigarettes directly

from any manufacturer for purposes of resale The term "retail dealer" shall include every person other than a wholesale dealer who or which receives from any source whatsoever cigarettes for the purpose of sale to consumers in Pennsylvania or for any other purpose than that of resale whenever the packages of cigarettes so received do not have affixed to them the stamps evidencing the payment of the tax imposed by this act

"Department" The Department of Revenue of this Commonwealth

"Package" The individual package box or other container in or from which retail sales of cigarettes are normally made or intended to be made

"Person" Every natural person association or corporation Whenever used in any clause prescribing and imposing a fine or imprisonment or both the term "person" as applied to associations shall mean the partners or members thereof and as applied to corporations the officers thereof

"Cigarettes" Any roll for smoking made wholly or in part of tobacco irrespective of size or shape and whether or not such tobacco is flavored adulterated or mixed with any other ingredient the wrapper or cover of which is made of paper or any other substance or material excepting tobacco

"Sale" Any transfer for a consideration exchange barter gift offer for sale and distribution in any manner or by any means whatsoever

The singular shall include the plural and the masculine shall include the feminine and the neuter

Section 3 (a) On and after the effective date of this act it shall be unlawful for any person to continue to engage in or thereafter to begin to engage in the sale of cigarettes at wholesale within this Commonwealth or for any person excepting commissaries ship's stores and voluntary unincorporated organizations of [the Army or the Navy personnel operating under regulations promulgated by the Secretary of War or the Secretary of the Navy] military forces personnel operating under regulations promulgated by the Secretary of Defense or departments under his jurisdiction and excepting retail dealers located in Veterans' Administration Hospitals as to sales of cigarettes to patients in said hospitals to continue to engage in or thereafter to begin to engage in the sale of cigarettes at retail within this Commonwealth unless a cigarette permit or permits shall have been issued to him as hereinafter prescribed

(b) Every person desiring to continue to engage in or hereafter to begin to engage in the sale of cigarettes at wholesale or retail within this Commonwealth except those persons exempt under section 3 (a) hereof shall file an application for a cigarette permit or permits with the department Every application for a cigarette permit shall be made upon a form prescribed and furnished by the department and shall set forth the name under which the applicant transacts or intends to transact business the location of his place of business within this Commonwealth and such other information as the department may require If the applicant has or intends to have more than one place of business within the Commonwealth the applicant shall state the location of each place of business If the applicant is an association the application shall set forth the names and addresses of the persons constituting the association and if a corporation the names and addresses of the principal officers thereof any and other information prescribed by the department for purposes of identification The application shall be signed by the owner if a natural person and in the case of an association by a member or partner thereof and in the case of a corporation by an executive officer thereof or some person specifically authorized by the corporation to sign the application to which shall be attached the written evidence of his authority

At the time of making such application the applicant shall pay to the department a permit fee of one dollar (\$1.00) for each permit

Upon approval of the application and the payment of the permit fee or fees herein required the department shall grant and issue to each applicant a cigarette permit for each place of business within the Commonwealth set forth in his application. Cigarette permits shall not be assignable and shall be valid only for the persons in whose names issued and for the transaction of business at the places designated therein and shall at all times be conspicuously displayed at the places for which issued.

All permits shall expire on the thirty-first day of December next succeeding the date upon which they are issued unless sooner suspended, surrendered or revoked for cause by the department.

(c) Permits issued under the provisions of this act may be renewed annually before the first day of January upon application made to the department and the payment of a renewal fee of one dollar (\$1.00).

Whenever any permit issued under the provisions of this act is defaced, destroyed or lost the department may issue a duplicate permit to the holder of the defaced, destroyed or lost permit upon the payment of a fee of fifty cents (\$.50).

(d) The department may suspend or after hearing revoke a cigarette permit whenever it finds that the holder thereof has failed to comply with any of the provisions of this act or any rules or regulations of the department prescribed, adopted and promulgated under this act. Upon suspending or revoking any cigarette permit the department shall request the holder thereof to surrender to it immediately all permits or duplicates thereof issued to him and the holder shall surrender promptly all such permits to the department as requested. Whenever the department suspends a cigarette permit it shall notify the holder immediately and afford him a hearing if desired and if a hearing has not already been afforded. After such hearing the department shall either rescind its order of suspension or good cause appearing therefor shall continue the suspension or revoke the permit.

Section 4. A State excise tax is hereby imposed and assessed upon sale of cigarettes by dealers at the rate of two cents per ten cigarettes or fraction thereof except such sales of cigarettes as are not within the taxing power of this Commonwealth under the commerce clause of the Constitution of the United States and except such sales as are made to authorized purchasers by commissaries, ship's stores and voluntary unincorporated organizations of the Army or the Navy personnel operating under regulations promulgated by the Secretary of War or the Secretary of the Navy; those persons exempt under section 3(a) hereof. Provided That only one sale of the same package of cigarettes shall be used in computing the amount of tax due hereunder.

Except as hereinafter provided dealers shall be liable to the Commonwealth as taxpayers for the payment of the tax imposed by this act and shall pay the tax into the State Treasury through the department by purchasing from the department adhesive stamps of such design and denominations as may be prescribed by the department.

Manufacturers of cigarettes located either within or outside of this Commonwealth and wholesale dealers in cigarettes located outside of this Commonwealth may purchase stamps from the department and affix such stamps in the manner hereinafter prescribed to packages of cigarettes to be sold within this Commonwealth in which case the dealer within this Commonwealth receiving such stamped packages of cigarettes will not be required to purchase and affix stamps on such packages of cigarettes.

Section 5. Each dealer shall affix within the time hereinafter prescribed to each package of cigarette stamps furnished by and purchased from the department evidencing the payment of the tax imposed by this act and shall cancel such stamps before such cigarettes are offered for sale or before they are otherwise disposed of unless stamps have been affixed to such packages of cigarettes before such dealer received them. Each wholesale dealer in this Commonwealth shall affix such stamps to each package of cigarettes unless such stamps shall have been previously affixed thereto and shall cancel the same in

the manner prescribed by the department prior to the delivery of such packages to any retail dealer in this Commonwealth.

Section 6. Every dealer in this Commonwealth except those persons exempt under section 3 (a) hereof shall immediately upon the receipt of any cigarettes at his place of business so affix such stamps to each package of cigarettes unless such stamps shall have been previously affixed thereto and shall cancel the same in the manner prescribed by the department or shall immediately mark in ink on each unopened box, carton or other container of such cigarettes the word "received" and the month, day and year of such receipt and shall affix his signature thereto. The retail dealer shall in any event open such box, carton or other container and immediately affix such stamps to each package therein and cancel the same in the manner prescribed by the department within twenty-four hours after such receipt and prior to the sale of such cigarettes.

Whenever any cigarettes are found in the place of business of such retail dealer without the stamps affixed and cancelled or not marked as having been received the preceding twenty-four hours as required by this section the prima facie presumption shall arise that such cigarettes are kept therein in violation of the provisions of this act.

Stamps shall be affixed to each package of cigarettes of an aggregate denomination not less than the amount of the tax upon the contents therein and shall be affixed in such manner that they will be visible to the purchaser. Upon affixing stamps to a package of cigarettes the person affixing them shall cancel them by such method or in such manner as may be prescribed by the department.

Section 6. The department shall prescribe, prepare and furnish adhesive stamps of such denominations and quantities as may be necessary for the payment of the tax imposed and assessed by this act. The department shall make provisions for the sale of such stamps in such places and at such times as it may deem necessary.

The department shall appoint wholesale dealers in cigarettes within this Commonwealth and may appoint any other persons within or without the Commonwealth as agents to affix the stamps to be used in paying the tax herein imposed upon sales of cigarettes but a wholesale dealer shall at all times have the right to appoint the person who is to affix the stamps to any cigarettes under his control and whenever the department shall sell, consign or deliver to any such agent any such stamps such agent shall be entitled to receive as compensation for his services and expenses as such agent in affixing such stamps and to retain out of the moneys to be paid by him for such stamps a commission of four per centum on the part value thereof if and when such agent has purchased the stamps affixed by him directly from the department. The department is hereby authorized and required to allow such commission or compensation in the settlement of the accounts of such agent upon payment by him into the State Treasury through the department of any moneys which may be or become due to the Commonwealth by reason of the sale, delivery or consignment to such agent of such stamps.

Section 7. Every person engaged in the sale of cigarettes at wholesale within this Commonwealth and every person engaged in the sale of cigarettes at retail within this Commonwealth except [commissaries, ship's stores and voluntary unincorporated organizations of the Army or of the Navy personnel operating under regulations promulgated by the Secretary of War or the Secretary of the Navy] those persons exempt under section 3 (a) hereof shall maintain and keep for a period of two years such record or records of cigarettes received, sold and delivered within this Commonwealth by him together with invoices, bills of lading and other pertinent papers as may be required by the department.

The department or any agent appointed in writing by it is hereby authorized to examine the books, papers, invoices and other records, the stock of cigarettes in and upon any premises where the same are placed, stored and sold and equipment of any such wholesale or retail dealer.

pertaining to the sale and delivery of cigarettes taxable under this act to verify the accuracy of the payment of the tax imposed and assessed by this act. Every such person is hereby directed and required to give to the Secretary of Revenue or his duly authorized representative the means facilities and opportunity for such examinations as are hereby provided and required.

Section 8 The department is hereby charged with the enforcement of the provisions of this act and is hereby authorized and empowered to prescribe adopt promulgate and enforce rules and regulations relating to

(a) The method and the means to be used in the cancellation of stamps

(b) The denominations and sale of stamps

(c) Any other matter or thing pertaining to the administration and enforcement of the provisions of this act

Section 9 Whenever any cigarettes upon which stamps have been placed by a dealer have been sold and shipped by him into another state for sale or use therein or have been sold to [commissaries ship's stores and voluntary unincorporated organizations of the Army or of the Navy personnel operating under regulations promulgated by the Secretary of War or the Secretary of the Navy] those persons exempt under section 3 (a) hereof for resale to authorized purchasers or have become unfit for use and consumption or unsalable or have been destroyed such dealer shall be entitled to a refund of the actual amount of tax paid by him with respect to such cigarettes. If the department is satisfied that any dealer is entitled to a refund it shall certify the proposed amount of such refund to the Board of Finance and Revenue for approval and thereafter shall issue to such dealer stamps of sufficient value to cover the refund as approved by the board. The department is hereby authorized to adopt prescribe and promulgate such rules and regulations with regard to the presentation and proof of claim for refunds as it may deem advisable.

The department may promulgate rules and regulations to relieve manufacturers and dealers from affixing the stamps on such cigarettes as are sold and shipped to points outside the Commonwealth for use outside the Commonwealth or on such cigarettes as are sold to [commissaries ship's stores and voluntary unincorporated organizations of the Army or of the Navy personnel operating under regulations promulgated by the Secretary of War or the Secretary of the Navy] those persons exempt under section 3 (a) hereof or resale to authorize purchasers.

Section 10 Every person other than a common carrier or the employee thereof who shall possess or transport any cigarettes upon the public highways roads or streets of this Commonwealth for the purpose of delivery sale or disposition shall be required to have in his actual possession invoices or delivery tickets for such cigarettes. The absence of such invoices or delivery tickets shall be prima facie evidence that such person is a dealer in cigarettes in this Commonwealth and subject to the provisions of this act.

Section 11 (a) Any person who shall sell cigarettes without being the holder of a cigarette permit or permits as required by this act shall upon conviction in a summary proceeding be sentenced to pay a fine of twenty-five dollars (\$25) and costs of prosecution and in default of payment thereof to undergo imprisonment for not more than ten (10) days.

(b) Any person who shall sell cigarettes without purchasing and affixing stamps to each package thereof as required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced for the first offense to pay a fine of not less than one hundred dollars (\$100) or more than one thousand dollars (\$1000) or to suffer imprisonment for a term not exceeding six (6) months or both in the discretion of the court and in the case of a conviction of a second or subsequent offense hereunder shall be sentenced to pay a fine of not less than five hundred dollars (\$500) or more than one thousand dollars (\$1000) and to suffer imprisonment for a term not less than six (6) months or more than three (3) years.

(c) Any person who shall fail neglect or refuse to

comply with or shall violate the rules and regulations prescribed adopted and promulgated by the department under the provisions of this act or who shall refuse to permit the department or any agent appointed by it in writing to examine his books papers invoices and other records his stock of cigarettes in and upon any premises where the same are prepared stored and sold and his equipment pertaining to the sale of cigarettes taxable under this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars (\$100) or more than five hundred dollars (\$500) or to suffer imprisonment of not more than six (6) months or both in the discretion of the court.

(d) Any person who falsely or fraudulently makes forges alters or counterfeits any stamp prescribed by the department under the provisions of this act or causes or procures to be falsely or fraudulently made forged altered or counterfeited any such stamp or knowingly and willfully utters publishes passes or tenders as true any such false altered forged or counterfeited stamp or uses more than once any stamp provided for and required by this act for the purpose of evading the tax hereby imposed and assessed shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to suffer imprisonment for a term of not less than two (2) years or more than five (5) years.

(e) Any person not being a duly licensed dealer under the provisions of this act or not exempt under section 3 (a) hereof who shall have in his possession two hundred (200) or more cigarettes upon which State cigarette tax has not been paid or to the containers of which Pennsylvania cigarette tax stamps are not affixed in the amount herein required shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of not more than twenty-five dollars (\$25) and costs of prosecution for each two hundred (200) cigarettes found in his possession the cigarettes shall be forfeited to the Commonwealth and in default of the payment of the said fine and costs shall be imprisoned in the county jail one (1) day for each dollar of fine and costs unpaid.

Section 12 The provisions of this act are severable and if any of its provisions shall be held to be unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of this act. It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein.

Section 13 This act shall become effective thirty days after its final enactment and shall continue in effect until and including the thirty-first day of May one thousand nine hundred [forty-nine] fifty-one.

Section 2 The act approved the twenty-first day of June one thousand nine hundred forty-seven (P. L. 911) entitled "An act to make unlawful the possession of untaxed or unstamped cigarettes and providing for summary conviction and penalties" is hereby repealed.

Section 3 This reenacting and amending act shall become effective on the first day of June one thousand nine hundred forty-nine.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, I desire always to be cooperative. The County of Allegheny and miscellaneous folks on this side of the House having presented the Administration with the pop tax and having been very helpful in presenting the Administration with the gas tax, I am perfectly willing that we not only continue cooperation, but at this time join in wholeheartedly. There may be one or two, three or four Democrats who do not like the other taxes on the program. As for myself I intend to support the other bills upon the program. I think

that most of us are on record as having supported these measures at the last session.

I do wish to point out the absurdity of the budget, in that we list two hundred some million dollars as normal taxes and then list three hundred and sixty million dollars or thereabouts as emergency taxes. I say to the majority, a majority that has been in power for a number of years, that to turn up with some two hundred million dollars normal tax and about three hundred and sixty million dollars of emergency taxes is in and of itself a complete tax absurdity.

I simply want to conclude by saying, in view of the magnificent support which some of us up to this time have accorded the administration program, and in view of the future support which you will accord in connection with the remaining tax measures, it is my sincere hope that if,—and note, Mr. Speaker, I say "if"—any promises have been made, I hope to heavens that the Democrats who received those promises have them in writing.

Mr. LOVETT. Mr. Speaker, this particular bill that we are now voting on, when it passed the House in the last session, included some other things, cigars and leaf tobacco. I might say that this was the most profitable bill that I had an opportunity to speak against in the last session. The boys sent me over cigars, cigarettes and everything else. I am not going to ask you to do that this year. I realize that this thing is getting to be an old thing but I want to say to you I am sorry I can't go along with my leader and vote for this tax, because if you had left those cigars in there where the big guy had to pay for them I would have been willing to go along. But the gentlemen take it out on the poor kids who have to smoke cigarettes, and also the girls. I don't know why they ever vote for you; they are the cigarette smokers.

So, my friends, I say again, I would love to go along with my leader on this but I must vote "no" on this one more bill.

Mr. GUARNIERI. Mr. Speaker, for the reasons stated by the gentleman from Cambria, Mr. Andrews, I must oppose this bill. This whole tax program either is an emergency tax or it is not. To my mind it is not, and, therefore, I am opposed to this measure.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—167

Altshuler,	Floyd,	Lederer,	Royer,
Amarando,	Fox,	Lee,	Sarra,
Andrews,	Frank,	Leisey,	Sax,
Bane,	Frost,	Leonard,	Scanlon,
Barkdoll,	Gaffney,	Loftus,	Schmidt,
Baumunk,	Gallagher,	Madigan,	Schuster,
Beaver,	George,	McCormack,	Scott,
Bednarek,	Gibson,	McCullough,	Seyler,
Blair,	Glembocki,	McGee,	Shoemaker,
Bloom,	Goodling,	McKinney,	Smith, C. C.,
Bomberger,	Graybill,	McMillen,	Snider,
Boorse,	Green,	McNally,	Sollenberger,
Bower,	Greenwood,	Mihm,	Spencer,
Brandon,	Greer,	Mikula,	Sternberg,
Breisch,	Guthrie,	Miller,	Stimmel,
Brice,	Hall,	Milliken,	Stuart,
Brown, H. S.,	Harney,	Mintess,	Swope,
Brown, W. E.,	Haudenshield,	Moore, C. E.,	Tahl,
Brunner,	Heatherington,	Moore, H. A.,	Taylor,

Cadwalader,	Helm,	Murray,	Thompson,
Clapper,	Herman,	Najaka,	Tompkins,
Clendenen,	Hersch,	Neff,	Toomey,
Coleman,	Hewitt,	O'Dare,	Varallo,
Conway,	Hocker,	O'Donnell,	Vanner,
Cooper,	Hoffman,	Olsen,	Verona,
Costa,	Hoggard,	Orban,	Wachhaus,
Dalrymple,	Hunter,	Penglase,	Wagner,
DeLong,	Jennings,	Pentrack,	Waterhouse,
Dennison,	Jim,	Pettigrew,	Watkins,
Depuy,	Johnson,	Polen,	Weidner,
Dougherty,	Jones, G. E.,	Posta,	Weiss,
Driscoll,	Jump,	Price, H. W., Jr.,	Wescott,
Dye,	Kamyk,	Propert,	Westrick,
Elder,	Kemp,	Readinger,	Wheeler,
Erb,	Kent,	Reagan,	Wood,
Ewing,	Kirley,	Reese,	Worley,
Felton,	Kline,	Reilly, J. M.,	Yaffe,
Ferster,	Kohl,	Riley, R. L.,	Yeakel,
Filo,	Kolankiewicz,	Robbins,	Young,
Firmstone,	Kondrath,	Robertson,	Ziegler,
Flack,	Kratz,	Rose,	Sorg,
Fleming,	Kurtz,	Rosen,	Speaker

NAYS—30

Breth,	Hagerty,	Moran,	Rovansek,
Buchlin,	Hamilton,	Musto,	Smith, W. B.,
Cochran,	Harris,	Nagel,	Stank,
Cole,	Jenkins,	Needham,	Wargo,
Duffy,	Jones, J. M.,	Petrosky,	Williams,
Evans,	Limper,	Price, R. A.,	Yester,
Good,	Lovett,	Reidenbach,	Yetzer,
Guarnieri,	Mills,		

NOT VOTING—11

Boles,	Monroe,	Peta,	Reynolds,
Keller,	Munley,	Pfaff,	Welsh,
Krise,	Nixon,	Powers,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 349, as follows:

An Act to further amend section three of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 284) entitled as amended "An act imposing a State tax, payable by those herein defined as manufacturers and by others on malt or brewed beverages used sold transported or delivered within the Commonwealth prescribing the method and manner of evidencing the payment and collection of such tax conferring powers and imposing duties on the Department of Revenue and those using or engaged in the sale at retail or wholesale or in the transportation of malt or brewed beverages taxable hereunder and providing penalties" increasing the rates of certain taxes for a further limited period of time

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section three of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 284) entitled as amended "An act imposing a State tax payable by those herein defined as manufacturers and by others on malt or brewed beverages used sold transported or delivered within the Commonwealth prescribing the method and manner of evidencing the payment and collection of such tax conferring powers and imposing duties on the Department of Revenue and those using or engaged in the sale at retail or wholesale or in the transportation of malt or brewed beverages taxable hereunder and providing penalties" as last amended by the act approved the fourteenth day of May one thousand nine hundred forty-seven (P. L. 247) is hereby further amended to read as follows

Section 3 (a) Each manufacturer shall be subject to

pay to the Commonwealth the taxes imposed by this section upon all malt or brewed beverages manufactured in this Commonwealth when prepared for market and every person who ships or transports malt or brewed beverages into this Commonwealth for sale delivery or storage in this Commonwealth shall pay to the Commonwealth the taxes imposed in this section before such beverages are transported within this Commonwealth. Such taxes shall be at the rate of one-third cent (1/3c) per half pint of eight (8) fluid ounces or fraction thereof and in larger quantities at the rate of one-half cent (1/2c) per pint of sixteen (16) fluid ounces or fraction thereof.

The tax rates per original container or standard fraction thereof are as follows

Standard Fraction	Malt Beverage Tax Rate	Volume
1 barrel	\$1.24	31 gal.
1/2 barrel	.62	15 1/2 gal.
1/3 barrel	.42	10 1/3 gal.
1/4 barrel	.31	7 3/4 gal.
1/6 barrel	.21	5 1/6 gal.
1/8 barrel	.16	3 7/8 gal.
1 gallon	.04	
1/2 gallon	.02	
1 quart	.01	
1 pint	.005	
1/2 pint	.0033	

(a.1) Notwithstanding the rate of taxes above generally fixed the following temporary rates are hereby fixed and shall prevail from the first day of June one thousand nine hundred forty-seven to and including the thirty-first day of May one thousand nine hundred forty-nine one thousand nine hundred fifty-one. During that period they shall be at the rate of two-third cent (2/3c) per half pint of eight (8) fluid ounces or fraction thereof and in larger quantities at the rate of one cent (1c) per pint of sixteen (16) fluid ounces or fraction thereof.

The tax rates per original container or standard fraction thereof are as follows

Standard Fraction	Malt Beverage Tax Rate	Volume
1 barrel	\$2.48	31 gal.
1/2 barrel	1.24	15 1/2 gal.
1/3 barrel	.84	10 1/3 gal.
1/4 barrel	.62	7 3/4 gal.
1/6 barrel	.42	5 1/6 gal.
1/8 barrel	.32	3 7/8 gal.
1 gallon	.08	
1/2 gallon	.04	
1 quart	.02	
1 pint	.01	
1/2 pint	.0066	

(b) In the event that any state territory or country shall impose upon malt or brewed beverages which have been manufactured in Pennsylvania a higher tax or fee than is imposed upon malt or brewed beverages manufactured within such state territory or country every person who ships or transports from such state or territory or country malt or brewed beverages manufactured into this Commonwealth for sale delivery or storage in this Commonwealth shall pay thereon to the Commonwealth before such beverages are transported within this Commonwealth in addition to the tax imposed by this section a tax equal to such excess tax or fee which is imposed in such state territory or country on Pennsylvania-manufactured malt or brewed beverages. Such additional tax shall be levied assessed and collected in the same manner as the other taxes imposed by this act.

(c) Manufacturers and all persons who bring malt or brewed beverages into the Commonwealth shall be liable to the Commonwealth as taxpayers for the payment of the taxes imposed by this act.

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—188

Altshuler,	Frank,	Loftus,	Robertson,
Amarando,	Frost,	Lovett,	Rose,
Andrews,	Gallagher,	Madigan,	Rosen,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarraf,
Baumunk,	Glembocki,	McGee,	Sax,
Beaver,	Goodling,	McKinney,	Scanlon,
Bednarek,	Graybill,	McMillen,	Schmidt,
Blair,	Green,	McNally,	Schuster,
Bloom,	Greenwood,	Mihm,	Scott,
Bomberger,	Greer,	Mikula,	Seyler,
Boorse,	Guarnieri,	Miller,	Shoemaker,
Bower,	Guthrie,	Milliken,	Smith, C. C.,
Brandon,	Hagerty,	Mills,	Snider,
Brelsch,	Hall,	Mintess,	Sollenberger,
Breth,	Harney,	Monroe,	Sorg,
Brice,	Harris,	Moore, C. E.,	Spencer,
Brown, H. S.,	Haudenshield,	Moore, H. A.,	Sternberg,
Brown, W. E.,	Heatherington,	Moran,	Stimmel,
Brunner,	Helm,	Murray,	Stuart,
Cadwalader,	Herman,	Musto,	Swope,
Clapper,	Hersch,	Nagel,	Tahl,
Clendenning,	Hewitt,	Najaka,	Taylor,
Cole,	Hocker,	Neff,	Thompson,
Coleman,	Hoffman,	Nixon,	Tompkins,
Conway,	Hoggard,	O'Dare,	Toomey,
Cooper,	Hunter,	O'Donnell,	Varallo,
Costa,	Jenkins,	Olsen,	Varnier,
Dalrymple,	Jennings,	Orban,	Verona,
DeLong,	Jim,	Penglase,	Wachhaus,
Dennison,	Johnson,	Pentrack,	Wagner,
Depuy,	Jones, G. E.,	Peta,	Wargo,
Dougherty,	Jump,	Petrosky,	Waterhouse,
Driscoll,	Kamyk,	Pettigrew,	Watkins,
Duffy,	Kemp,	Pfaff,	Weidner,
Dye,	Kent,	Polen,	Weiss,
Elder,	Kirley,	Posta,	Welsh,
Erb,	Kline,	Price, H. W., Jr.,	Wescott,
Ewing,	Kohl,	Price, R. A.,	Westrick,
Felton,	Kolankiewicz,	Probert,	Wheeler,
Ferster,	Kratz,	Readinger,	Williams,
Filo,	Kurtz,	Reagan,	Wood,
Firmstone,	Lederer,	Reese,	Worley,
Flack,	Lee,	Reidenbach,	Yaffe,
Fleming,	Leisey,	Reilly, J. M.,	Yeakel,
Floyd,	Leonard,	Riley, R. L.,	Young,
Fox,	Limper,	Robbins,	Ziegler,

Speaker

NAYS—14

Bucchin,	Good,	Needham,	Stank,
Cochran,	Hamilton,	Rovansek,	Yester,
Evans,	Jones, J. M.,	Smith, W. B.,	Yetzer,
Gaffney,	Kondrath,		

NOT VOTING—6

Boles,	Krise,	Powers,	Reynolds,
Keller,	Munley,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordere, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 350, as follows:

An Act to reenact and further amend the title and the act approved the sixteenth day of May one thousand nine hundred thirty-five (P. L. 208) entitled as amended "An act to provide revenue for State purposes by imposing an excise tax for a limited period of time on the net incomes of certain corporations joint-stock associations and limited partnerships providing for the assess-

ment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock associations limited partnerships State and county officers and departments making an appropriation and providing penalties" extending the provisions of the act for a further limited period of time

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and all the sections of the act approved the sixteenth day of May one thousand nine hundred thirty-five (P. L. 208) entitled as amended "An act to provide revenue for State purposes by imposing an excise tax for a limited period of time on the net incomes of certain corporations joint-stock associations and limited partnerships providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock associations limited partnerships State and county officers boards and departments making an appropriation and providing penalties" as last reenacted and amended by the act approved the fourteenth day of May on thousand nine hundred forty-seven (P. L. 232) are hereby reenacted and further amended to read as follows

An Act to provide revenue for State purposes by imposing an excise tax for a limited period of time on the net incomes of certain corporations joint-stock associations and limited partnerships providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock associations limited partnerships State and county officers boards and departments making an appropriation and providing penalties

Section 1 Short Title Be it enacted &c That this act shall be known and may be cited as the "Corporate Net Income Tax Act"

Section 2 Definitions The following words terms and phrases when used in this act shall have the meaning ascribed to them in this section except where the context clearly indicates a different meaning

"Corporation" A corporation having capital stock joint-stock association or limited partnership either organized under the laws of this Commonwealth the United States or any other state territory or foreign country or dependency and doing business in this Commonwealth or having capital or property employed or used in this Commonwealth by or in the name of itself or any person partnership association limited partnership joint-stock association or corporation The word "corporation" shall not include building and loan associations banks bank and trust companies national banks savings institutions trust companies title insurance companies beneficial life and limited life insurance companies mutual fire mutual casualty and mutual life insurance companies and foreign stock companies registered in this Commonwealth and therein engaged in doing business as life fire and casualty insurance companies and surety companies

"Department" the Department of Revenue of this Commonwealth

"Net Income" 1 In case the entire business of the corporation is transacted within this Commonwealth net income for the calendar year or fiscal year as returned to and ascertained by the Federal Government or in the case of a corporation participating in the filing of consolidated returns to the Federal Government the net income which would have been returned to and ascertained by the Federal Government if separate returns had been made to the Federal Government for the current and prior taxable years subject however to any correction thereof for fraud evasion or error as finally ascertained by the Federal Government Provided That except as hereinafter otherwise provided additional deductions shall be allowed from net income on account of any Federal income or excess profits taxes paid after deducting therefrom an amount equivalent to any post-war refunds applicable to any such taxes during such calendar or fiscal year for the preceding calendar

or fiscal year or accrued during such calendar or fiscal year for such year as the case may be and on account of any dividends received from any other corporation And provided further That in the case of a corporation participating in the filing of consolidated Federal returns the additional deduction allowed from net income on account of any Federal income or excess profits taxes paid or accrued shall be an amount which bears the same ratio to the total Federal income or excess profits taxes of the group after deducting therefrom an amount equivalent to any post-war refunds applicable to any such taxes as the net income of the corporation computed without a deduction for such Federal taxes bears to the sum of the net incomes of the several members of the group computed without a deduction for such Federal taxes And provided further That on reports filed for the calendar year one thousand nine hundred forty-three or for any fiscal year beginning in such calendar year or any calendar or fiscal year thereafter no deduction shall be allowed for any Federal income or excess profits taxes whatsoever except the declared value excess profits tax And provided further That no reports filed for the calendar year one thousand nine hundred forty-six or for any fiscal year beginning in such calendar year or any calendar or fiscal year thereafter no deduction shall be allowed for net operating losses sustained by the corporation during any other fiscal or calendar year nor shall any net operating loss sustained by the corporation during the calendar year one thousand nine hundred forty-six or during any fiscal year beginning in such calendar year or in any calendar or fiscal year thereafter be allowed as a deduction for any prior calendar or fiscal year And provided further That in the case of stock life fire casualty and indemnity insurance companies doing business on the mutual or participating plan the term "net income" shall not include the dividends paid to policyholders out of net income

2 In case the entire business of any corporation other than a corporation engaged in doing business as an insurance or surety company is not transacted within this Commonwealth the tax imposed by this act shall be based upon such portion of the net income of such corporation for the fiscal or calendar year as defined in clause one hereof as may be determined by allocations and apportionments made as follows

(a) Gains realized and losses sustained from the sale or exchange of capital assets if such assets consist of real estate or tangible personal property situated in the Commonwealth shall be allocated to this Commonwealth

(b) Gains realized and losses sustained from the sale or exchange of capital assets if such consist of real estate or tangible personal property situated outside of the Commonwealth shall not be allocated in any part to this Commonwealth

(c) The remainder of such net income shall be divided into three equal parts

(1) Of one-third such portion shall be attributed to business carried on within this Commonwealth as shall be found by multiplying said one-third by a fraction whose numerator is the value of the corporations tangible property situated within this Commonwealth and whose denominator is the value of all the corporation's tangible property wherever situated

(2) Of one-third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said one-third by a fraction whose numerator is the expenditures of the corporation for wages salaries commissions and other compensation to its employees and assignable to this Commonwealth as hereinafter provided and whose denominator is the total expenditures of the corporation for wages salaries commissions and other compensation to all its employees

(3) Of the remaining third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the amount of the taxpayers gross receipts from business assignable to this Commonwealth as hereinafter provided and whose denominator is the amount of the taxpayer's gross receipts from all its busi-

ness.

In cases where only two of the foregoing three rules are applicable the remainder of the net income of the corporation shall be divided into two equal parts only each of which shall be apportioned in accordance with one of the remaining two rules. If only one of the three rules is applicable the part of the net income received from business carried on within the Commonwealth shall be determined solely by that rule.

The amount assignable to this Commonwealth of expenditures of the corporation for wages salaries commissions or other compensation to its employees shall be such expenditures for the taxable year as represent the wages salaries commissions or other compensation of employees not chiefly situated at connected with or sent out from premises for the transaction of business maintained by the corporation outside the Commonwealth.

The amount of the corporation's gross receipts from business assignable to this Commonwealth shall be (1) the amount of its gross receipts for the taxable year except those negotiated or effected in behalf of the corporation by agents or agencies chiefly situated at connected with or sent out from premises for the transaction of business maintained by the taxpayer outside of the Commonwealth and except rentals and royalties and interest and dividends (2) rentals or royalties from property situated or from the use of patents within this Commonwealth and (3) dividends and interest except such dividends and interest attributable to the business conducted on premises maintained by the taxpayer outside the Commonwealth. If a corporation maintains an office warehouse or other place of business in a state other than this Commonwealth for the purpose of reducing its tax under this subsection the department shall in determining the amount of its gross receipts from business assignable to this Commonwealth include therein the gross receipts attributed by the corporation to the business conducted at such place of business in another state. In the case of construction contracts negotiated or effected at an office in the state of Pennsylvania but performed outside the state the gross receipts under such contracts shall be assignable outside the state except that if the activities under any such contract to which the gross receipts are attributable shall occur partly within the state and partly outside the state such proportion of the gross receipts under said contract shall be assignable to Pennsylvania as the direct and indirect costs incurred in Pennsylvania under the contract for the taxable year bear to the total costs incurred thereunder for the taxable year. In the case of construction contracts negotiated or effected at an office outside the state but performed in the state the gross receipts under such contracts shall be assignable to the state except that if the activities under any such contract to which the gross receipts are attributable shall occur partly within the state and partly outside the state such proportion of the gross receipts under said contract shall be assignable to Pennsylvania as the direct and indirect costs incurred in the state under the contract for the taxable year bear to the total costs incurred thereunder for the taxable year.

A rule shall not be deemed to be inapplicable merely because all the tangible property or the expenditures of a corporation for wages salaries commissions or other compensation or the gross receipts of the corporation are found to be situated incurred or received without the Commonwealth.

3. In case the entire business of any corporation engaged in doing business as an insurance or surety company is not transacted within this Commonwealth the tax imposed by this act shall be based upon such portion of the net income of such corporation for the fiscal or calendar year as defined in clause one hereof as shall be attributed to business transacted within this Commonwealth by multiplying such net income by a fraction of which the numerator is the gross premiums received from business transacted within the Commonwealth as hereinafter defined and of which the denominator is the amount of the gross premiums received from all its business. "Gross Premiums" shall mean the amount of dues fees and premiums stated in the policy contracts and shall include

gross premiums of every character and description received during the taxable year from all underwriting activities whether said premiums were received in money or in the form of notes credits or any other substitute for money less the following deductions:

(a) All premiums returned on policies cancelled or not taken.

(b) In the case of stock companies with participating features an additional deduction for that portion of the premiums returned to the policyholders.

(c) In the case of life insurance companies an additional deduction for dividends declared and actually used by policyholders in payment of renewal premiums.

"Gross premiums received from business transacted in the Commonwealth" shall mean gross premiums received from policies and annuities written on property or risks located or resident in this Commonwealth whether such premiums were collected in this Commonwealth or elsewhere.

"Person" Every natural person association or corporation. Whenever used in any clause prescribing and imposing a fine or imprisonment or both the term "person" as applied to associations shall mean the partners or members thereof and as applied to corporations the officers thereof.

The singular shall include the plural and the masculine shall include the feminine and neuter.

Section 3 Imposition of Tax. Every corporation shall be subject to and shall pay for the privilege of doing business in this Commonwealth or having capital or property employed or used in this Commonwealth by or in the name of itself or any person partnership association limited partnership joint-stock association or corporation a State excise tax at the rate of six per centum per annum upon each dollar of net income of such corporation received by and accruing to such corporation during the calendar year one thousand nine hundred thirty-five except where a corporation reports to the Federal Government on the basis of a fiscal year and has certified such fact to the department as required by section four of this act in which case such tax at the rate of six per centum shall be levied collected and paid upon all net income received by and accruing to such corporation during the fiscal year commencing in the calendar year one thousand nine hundred thirty-five and ending in the calendar year one thousand nine hundred thirty-six a similar tax at the rate of ten per centum per annum upon each dollar of the net income of such corporation received by and accruing to such corporation during the calendar year one thousand nine hundred thirty-six except where a corporation reports to the Federal Government on the basis of a fiscal year and has certified such fact to the department as required by section four of this act in which case such tax at the rate of seven per centum shall be levied collected and paid upon all net income received by and accruing to such corporation during the fiscal year commencing in the calendar year one thousand nine hundred thirty-six and ending in the calendar year one thousand nine hundred thirty-seven and a similar tax at the rate of seven per centum per annum upon each dollar of the net income of such corporation during the calendar years one thousand nine hundred thirty-seven one thousand nine hundred thirty-eight one thousand nine hundred thirty-nine one thousand nine hundred forty one thousand nine hundred forty-one and one thousand nine hundred forty-two except when a corporation reports to the Federal Government on the basis of a fiscal year and has certified such fact to the department as required by section four of this act in which case such tax at the rate of seven per centum shall be levied collected and paid upon all net income received by and accruing to such corporation during the fiscal years commencing in the calendar years one thousand nine hundred thirty-seven one thousand nine hundred thirty-eight one thousand nine hundred thirty-nine one thousand nine hundred forty one thousand nine hundred forty-one and one thousand nine hundred forty-two and a similar tax at the rate of four per centum per annum upon each dollar of the net income of such corporation received by and accruing to such corporation during the calendar years one thousand nine hundred forty-

three one thousand nine hundred forty-four one thousand nine hundred forty-five one thousand nine hundred forty-six one thousand nine hundred forty-seven [and] one thousand nine hundred forty-eight one thousand nine hundred forty-nine and one thousand nine hundred fifty except where a corporation reports to the Federal Government on the basis of a fiscal year and has certified such fact to the department as required by section four of this act in which case such tax at the rate of four per centum shall be levied collected and paid upon all net income received by and accruing to such corporation during the fiscal years commencing in the calendar years one thousand nine hundred forty-three one thousand nine hundred forty-four one thousand nine hundred forty-five one thousand nine hundred forty-six one thousand nine hundred forty-seven [and] one thousand nine hundred forty-eight one thousand nine hundred forty-nine and one thousand nine hundred fifty

The tax hereby imposed shall be in addition to all taxes now imposed on any corporation under the provision of existing laws

Section 4 Report and Payment of Tax For the purpose of ascertaining the amount of tax payable under this act it shall be the duty of every corporation liable to pay tax under this act on or before the fifteenth day of April one thousand nine hundred thirty-six one thousand nine hundred thirty-seven one thousand nine hundred thirty-eight one thousand nine hundred thirty-nine one thousand nine hundred forty one thousand nine hundred forty-one one thousand nine hundred forty-two one thousand nine hundred forty-three one thousand nine hundred forty-four one thousand nine hundred forty-five one thousand nine hundred forty-six one thousand nine hundred forty-seven one thousand nine hundred forty-eight [and] one thousand nine hundred forty-nine one thousand nine hundred fifty and one thousand nine hundred fifty-one to transmit to the department upon a form prescribed prepared and furnished by the department a report under oath or affirmation of its president vice-president or other principal officer and of its treasurer or assistant treasurer of net income taxable under the provisions of this act Such report shall set forth

(a) A true copy of its return to the Federal Government of the annual net income arising or accruing in the calendar or fiscal year next preceding or such part or portions of said return as the department may designate

(b) If no return was filed with the Federal Government the report made to the department shall show such information as would have been contained in a return to the Federal Government had one been made and

(c) Such other information as the department may require

The failure of any corporation liable to pay tax under this act to procure or receive any report form shall not excuse it from making a report

Every corporation upon the date its report is required herein to be made shall pay to the department not less than one-half of the tax due to the Commonwealth by it for such preceding year and the remaining one-half of such tax shall be paid within the thirty days next succeeding and except as otherwise provided by law no extension of time for the filing of any report granted by the department shall extend the date any tax imposed by this act shall be due and payable The amount of all taxes imposed under the provisions of this act not paid on or before the times as above provided shall bear interest at the rate of six (6) per centum per annum from the date they are due and payable until paid except that if the taxable income has been or is increased by the Commissioner of Internal Revenue or by any other agency or court of the United States interest shall be computed on the additional tax due from thirty days after the corporation receives notice of the change of income until paid Provided however That any corporation may pay the full amount of such tax or any part thereof together with interest due to the date of payment without prejudice to its right to present and prosecute a petition for resettlement a petition for review or an appeal to court If it be thereafter determined that such taxes were overpaid the department shall enter a credit to the account of

such corporation which may be used by it in the manner prescribed by law

If the officers of any corporation shall neglect or refuse to make any report as herein required or shall knowingly make any false report an additional ten per centum of the amount of the tax shall be added by the department to the tax determined to be due

If any corporation closes its fiscal year not upon the thirty-first day of December but upon some other date and reports to the Federal Government as of such other date or would so report were it to make a return to the Federal Government such corporation shall certify such fact to the Department of Revenue and shall make the report herein required within thirty (30) days after the return to the Federal Government is due or would be due were it to be required of such corporation subject in all other respects to the provisions of this act

If the corporation shall claim in its report that the return made to the Federal Government was inaccurate the amount claimed by it to be the net income taxable under this act and the basis of such claim of inaccuracy shall be fully specified

Section 5 Consolidated Reports The department shall not permit any corporation owning or controlling directly or indirectly any of the voting capital stock of another corporation or of other corporations subject to the provisions of this act to make a consolidated report showing the combined net income

Section 6 Extension of Time to File Reports The department may upon application made to it in such form as it shall prescribe on or prior to the last day for filing any report and upon proper cause shown grant to the corporation required to file such report an extension of not more than sixty (60) days within which such report may be filed and in case the Federal income tax authorities at any time grant a longer extension of time for filing such reports with the Federal government the department may grant an additional extension of time for filing the report under this act of not more than thirty (30) days after the termination of the Federal extension but the amount of tax due shall in such cases nevertheless be subject to interest from the due dates and at the rates fixed by this act

Section 7 Changes Made by Federal Government (a) If the amount of the net income as returned by any corporation to the Federal Government is finally changed or corrected by the Commissioner of Internal Revenue or by any other agency or court of the United States such corporation within thirty (30) days after the receipt of such final change or correction shall make a corrected report under oath or affirmation to the department showing such finally changed or corrected net income upon which the tax is required to be paid to the United States In case a corporation fails to file a report of such correction which results in an increase in next income within the time prescribed there shall be added to the tax a penalty of five dollars (\$5.00) for every day during which such corporation is in default but the department may abate any such penalty in whole or in part

(b) If as a result of such final change or correction there should be any change made in the amount of the net income of any corporation upon which tax is imposed by this act the department shall have the power and its duty shall be to resettle such taxes Whenever a resettlement shall have been made hereunder the department shall resettle the account according to law and shall credit or charge as the case may be the amount resulting from such resettlement upon the current accounts of the corporation with which it is made The resettlement shall be subject to audit and approval by the Department of the Auditor General as in the case of original settlements and in case of the failure of the two departments to agree the resettlement shall be submitted to the Board of Finance and Revenue as in the case of original settlements

(c) Where a report of change correction or redetermination of Federal income or Federal tax has been filed after a petition for review or an appeal has been taken such report shall be deemed a part of the original report upon petition of the taxpayer at any subsequent

proceeding as though it had been filed with the original report and no separate petition for review or appeal from the resettlement resulting from such report of change correction or redetermination shall be necessary

(d) The provisions of this section shall not be construed so as to permit a resettlement based upon the allowance of any deduction on account of net operating losses sustained in other fiscal or calendar years that are not allowed as deductions under the definition of "Net Income" as contained in section two of this act

Section 8 Settlement and Resettlement (a) All taxes due under this act shall be settled by the department and such settlement shall be subject to audit and approval by the Department of the Auditor General and shall so far as possible be made so that notice thereof may reach the taxpayer before the end of a year after the tax report was required to be made

(b) Promptly after the date of any such settlement the department shall send by mail or otherwise a copy thereof to such corporation The tax imposed by this act shall be settled resettled and otherwise imposed and adjusted in the same manner within the same periods of time and right of resettlement review appeal and refund as provided by law in the case of capital stock and franchise taxes imposed upon corporations

(c) If within a period of two years after the date of any settlement the department is not satisfied with such settlement or if at any time the net income as returned or corrected by the Commissioner of Internal Revenue or by any other agency or court of the United States with the result that tax in addition to the amount paid is under this act the department is hereby authorized and empowered to make a resettlement of the tax due by such corporation based upon the facts contained in the report or upon any information within its possession or that shall come into its possession

Whenever a resettlement shall have been made hereunder the department shall resettle the account according to law and shall credit or charge as the case may be the amount resulting from such resettlement upon the current accounts of the corporation with which it is made

The resettlement shall be subject to audit and approval by the Department of the Auditor General as in the case of original settlement and in case of the failure of the two departments to agree the resettlement shall be submitted to the Board of Finance and Revenue as in the case of original settlements

(d) If any corporation shall neglect or refuse to make any report and payment of tax required by this act the department shall estimate the tax due by such corporation and subject to audit and approval by the Department of the Auditor General settle the amount due by it for taxes penalties and interest thereon as prescribed herein from which settlement there shall be no right of review or appeal but the department with the approval of the Department of the Auditor General may require a report to be filed and thereupon make a settlement based upon such report and cancel the estimated settlement

Section 9 Enforcement Rules and Regulations Inquisitorial Powers of the Department (a) The department is hereby charged with the enforcement of the provisions of this act and is hereby authorized and empowered to prescribe adopt promulgate and enforce rules and regulations not inconsistent with this act relating to any matter or thing pertaining to the administration and enforcement of the provisions of this act and the collection of taxes penalties and interest imposed by this act The department is hereby required to have such rules and regulations promulgated and adopted printed and shall distribute the same to any person upon request

(b) The department or any agent authorized in writing by it is hereby authorized to examine the books papers and records and to investigate the character of the business of any corporation in order to verify the accuracy of any report made or if no report was made by such corporation to ascertain and settle the tax imposed by this act Every such corporation is hereby directed and required to give to the department or its duly author-

ized agent the means facilities and opportunity for such examinations and investigations as are hereby provided and authorized Any information gained by the department as a result of any returns investigations or verifications required to be made by this act shall be confidential except for official purposes and any person divulging such information shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine or not less than one hundred dollars (\$100.00) or more than one thousand dollars (\$1000.00) and costs of prosecution or to undergo imprisonment for not more than six (6) months or both in the discretion of the court

(c) Whenever any person acting for or on behalf of the department shall in good faith institute legal proceedings for any violations of the provisions of this act and for any reason shall fail to recover costs of record such costs shall be a charge upon the proper county as shall such costs in the event defendant is imprisoned for failure to pay fine or costs or both and shall be audited and paid as are costs of like character in said county

(d) The powers conferred by this act upon the department relating to the administration or enforcement of this act shall be in addition to but not exclusive of any other powers heretofore or hereafter conferred upon the department by law

Section 10 Retention of Records by Corporations Penalty Each corporation shall maintain and keep for a period of three (3) years after any report is filed under this act such record or records of its business within this Commonwealth for the period covered by such report and other pertinent papers as may be required by the department

Any person violating any of the provisions of this section shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine not exceeding one thousand dollars (\$1000.00) and costs of prosecution or to undergo imprisonment for not more than six (6) months or both in the discretion of the court

Section 11 Penalties (a) Any person who shall wilfully make a false and fraudulent return of net income made taxable by this act shall be guilty of wilful and corrupt perjury and upon conviction thereof shall be subject to punishment as provided by law Such penalty shall be in addition to any other penalties imposed by this act

(b) Any person who wilfully fails neglects or refuses to make a report or to pay the tax as herein prescribed or who shall refuse to permit the department to examine the books papers and records of any corporation liable to pay tax under this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars (\$1000.00) and costs of prosecution or to undergo imprisonment not exceeding six (6) months or both in the discretion of the court Such penalty shall be in addition to any other penalties imposed by this act

Section 12 Constitutional Construction The provisions of this act are severable and if any of its provisions shall be held unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of this act It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein

Section 13 Effective Date This act shall become effective immediately upon its final enactment and shall remain in force only for the imposition and collection of taxes on net income of corporations for the calendar years one thousand nine hundred thirty-five one thousand nine hundred thirty-six one thousand nine hundred thirty-seven one thousand nine hundred thirty-eight one thousand nine hundred thirty-nine one thousand nine hundred forty one thousand nine hundred forty-one one thousand nine hundred forty-two one thousand nine hundred forty-three one thousand nine hundred forty-four one thousand nine hundred forty-five one thousand nine hundred forty-six one thousand nine hundred forty-seven [and] one thousand nine hundred forty-eight one thousand nine hundred forty-nine and one thousand nine hundred fifty or for the fiscal years ending in the calendar years one thousand nine hundred thirty-six one thousand nine hundred thirty-

seven one thousand nine hundred thirty-eight one thousand nine hundred thirty-nine one thousand nine hundred forty one thousand nine hundred forty-one one thousand nine hundred forty-two one thousand nine hundred forty-three one thousand nine hundred forty-four one thousand nine hundred forty-five one thousand nine hundred forty-six one thousand nine hundred forty-seven one thousand nine hundred forty-eight [and] one thousand nine hundred forty-nine one thousand nine hundred fifty and one thousand nine hundred fifty-one

Section 2 This reenacting and amending act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Altshuler,	Frost,	Loftus,	Rovanseck,
Amarando,	Gaffney,	Lovett,	Royer,
Andrews,	Gallagher,	Madigan,	Sarraff,
Bane,	George,	McCormack,	Sax,
Barkdoll,	Gibson,	McCullough,	Scanlon,
Baumunk,	Glembocki,	McGee,	Schmidt,
Beaver,	Good,	McKinney,	Schuster,
Bednarek,	Goodling,	McMillen,	Scott,
Blair,	Graybill,	McNally,	Seyler,
Bloom,	Green,	Mihm,	Shoemaker,
Bomberger,	Greenwood,	Mikula,	Smith, C. C.,
Boorse,	Greer,	Miller,	Smith, W. B.,
Bower,	Guarnieri,	Milliken,	Snider,
Brandon,	Guthrie,	Mills,	Sollenberger,
Brelsch,	Hagerty,	Mintess,	Spencer,
Breth,	Hall,	Monroe,	Stank,
Brice,	Hamilton,	Moore, C. E.,	Sternberg,
Brown, H. S.,	Harney,	Moore, H. A.,	Stimmel,
Brown, W. E.,	Harris,	Moran,	Stuart,
Brunner,	Haudenschild,	Murray,	Swope,
Bucchin,	Heatherington,	Musto,	Tahl,
Cadwalader,	Helm,	Nagel,	Taylor,
Clapper,	Herman,	Najaka,	Thompson,
Clendening,	Hersch,	Needham,	Tompkins,
Cochran,	Hewitt,	Neff,	Toomey,
Cole,	Hocker,	Nixon,	Varallo,
Coleman,	Hoffman,	O'Dare,	Varner,
Conway,	Hoggard,	O'Donnell,	Verona,
Cooper,	Hunter,	Olsen,	Wachhaus,
Costa,	Jenkins,	Orban,	Wagner,
Dalrymple,	Jennings,	Penglase,	Wargo,
DeLong,	Jim,	Pentrack,	Waterhouse,
Dennison,	Johnson,	Peta,	Watkins,
Depuy,	Jones, G. E.,	Petrosky,	Weidner,
Dougherty,	Jones, J. M.,	Pettigrew,	Weiss,
Driscoll,	Jump,	Pfaff,	Welsh,
Duffy,	Kamyk,	Polen,	Wescott,
Dye,	Kemp,	Posta,	Westrick,
Elder,	Kent,	Price, H. W., Jr.,	Wheeler,
Erb,	Kirley,	Price, R. A.,	Williams,
Evans,	Kline,	Probert,	Wood,
Ewing,	Kohl,	Readinger,	Worley,
Felton,	Kolankiewicz,	Reagan,	Yaffe,
Ferster,	Kondrath,	Reese,	Yeavel,
Filo,	Kratz,	Reidenbach,	Yester,
Firmstone,	Kurtz,	Relly, J. M.,	Yetzer,
Flack,	Lederer,	Riley, R. L.,	Young,
Fleming,	Lee,	Robbins,	Ziegler,
Floyd,	Leisey,	Robertson,	Sorg,
Fox,	Leonard,	Rose,	
Frank,	Limper,	Rosen,	Speaker

NAYS—0

NOT VOTING—6

Boles,	Krise,	Powers,	Reynolds,
Keller,	Munley,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 351, as follows:

An Act to further amend section twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" postponing the manufacturing exemption with regard to capital stock tax and the franchise tax on domestic and foreign corporations joint-stock associations limited partnerships and companies for a further limited period of time

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" as last amended by the act approved the fourteenth day of May one thousand nine hundred forty-seven (P. L. 224) is hereby further amended to read as follows

Section 21 (a) That every domestic corporation other than corporations of the first class nonprofit corporation and cooperative agricultural associations not having capital stock and not conducted for profit and every joint-stock association limited partnership and company whatsoever from which a report is required under the twentieth section hereof shall be subject to and pay into the treasury of the Commonwealth annually through the Department of Revenue a tax at the rate of five mills upon each dollar of the actual value of its whole capital stock of all kinds including common special and preferred as ascertained in the manner prescribed in said twentieth section Provided That the tax of five mills imposed by this subsection on reports filed for the calendar years one thousand nine hundred forty-seven [and] one thousand nine hundred forty-eight one thousand nine hundred forty-nine and one thousand nine hundred fifty or for the fiscal years beginning in the calendar years one thousand nine hundred forty-seven [and] one thousand nine hundred forty-eight one thousand nine hundred forty-nine and one thousand nine hundred fifty shall apply to the taxation of capital stock of corporations limited partnerships and joint-stock associations organized for manufacturing purposes excepting companies engaged in the distilling of liquors Provided further That after said [two] four year period the provisions of this section shall not apply to the taxation of the capital stock of corporations limited partnerships and joint-stock associations organized for manufacturing purposes which his invested in and actually and exclusively employed in carrying on manufacturing within the State excepting companies engaged in the distilling of liquors and such as enjoy and exercise the right of eminent domain but every corporation limited partnership or joint-stock association organized for the purpose of manufacturing shall pay the State tax of five mills herein provided upon such proportion of its capital stock if any as may be invested in any property or business not strictly incident or appurtenant to the manufacturing business in addition to the local taxes assessed upon its property in the district where located it being the object of this proviso to relieve from State taxation only so much of the capital stock as is invested purely in the manufacturing plant and business

(b) Every foreign corporation joint-stock association limited partnership and company whatsoever from which a report is required under the twentieth section hereof shall be subject to and pay into the treasury of the Commonwealth annually through the Department of

Revenue a franchise tax at the rate of five mills upon a taxable value to be determined in the following manner. The actual value of its whole capital stock of all kinds including common special and preferred shall be ascertained in the manner prescribed in the twentieth section of this act and shall then be divided into three equal parts

(1) Of one third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the value of the taxpayer's tangible property not actually and exclusively used in manufacturing situated within the Commonwealth and whose denominator is the value of all the taxpayer's tangible property wherever situated

(2) Of another third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the expenditures of the taxpayer for wages salaries commissions or other compensation to its employees not exclusively engaged in manufacturing in this Commonwealth and assignable to this Commonwealth as hereinafter provided and whose denominator is the total expenditures of the taxpayer for wages salaries commissions or other compensation to all its employees

(3) Of the remaining third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the amount of the taxpayer's gross receipts from business not strictly incident or appurtenant to manufacturing in this Commonwealth assignable to this Commonwealth as hereinafter provided and whose denominator is the amount of the taxpayer's gross receipts from all its business

The sum of the amounts determined in accordance with the foregoing three rules shall be the taxable value. In a case where only two of the foregoing three rules are applicable the remaining third equal part of the value of the entire capital stock shall be divided into two equal parts each of which shall be apportioned in accordance with one of the remaining two rules. If only one of the three rules is applicable that part of the entire capital stock attributed to business carried on within the Commonwealth shall be determined solely by that rule

The amount assignable to this Commonwealth of expenditures of the taxpayer for wages salaries commissions or other compensation to its employees shall be such expenditures for the taxable year as represent the wages salaries commissions or other compensation of employees not chiefly situated at connected with or sent out from premises for the transaction of business maintained by the taxpayer outside the Commonwealth

The amount of the taxpayer's gross receipts from business assignable to this Commonwealth shall be (1) the amount of its gross receipts for the taxable year except those negotiated or effected in behalf of the taxpayer by agents or agencies chiefly situated at connected with or sent out from premises for the transaction of business maintained by the taxpayer outside the Commonwealth and except rents and royalties and interest and dividends (2) rentals or royalties from property situated or from the use of patents within this Commonwealth and (3) dividends and interest except such dividends and interest attributed to the business conducted on premises maintained by the taxpayer outside the Commonwealth. If a taxpayer maintains an office warehouse or other place of business in a state other than this Commonwealth for the purpose of reducing its tax under this subsection the Department of Revenue shall in determining the amount of its gross receipts from business assignable to this Commonwealth include therein the gross receipts attributed by the taxpayer to the business conducted at such place of business in another state

In the case of construction contracts negotiated or effected at an office in the State of Pennsylvania but performed outside the State the gross receipts under such contracts shall be assignable outside the State except that if the activities under any such contract to whom the

gross receipts are attributable shall occur partly within the State and partly outside the State such proportion of the gross receipts under said contract shall be assignable to Pennsylvania as the direct and indirect costs incurred in Pennsylvania under the contract for the taxable year bear to the total costs incurred thereunder for the taxable year. In the case of construction contracts negotiated or effected at an office outside the State but performed in the State the gross receipts under such contract shall be assignable to the State except that if the activities under any such contract to which the gross receipts are attributable shall occur partly within the State and partly outside the State such proportion of the gross receipts under said contract shall be assignable to Pennsylvania as the direct and indirect costs incurred in the State under the contract for the taxable year bear to the total costs incurred thereunder for the taxable year

A rule shall not be deemed to be inapplicable merely because all the tangible property or the expenditures of a taxpayer for wages salaries commissions or other compensation or the gross receipts of the taxpayer are found to be situated incurred or received without the Commonwealth

Notwithstanding the foregoing provisions of this subsection (b) the franchise tax of five mills imposed by subsection (b) on reports filed for the calendar years one thousand nine hundred forty-seven [and] one thousand nine hundred forty-eight one thousand nine hundred forty-nine and one thousand nine hundred fifty and for fiscal years beginning in the calendar years one thousand nine hundred forty-seven [and] one thousand nine hundred forty-eight one thousand nine hundred forty-nine and one thousand nine hundred fifty shall apply to the taxation of corporations limited partnerships and joint-stock associations organized for manufacturing purposes excepting companies engaged in the distilling of liquors without excluding from the numerators of the applicable fractions tangible property actually and exclusively used in manufacturing compensation of employees exclusively engaged in manufacturing and gross receipts from business strictly incident or appurtenant to manufacturing

After said [two] four year period the provisions of this subsection shall apply to the taxation of corporations limited partnerships and joint-stock associations organized for manufacturing purposes

(c) It shall be the duty of the treasurer or other officers having charge of any such corporation joint-stock association or limited partnership upon which a tax is imposed by this section to transmit the amount of said tax to the Treasury of the Commonwealth within the time prescribed by law. Provided That for the purposes of this act interest in limited partnerships or joint-stock associations shall be deemed to be capital stock and taxable accordingly. Provided further That corporations limited partnerships and joint-stock associations liable to a tax under this section shall not be required to pay any further tax on the mortgages bonds and other securities owned by them and in which the whole body of stockholders or members as such have the entire equitable interest in remainder but corporations limited partnerships and joint-stock associations owning or holding such securities as trustees executors administrators guardians or in any other manner than for the whole body of stockholders or members thereof as sole equitable owners in remainder shall return and pay the tax imposed by this act upon all securities so owned or held by them as in the case of individuals. Provided further That the tax of five mills imposed by this section on reports filed for the calendar years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six and for each calendar year thereafter or for the fiscal years beginning in the calendar years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six and for each fiscal year thereafter shall apply to the taxation of the capital stock of corporations limited partnerships and joint-stock associations organized for laundering and for the processing and curing of meats their products and by products excepting companies engaged in the distilling

of liquors Provided further That in case of fire and marine insurance companies the tax imposed by this section shall be at the rate of five mills upon each dollar of the actual value of the whole capital stock Provided That nothing in this act shall be so construed as to apply to building and loan associations chartered by the State of Pennsylvania

Section 2 The provisions of this act shall be retroactive to the first day of January one thousand nine hundred forty-nine so that domestic and foreign corporations limited partnerships and joint-stock associations organized for manufacturing purposes shall pay the tax imposed for the calendar years one thousand nine hundred forty-nine and one thousand nine hundred fifty or for the fiscal years beginning in the calendar years one thousand nine hundred forty-nine and one thousand nine hundred fifty as other domestic and foreign corporations limited partnerships and joint-stock associations

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows:

YEAS—202

Altshuler,	Frost,	Loftus,	Rosen,
Amarando,	Gaffney,	Lovett,	Rovansek,
Andrews,	Gallagher,	Madigan,	Royer,
Bane,	George,	McCormack,	Sarra,
Barkdoll,	Gibson,	McCullough,	Sax,
Baumunk,	Glembocki,	McGee,	Scanlon,
Beaver,	Good,	McKinney,	Schmidt,
Bednarek,	Goodling,	McMillen,	Schuster,
Blair,	Graybill,	McNally,	Scott,
Bloom,	Green,	Mihm,	Seyler,
Bomberger,	Greenwood,	Mikula,	Shoemaker,
Boorse,	Greer,	Miller,	Smith, C. O.,
Bower,	Guarneri,	Milliken,	Smith, W. B.,
Brandon,	Guthrie,	Mills,	Snider,
Brelsche,	Hagerty,	Mintess,	Sollenberger,
Breth,	Hall,	Mohr,	Spencer,
Brice,	Hamilton,	Moore, C. E.,	Stank,
Brown, H. S.,	Harney,	Moore, H. A.,	Sternberg,
Brown, W. E.,	Harris,	Moran,	Stimmel,
Brunner,	Haudenschild,	Murray,	Stuart,
Buchin,	Heatherington,	Musto,	Swope,
Cadwalader,	Helm,	Nagel,	Tahl,
Clapper,	Herman,	Najaka,	Taylor,
Glendening,	Hersch,	Nedham,	Thompson,
Cochran,	Hewitt,	Neff,	Tompkins,
Cole,	Hocker,	Nixon,	Toomey,
Coleman,	Hoffman,	O'Dare,	Varallo,
Conway,	Hoggard,	O'Donnell,	Varnier,
Cooper,	Hunter,	Olsen,	Verona,
Costa,	Jenkins,	Orban,	Wachhaus,
Dalrymple,	Jennings,	Penglass,	Wagner,
DeLong,	Jim,	Pentrack,	Wargo,
Dennison,	Johnson,	Peta,	Waterhouse,
Depuy,	Jones, G. E.,	Petrosky,	Watkins,
Dougherty,	Jones, J. M.,	Pettigrew,	Weidner,
Driscoll,	Jump,	Pfaff,	Weiss,
Duffy,	Kamyk,	Polen,	Welsh,
Dye,	Kemp,	Posta,	Wescott,
Elder,	Kent,	Price, H. W., Jr.,	Westrick,
Erb,	Kirley,	Price, R. A.,	Wheeler,
Evans,	Kline,	Propert,	Williams,
Ewing,	Kohl,	Readinger,	Wood,
Felton,	Kolankiewicz,	Reagan,	Worley,
Ferster,	Kondrath,	Reese,	Yaffe,
Filo,	Kratz,	Reldenbach,	Yeakel,
Firmstone,	Kurtz,	Reilly, J. M.,	Yester,
Flack,	Lederer,	Riley, R. L.,	Yetzer,
Fleming,	Lee,	Robbins,	Young,
Floyd,	Leisey,	Ziegler,	Ziegler,
Frank,	Leonard,	Robertson,	Sorg,
Fox,	Limper,	Rose,	Speaker

NAYS—0

NOT VOTING—6

Boles,
Keller,

Krise,
Munley,

Powers,

Reynolds,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 352, as follows:

An Act to further amend section twenty-three of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" by increasing for a further limited period of time the rate of tax imposed upon the gross receipts of certain companies limited partnerships associations joint-stock associations copartnerships and persons

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section twenty-three of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred seventy-nine" as last amended by the act approved the fourteenth day of May one thousand nine hundred forty-seven (P. L. 229) is hereby further amended to read as follows

Section 23 That every railroad company pipe line company conduit company steam boat company canal company slack water navigation company transportation company and every other company association jointstock association or limited partnership now or hereafter incorporated or organized by or under any law of this Commonwealth or now or hereafter organized or incorporated by any other State or by the United States or any foreign government and doing business in this Commonwealth and every copartnership person or persons owning operating or leasing to or from another corporation company association joint-stock association limited partnership copartnership person or persons any railroad pipe line conduit steamboat canal slack water navigation or other device for the transportation of freight passengers baggage or oil except taxi-cabs motor buses and motor omnibuses and every limited partnership association jointstock association corporation or company engaged in or hereafter engaged in the transportation of freight or oil within this State and every telephone company telegraph company express company electric light company water-power company hydro-electric company palace car company and sleeping car company now or hereafter incorporated or organized by or under any law of this Commonwealth or now or hereafter organized or incorporated by any other State or by the United States or any foreign government and doing business in this Commonwealth and every limited partnership association joint-stock association copartnership person or persons engaged in telephone telegraph express electric light and power water-power hydro-electric palace car or sleeping car business in this Commonwealth shall pay to the State Treasurer through the Department of Revenue a tax of fourteen mills for the six months' periods ending June thirtieth one thousand nine hundred thirty-five December thirty-first one thousand nine hundred thirty-five and June thirtieth one thousand nine hundred thirty-six and twenty mills for the six months' period ending December thirty-first one thousand nine hundred thirty-six June thirtieth and December thirty-first one thousand nine hundred thirty-seven June thirtieth and December thirty-first one thousand nine hundred thirty-eight June thirtieth

tieth and December thirty-first one thousand nine hundred thirty-nine June thirtieth and December thirty-first one thousand nine hundred forty June thirtieth and December thirty-first one thousand nine hundred forty-one June thirtieth and December thirty-first one thousand nine hundred forty-two June thirtieth and December thirty-first one thousand nine hundred forty-three and fourteen mills for the six months' periods ending June thirtieth and December thirty-first one thousand nine hundred forty-four and for the twelve months' periods ending December thirty-first one thousand nine hundred forty-five December thirty-first one thousand nine hundred forty-six December thirty-first one thousand nine hundred forty-seven December thirty-first one thousand nine hundred forty-eight December thirty-first one thousand nine hundred forty-nine December thirty-first one thousand nine hundred fifty and eight mills thereafter upon the dollar of the gross receipts of said corporation company or association limited partnership joint-stock association copartnership persons or persons received from passengers baggage and freight transported wholly within this State from telegraph or telephone messages transmitted wholly within the State from express palace car or sleeping car business done wholly within this State or from the sales of electric energy except gross receipts derived from sales for resale of electric energy to persons partnerships associations corporations or political subdivisions subject to the tax imposed by this act upon gross receipts derived from such resale and from the transportation of oil done wholly within the State The said tax shall be paid within the time prescribed by law for the payment of taxes settled by the Department of Revenue and for the purpose of ascertaining the amount of the same it shall be the duty of the treasurer or other proper officer of the said company copartnership limited partnership association joint-stock association or corporation or person or persons to transmit to the Department of Revenue on or before the first day of February of each year a statement and under oath or affirmation of the amount of gross receipts of the said companies copartnerships corporations associations joint-stock associations limited partnerships person or persons derived from all sources and of gross receipts from business done wholly within the State during the period of twelve months immediately preceding the first day of January of each year The time for filing reports may be extended estimated settlements may be made by the Department of Revenue if reports are not filed and the penalties for failing to file reports and pay the tax shall be as prescribed by the laws defining the powers and duties of the Department of Revenue Provided That in any case where the works of any corporation company copartnership association joint-stock association limited partnership person or persons are operated by another corporation company copartnership association joint-stock association limited partnership person or persons the taxes imposed by this section shall be apportioned between the said corporations companies copartnerships associations joint-stock associations limited partnerships person or persons in accordance with the terms of their respective leases or agreements but for the payment of the said taxes the Commonwealth shall first look to the corporation company copartnership association joint-stock association limited partnership person or persons operating the works and upon payment by the said company corporation copartnership association joint-stock association limited partnership person or persons of a tax upon the receipts as herein provided derived from the operation thereof no other corporation copartnership association joint-stock association limited partnership person or persons shall be held liable under this section for any tax upon the proportion of said receipts received by said corporation company copartnership association joint-stock association limited partnership person or persons for the use of said works

This act shall be construed to apply to municipalities and to impose a tax upon the gross receipts derived from any municipality owned and operated public utility

or from any public utility service furnished by any municipality to the extent of such gross receipts as are derived from business done outside the limits of the municipality operating the public utility service

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,
Shall the bill pass finally?
Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Altshuler,	Frank,	Limper,	Rosen,
Amarando,	Frost,	Loftus,	Royer,
Andrews,	Gaffney,	Lovett,	Sarrafa,
Bane,	Gallagher,	Madigan,	Sax,
Barkdoll,	George,	McCormack,	Scanlon,
Baumunk,	Gibson,	McCullough,	Schmidt,
Beaver,	Glembocki,	McGee,	Schuster,
Bednarek,	Good,	McKinney,	Scott,
Blair,	Goodling,	McMillen,	Seyler,
Bloom,	Graybill,	McNally,	Shoemaker,
Bomberger,	Green,	Mihm,	Smith, C. C.,
Boorse,	Greenwood,	Mikula,	Smith, W. B.,
Bower,	Greer,	Miller,	Snider,
Brandon,	Guarnieri,	Milliken,	Sollenberger,
Brelschi,	Guthrie,	Mills,	Spencer,
Breth,	Hagerty,	Mintess,	Sternberg,
Brice,	Hall,	Monroe,	Stimmel,
Brown, H. S.,	Hamilton,	Moore, C. E.,	Stuart,
Brown, W. E.,	Harney,	Moore, H. A.,	Swope,
Brunner,	Harris,	Murray,	Tahl,
Bucchin,	Haudenshield,	Musto,	Taylor,
Cadwalader,	Heatherington,	Nagel,	Thompson,
Clapper,	Helm,	Najaka,	Tompkins,
Clendenen,	Herman,	Needham,	Toomey,
Cochran,	Hersch,	Neff,	Varallo,
Cole,	Hewitt,	Nixon,	Varner,
Coleman,	Hocker,	O'Dare,	Verona,
Conway,	Hoffman,	O'Donnell,	Wachhaus,
Cooper,	Hoggard,	Olsen,	Wagner,
Costa,	Hunter,	Orban,	Wargo,
Dalrymple,	Jenkins,	Penglase,	Waterhouse,
DeLong,	Jennings,	Pentrack,	Watkins,
Dennison,	Jim,	Peta,	Weidner,
Depuy,	Johnson,	Petrosky,	Weiss,
Dougherty,	Jones, G. E.,	Pettigrew,	Welsh,
Driscoll,	Jump,	Pfaff,	Wescott,
Duffy,	Kamyk,	Polen,	Westrick,
Dye,	Kemp,	Posta,	Wheeler,
Elder,	Kent,	Price, H. W., Jr.,	Williams,
Erb,	Kirley,	Price, R. A.,	Wood,
Evans,	Kline,	Propert,	Worley,
Ewing,	Kohl,	Readinger,	Yaffe,
Felton,	Kolankiewicz,	Reagan,	Yeakel,
Ferster,	Kondrath,	Reese,	Yester,
Filo,	Kratz,	Reidenbach,	Yetzer,
Firmstone,	Kurtz,	Reilly, J. M.,	Young,
Flack,	Lederer,	Riley, R. L.,	Ziegler,
Fleming,	Lee,	Robbins,	Sorg,
Floyd,	Leisey,	Robertson,	Speaker
Fox,	Leonard,	Rose,	

NAYS—0

NOT VOTING—6

Boles,	Krise,	Powers,	Reynolds,
Keller,	Munley,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,
The House proceeded to the third reading and consideration of House Bill No. 353, as follows:

An Act to reenact and amend the title and the act approved the ninth day of June one thousand nine hundred thirty-six (Special Session of one thousand nine hundred thirty-six P. L. 13) entitled "An act imposing an emergency State tax for a limited period of time on liquor as herein defined sold by the Pennsylvania Liquor Control Board providing for the collection and payment of such tax and imposing duties upon the Department of Revenue and the Pennsylvania Liquor Control Board" as previously reenacted and amended by extending the provisions thereof for a further limited period of time

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and all the sections of the act approved the ninth day of June one thousand nine hundred thirty-six (Special Session of one thousand nine hundred thirty-six P. L. 13) entitled "An act imposing an emergency State tax for a limited period of time on liquor as herein defined sold by the Pennsylvania Liquor Control Board providing for the collection and payment of such tax and imposing duties upon the Department of Revenue and the Pennsylvania Liquor Control Board" as last reenacted and amended by the act approved the fourteenth day of May one thousand nine hundred forty-seven (P. L. 245) are hereby reenacted and further amended to read as follows

An Act imposing an emergency State tax for a limited period of time on liquor as herein defined sold by the Pennsylvania Liquor Control Board providing for the collection and payment of such tax and imposing upon the Department of Revenue and the Pennsylvania Liquor Control Board

Section 1 Be it enacted &c That the following words terms and phrases used in this act are for the purposes hereof defined as follows

"Liquor" Any alcoholic spirituous vinous fermented or other alcoholic beverage or combination of liquors and mixed liquor a part of which is spirituous vinous fermented or otherwise alcoholic and all drinks or drinkable liquids preparations or mixtures intended for beverage purposes which contain more than one-half of one per centum of alcohol by volume except alcohol and malt or brewed beverages

"Department" The Department of Revenue of this Commonwealth

"Board" The Pennsylvania Liquor Control Board of this Commonwealth

"Fiscal Month" The monthly period established from time to time by the Pennsylvania Liquor Control Board for the purpose of conducting its business

Section 2 Until the first day of June one thousand nine hundred [forty-nine] fifty-one an emergency State tax is hereby imposed and assessed at the rate of ten per centum of the net price of all liquors sold by the board The tax herein imposed shall be collected by the board from the purchasers of the liquor from the board The amount of such ten per centum so collected by the board under the provisions of this act shall be paid into the State Treasury through the department in the manner and within the times herein specified and shall be credited to the General Fund

Section 3 It shall be the duty of the board to transmit to the department on or before the fifteenth day of each calendar month a statement of its receipts from sales of liquor and taxes collected during the preceding fiscal month and such other information as may be necessary to effectuate the provisions of this act at which time it shall also be the duty of the board to pay to the department the tax imposed upon such liquor by the provisions of this act Provided however That the board may in its discretion add the tax imposed by this act to the wholesale and retail price at which liquors are sold and eliminate any accounting of such tax separate from sale prices and in such case the amount of the tax for any calendar month shall be ascertained by dividing the entire gross receipts derived from sales at Pennsylvania liquor

stores during such month by eleven and the quotient thus obtained shall be deemed the amount of the tax for such month payable over under this section

Section 4 This act shall become effective immediately upon its final enactment

Section 2 This reenacting and amending act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Altshuler,	Frank,	Loftus,	Rosen,
Amarando,	Frost,	Lovett,	Royer,
Andrews,	Gaffney,	Madigan,	Sarra,
Bane,	Gallagher,	McCormack,	Sax,
Barkdoll,	George,	McCullough,	Scanlon,
Baumunk,	Gibson,	McGee,	Schmidt,
Beaver,	Glembocki,	McKinney,	Schuster,
Bednarek,	Good,	McMillen,	Scott,
Blair,	Goodling,	McNally,	Seyler,
Bloom,	Graybill,	Mihm,	Shoemaker,
Bomberger,	Green,	Mikula,	Smith, C. O.,
Boorse,	Greenwood,	Miller,	Smith, W. B.,
Bower,	Greer,	Milliken,	Snider,
Brandon,	Guarnieri,	Mills,	Sollenberger,
Breisch,	Guthrie,	Mintess,	Spencer,
Breth,	Hagerty,	Monroe,	Sternberg,
Brice,	Hall,	Moore, C. E.,	Stimmel,
Brown, H. S.,	Harney,	Moore, H. A.,	Stuart,
Brown, W. E.,	Harris,	Murray,	Swope,
Brunner,	Haudenshield,	Musto,	Tahl,
Bucchin,	Heatherington,	Nagel,	Taylor,
Cadwalader,	Helm,	Najaka,	Thompson,
Clapper,	Herman,	Needham,	Tompkins,
Clendening,	Hersch,	Neff,	Toomey,
Cochran,	Hewitt,	Nixon,	Varallo,
Cole,	Hocker,	O'Dare,	Varner,
Coleman,	Hoffman,	O'Donnell,	Verona,
Conway,	Hoggard,	Olsen,	Wachhaus,
Cooper,	Hunter,	Orban,	Wagner,
Costa,	Jenkins,	Penglase,	Wargo,
Dalrymple,	Jennings,	Pentrack,	Waterhouse,
DeLong,	Jim,	Peta,	Watkins,
Dennison,	Johnson,	Petrosky,	Weidner,
Depuy,	Jones, G. E.,	Pettigrew,	Weiss,
Dougherty,	Jump,	Pfaff,	Welsh,
Driscoll,	Kamyk,	Polen,	Wescott,
Duffy,	Kemp,	Posta,	Westrick,
Dye,	Kent,	Price, H. W., Jr.,	Wheeler,
Elder,	Kirley,	Price, R. A.,	Williams,
Erb,	Kline,	Property,	Wood,
Evans,	Kohl,	Readinger,	Worley,
Ewing,	Kolankiewicz,	Reagan,	Yaffe,
Felton,	Kondrath,	Reese,	Yeakel,
Ferster,	Kratz,	Reidenbach,	Yester,
Filo,	Kurtz,	Reilly, J. M.,	Yetzer,
Firmstone,	Lederer,	Riley, R. L.,	Young,
Flack,	Lee,	Robbins,	Ziegler,
Fleming,	Lelsey,	Robertson,	Sorg,
Floyd,	Leonard,	Rose,	Speaker.
Fox,	Limper,		

NAYS—5

Hamilton,	Moran,	Rovansek,	Stank,
Jones, J. M.,			

NOT VOTING—6

Boles,	Krise,	Powers,	Reynolds,
Keller,	Munley,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION TO ADDRESS HOUSE

Mr. SCANLON asked and obtained unanimous consent to address the House.

Mr. Speaker, I wish to announce that the bi-annual dinner of the Pennsylvania Legislative Sons of St. Patrick, will be held Tuesday evening, March 29, 1949, at the Penn-Harris Hotel, Harrisburg, Pa.

The following is the list of the Committee of the House of Representatives: Hiram G. Andrews, Charles Brunner, Harry Cochran, Edward Duffy, Jr., Jeannette M. Dye, Edward T. Gallagher, Thomas J. Kirley, James Lovett, Thos. V. McNally, John J. Mikula, Frank A. O'Costa, Michael J. O'Donnell, Maurice L. Reynolds, Charles Smith, Eugene Hagerty, Thomas Heatherington, Adam Bower, David M. Boise, George Cooper, Edward Driscoll, Robert Fleming, Joseph J. Hersch, Cornelius Loftus, John R. McCormack, Marion L. Munley, J. P. Moran, James J. O'Dare, John M. Reilly, Joseph A. Scanlon, John Stank, Mary Varallo.

Mr. Speaker, I would say that this announcement will probably have to wait until we can get in touch with the Committee of the Senate.

SENATE MESSAGE

HOUSE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 301.

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the use of the

Water and Power Resources Board in continuing the work of correcting existing and preventing future silting of the Schuylkill River.

With the information that the Senate has passed the same without amendment.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HOUSE BILL No. 301.

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the use of the Water and Power Resources Board in continuing the work of correcting existing and preventing future silting of the Schuylkill River.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

COMMITTEE MEETING

Cities and County—Second Class, Room 521, Wednesday, February 15, at 9:30 a. m.

Education, Room 324, Wednesday, February 15, at 10:45 a. m.

ADJOURNMENT

Mr. GREEN. Mr. Speaker, I move that this House do now adjourn until Wednesday, February 16, 1949, at 10:00 a. m.

The motion was agreed to, and (at 5:20 p. m.) the House adjourned.

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., WEDNESDAY, FEBRUARY 16, 1949.

No. 15.

SENATE

WEDNESDAY, February 16, 1949

The Senate met at 10:00 o'clock, a. m. Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

PRAYER

The Chaplain, Rev. JAMES B. WILLIAMS, offered the following prayer:

Eternal God, Father of mankind, guardian and guide of the destinies of our nation, we approach Thy Holy Presence in all humility and prostrate ourselves at Thy feet, seeking Thy forgiveness for the sins of our lives.

We acknowledge Thee as the fountain of all wisdom, the life and light of those who put their trust in Thee. Illumine our minds and purify our hearts. Open our eyes that we may see the truth and be free from the evils and superstitions of men who would drag us down. Bless those who sit in darkness, and may the sunlight of Thine own presence shine upon them, making the darkest spot on earth ever more bright and beautiful than the land in which we live. Inspire us with a holy zeal to serve Thee in every field of opportunity. Hasten the coming of Thy Kingdom in the hearts of men, that we might find the true interpretation of life.

Teach us, Oh God, life's real values; we need to know that it is not the abundance of things one may possess, but the giving of oneself in consecrated service to others, for we believe that life is real and life is earnest and the grave is not its goal, dust thy art to dust returneth was not spoken of the Soul.

With Thee as our guide and teacher then let us be up and doing with a heart for any fate, still achieving, still pursuing, learn to labor and to wait.

We ask it in Jesus' name. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. WOLFE, further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. Hare asked and obtained leave of absence for Mr. TAYLOR, on account of illness in the family.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 16, 1949
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate A. A. Adams, Jr., 27 Market Street, Box 302, Edinboro, Erie County, for appointment as Justice of the Peace in and for the Borough of Edinboro, Erie County, until the first Monday of January, 1950, to fill a vacancy.

JAMES H. DUFF.

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on February 16, 1949.

Mr. TALLMAN. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 16, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation:

ALLEGHENY COUNTY

Harold R. Emrick, Whitehall.
E. R. Latchaw, Pittsburgh, 2515 Grant Bldg.
Miss Pauline V. Pensko, Avalon.
Fred E. Schubert, Kennedy Twp., R. D. 1, Crestview Drive, McKees Rocks.
E. J. Schwartz, Pittsburgh, 5612-20 Penn Ave.

BEDFORD COUNTY

Chas. E. Williams, Saxton.

CAMBRIA COUNTY

Miss Florence M. James, Johnstown.

CUMBERLAND COUNTY

Mrs. Mildred W. Watts, Mechanicsburg.

DAUPHIN COUNTY

Cloyd L. Hearn, Harrisburg.

C. H. Patterson, Harrisburg.

DELAWARE COUNTY

Ray Sullivan, Upper Darby Twp., 423 Burmont Rd., Drexel Hill.

Fred A. Werner, Lansdowne.

FRANKLIN COUNTY

Mrs. Myrtle Monn, Chambersburg.

LYCOMING COUNTY

Millard T. Harthertz, Williamsport.

MONTGOMERY COUNTY

Miss Alma M. Flood, Norristown.

Samuel H. High, Jr., Jenkintown.

PHILADELPHIA COUNTY

Miss Katharine M. Dolan, 1211 Chestnut St.

Miss Dorothy M. Herzog, 324 Walnut St. (6).

WESTMORELAND COUNTY

Glenn E. Rodkey, Latrobe.

To compute from the date set opposite the name:

NORTHUMBERLAND COUNTY

Mrs. Florence Renn Shebelsky, Shamokin, February 17, 1949.

JAMES H. DUFF.

CONSIDERATION OF NOTARIES PUBLIC

A motion was made by Mr. WALKER and Mr. TALLMAN, that the Senate do advise and consent to said nomination.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48
SENATE 12

Barr,	Frazier,	Mallery,	Stiefel,
Barrett,	Geltz,	McPherson, Jr.,	Tallman,
Berger,	Haluska,	Meade,	Tarr,
Blass,	Hare,	Neff,	Toole,
Chapman,	Holland,	Pechan,	Wade,
Crowe,	Homsher,	Peelor,	Wagner,
Dent,	Kephart,	Robinson,	Walker,
Diehm,	Lane,	Rosenfeld,	Watkins,
DiSilvestro,	Leader,	Ruth,	Watson,
Doehla,	Letzler,	Scarlett,	Wolfe,
Donlan,	Lord,	Snowden,	Wood, L. H.,
Farrell,	Mahany,	Stevenson,	Yosko,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

HOUSE MESSAGE

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 347, entitled:

An Act to reenact and further amend the title and the act, approved the fourteenth day of May, one thousand nine hundred forty-seven (P. L. 249), entitled as amended, "Soft Drink Tax Law" by further regulating the procedure and the jurisdiction of the Department of Revenue and of the Board of Finance and Revenue relative to claims for refunds, and by extending the provisions thereof for a limited period of time.

Which was committed to the Committee on Finance.

House Bill No. 348, entitled:

An Act to reenact and further amend the title and the act, approved the fourteenth day of June, one thousand nine hundred thirty-five (P. L. 341), entitled, as amended "Cigarette Tax Act" by exempting from its provisions certain sales of cigarettes to patients in Veterans' Administration Hospitals and dealers making such sales, making unlawful the possession of cigarettes upon which the tax has not been paid and providing penalties therefor, and extending the provisions of the act for a further limited period of time.

Which was committed to the Committee on Finance.

House Bill No. 349, entitled:

An Act to further amend section three of the act approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 284), entitled, as amended "Beverage Tax Law," increasing the rates of certain taxes for a further limited period of time.

Which was committed to the Committee on Finance.

House Bill No. 350, entitled:

An Act to reenact and further amend the title and the act, approved the sixteenth day of May, one thousand nine hundred thirty-five (P. L. 208), entitled, as amended "Corporate Net Income Tax Act," extending the provisions of the act for a further limited period of time.

Which was committed to the Committee on Finance.

House Bill No. 351, entitled:

An Act to further amend section twenty-one of the act, approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," postponing the manufacturing exemption with regard to capital stock tax and the franchise tax on domestic and foreign corporations, joint-stock associations, limited partnerships and companies for a further limited period of time.

Which was committed to the Committee on Finance.

House Bill No. 352, entitled:

An Act to further amend section twenty-three of the act approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine,"

by increasing for a further limited period of time the rate of tax imposed upon the gross receipts of certain companies, limited partnerships, associations, joint-stock associations, copartnerships and persons.

Which was committed to the Committee on Finance.

House Bill No. 353, entitled:

An Act to reenact and amend the title and the act, approved the ninth day of June, one thousand nine hundred thirty-six (Special Session 1936, P. L. 13), entitled "An act imposing an emergency State tax for a limited period of time on liquor, as herein defined, sold by the Pennsylvania Liquor Control Board; providing for the collection and payment of such tax; and imposing duties upon the Department of Revenue and the Pennsylvania Liquor Control Board," as previously reenacted and amended, by extending the provisions thereof, for a further limited period of time.

Which was committed to the Committee on Finance.

BILL SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

House Bill No. 301, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the use of the Water and Power Resources Board in continuing the work of correcting existing and preventing future silting of the Schuylkill River.

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

PETITIONS AND REMONSTRANCES

Mr. NEFF. Mr. President, I would like at this time to bring to the attention of the Senate the results of an incident that occurred here in the City of Harrisburg last Friday morning. That, in part, was the result of action taken by this body a week ago yesterday, that action being the favorable passage of the message introduced by the gentleman from Allegheny, Senator Walker, providing for the state entering into competitive bidding on a War Assets Plant being offered at bid.

I think I might illustrate more completely the point, if I were to read from the Saturday issue of the Patriot. I see in bold type:

"State's Bid of \$515,000 High on Steel Plant.

"Duff signs sales agreement later but WAA may delay its decision a week.

"A sales agreement for State purchase of a war surplus plant at 1400 North Cameron Street for \$515,000 was signed by Governor James H. Duff yesterday afternoon.

"Duff approved the State's side of the deal after Secretary of Property and Supplies Chester M. Woolworth outbid the representative of a large food processing and distribution company whose top offer was \$510,000 for the plant which cost the federal government \$3,500,000 during the war.

"Officials of the War Assets Administration, the Federal agency charged with disposition of the former bomb-assembly plant, said that under conditions of the sale

they have until next Friday to act on the State's high bid.

"Meantime, it was learned that United States Sen. Francis J. Myers has received a number of protests from labor groups in this area who object to sale of the plant for non-industrial purposes. Similar objections were said to have been filed with War Assets Administrator in Washington.

"Representatives of groups who would have used the plant for manufacturing, however, did not bid over \$425,000. Noah S. Myers, Harrisburg realtor, stopped at this figure and from there on it was a contest between Woolworth and bidders who planned to relet the premises or use the plant for warehousing purposes.

"Myers told a reporter he was bidding on the property on behalf of a group who would have formed 'a new and very large corporation for the manufacturing of tractors and farm machinery.' He said the company would have employed 'more than 3000 persons.'"

Mr. President, I think that the final result of the action of the Senate on Tuesday, and of the auction and bidding, bears out the contention of the minority members of this body who voted against the passage of this bill that enabled the State to enter into open bidding for an industrial plant here in the City of Harrisburg. As a result, between two thousand and three thousand workers in the City of Harrisburg have been denied future employment opportunities, business is bound to suffer in the district, because this lack of job opportunity has been denied by state action, and the County of Dauphin will be deprived of a tax potential by said action. I think the action of the Majority Party in the passage of this bill as of last Tuesday is a criterion of the action of that same party over the years, a type of action that has indicated a total disregard for the welfare, the well-being and the economic future of the workers in the Commonwealth of Pennsylvania. It is the same type of action that has given to the workers of Pennsylvania a deplorable Workmen's Compensation Act, and a shameful Workmen's Unemployment Act, and as of yesterday, permitted to come upon this floor for first reading an amendment to a labor act, or anti-labor act, might I say. That again shows a total disregard for the interests and the welfare and an understanding of the workers' problems in the State of Pennsylvania. This act is an attempt by the Majority Party here at the behest of certain groups in the City of Philadelphia, to end the strike now in progress of the transit lines of the City of Philadelphia.

Mr. President, during the course of the committee discussion, one of the majority members of the Committee said that this strike was detrimental to the public welfare. When questioned as to what strike does not hurt somebody, he said, "Well, it's costing \$10,000,000 a day," and I think that adds up and indicates the attitude of the Majority Party here in the Senate and in the State, on all matters affecting the interests of the working people. "How much does it cost?," not, "How is it going to affect the interests of the little people," not, "How is it going to affect their future?"

Nothing is said about the constitutional rights of these people to gather in assembly and take into their hands the only weapon that the workers have ever had for economic

salvation, to strike. And now, Mr. President, we find they have introduced a bill that it is claimed by the Attorney General in this case will be retroactively effective.

I think that the case as outlined here in the paper is the result of the Senate action last Tuesday and the War Assets Administration auction is only indicative of the thinking of the Majority members of this Senate in all action. Their interest is not in the welfare of the people and the workers of this State, but in the interest of the vested interests of the State, and how much does it cost, as the first consideration.

Mr. WALKER. Mr. President, having just been indicted as the defender of the vested interests, may I again suggest to the gentleman on the other side that I think if he will take the trouble to check with the War Assets Administration he will find that they will confirm this statement, that the bid of the Commonwealth of Pennsylvania was the highest bid offered at the public sale held by the War Assets Administration last Friday. The Governor signed the sales agreement, and the War Assets Administration has the right to accept or reject that bid.

I am told that the War Assets Administration held a conference with the Governor of the Commonwealth in the Governor's Office, and the Governor told them very deliberately, very flatly and very positively, as we have been stating here on the floor of this Senate, that if the War Assets Administration, or if any other individual can produce an industry that is desirous of coming into this Commonwealth and occupying the property which is the subject matter of the auction, the State's bid can be rejected very cheerfully by the War Assets Administration, the State will concur in the action taken by the War Assets Administration and a private individual can have the property.

As to the rest of the declaration made by the gentleman from Lawrence about the policy of the Republican Party, I think our record over the last 100 years substantially refutes that statement.

Now, if the gentleman from Lawrence has any suggestion to make as to what industry wants to buy that property, if he will have that industry get in touch with the War Assets Administration, the property can be purchased. The deal is not consummated, because the War Assets Administration will not confirm the sale at this time until they have satisfied themselves that they have exhausted every possible recourse to bring an industry into this state.

Mr. President, I find some reluctance about being placed in the category where the Republican Party is driving industry out of Pennsylvania. That is a new role for us, Mr. President.

Mr. NEFF. Mr. President, in answer to the gentleman from Allegheny, it is my understanding that the purchasing agent of a large fabricating firm did meet with the Governor previous to the sale and asked him what the attitude of the State was in regard to the forthcoming auction, and the Governor told him they were going to bid it in and were willing to pay anything within reason for it, and as a result, this company didn't even enter into the bid, inasmuch as it would be fool-hardy to attempt to compete with the State of Pennsylvania in an open bid.

Mr. WALKER. Mr. President, I know the gentleman

from Lawrence has no desire to continue this discussion, because the Senate would like to get through with the Calendar today, but I would just like to suggest to him that the War Assets Administration is entitled, and the government is entitled to get the best possible public price at public auction it can.

Mr. President, the remark I made a minute ago still stands. If he has a fabricating plant, any kind of a plant that wants the property, all they have to do is go to the War Assets Administration, lay the dough on the line and pick up the property.

Mr. HOLLAND. Mr. President, on the radio at six o'clock last night, there was a broadcast direct from Washington, in which it was stated that the War Assets Board had told the Committee to come back and see the Governor, that the Governor would withdraw the State's bid, and the Steel Company would get the building.

Mr. President, I understand this committee is trying this morning to have a meeting with the Governor, to ask the State to withdraw its bid so that industry can buy the plant.

Mr. WALKER. Mr. President, I do not want to be hoisted upon the petard of a technicality. I am not quite certain I understand what the War Assets Administration did, or what the gentleman from Allegheny, Senator Holland, means by withdrawing the bid.

I was advised by the representatives of the War Assets Administration that they can throw the State's bid out, if a private industry comes in and says, "Here, we will take it," and lays the money down.

Mr. President, I do not think that the gentleman from Allegheny, Senator Holland, or the gentleman from Lawrence, Senator Neff, is suggesting that we withdraw the bid made by the State in good faith, so that some private industry can pick the property up for a percentage or a fraction of what was bid at public auction. I do not think that is fair to the Governor or to the War Assets Administration.

I might suggest, Mr. President, that they will have no trouble in seeing the Governor, because he is over in his office today, and I am certain what he said to the War Assets Administration still stands.

Mr. HOLLAND. Mr. President, I cannot follow the thinking of the Majority Leader because I believe that if private industry would take this property over, get it for nothing and put 2800 men to work in Harrisburg, and pay taxes to the State, and pay taxes to the local government, it would more than pay for the building. The State does not pay any local taxes, and naturally, that is going to be a burden on the City of Harrisburg.

I know definitely that the broadcast was made from Washington, and the gentleman who made the broadcast is a leader of an independent group here, in which he said the War Assets Board stated that they could not at this time withdraw the bid, and then he said he was going to see the Governor this morning.

Now, Mr. President, that is the definite story.

Mr. WALKER. Mr. President, I just want to assure my colleagues of the Senate, and this is the last time I will get up and discuss this matter this morning, I have been a member of the Senate for 10 years, I have tried desperately to get the last word in, and I have not succeeded yet.

Mr. HOLLAND. Mr. President, you know, after all, the Majority Leader was taught under the same leader that I was at one time, Pinchot, and we were taught to be fighters in those days for our people.

I am sorry Mr. Pinchot is not here today, because if he was here the building would not be bought by the State when it could be sold to industry, because he was a great leader.

REPORTS FROM COMMITTEES

Mr. MALLERY, from the Committee on Agriculture, reported as committed Senate Bill No. 156, entitled:

An Act to repeal the act approved the twenty-third day of May, one thousand eight hundred ninety-three (P. L. 112), entitled "An act to prohibit the use of any adulteration or imitation of dairy products in any charitable or penal institution, being supplementary to an act entitled 'An act for the protection of the public health and to prevent adulteration of dairy products and fraud in the sale thereof,' approved May twenty-one, Anno Domini one thousand eight hundred and eighty-five."

Mr. HOMSHER, from the Committee on Agriculture, reported as committed House Bill No. 16, entitled:

An Act to further amend section one of the act, approved the tenth day of June, one thousand eight hundred ninety-seven (P. L. 142), entitled "An act to prohibit the adulteration or coloring of milk or cream by the addition of so called preservatives or coloring matter, and to provide for the enforcement of the same," making first and second violations of said act summary offenses instead of misdemeanors.

Mr. MAHANY, from the Committee on Agriculture, reported as committed House Bill No. 7, entitled:

An Act to amend section two of the act, approved the seventeenth day of March, one thousand nine hundred twenty-five (P. L. 34), entitled "An act regulating the sale of oysters at retail," making first and second violations of said act summary offenses instead of misdemeanors.

He also, from the Committee on Agriculture, reported as committed House Bill No. 8, entitled:

An Act to further amend section five of the act, approved the eleventh day of March, one thousand nine hundred nine (P. L. 15), entitled "An act relating to non-alcoholic drinks; defining the same; and prohibiting the manufacture, sale, offering for sale, exposing for sale, or having in possession with intent to sell, of any adulterated or misbranded non-alcoholic drinks; and providing penalties for the violation thereof, and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors.

He also, from the Committee on Agriculture, reported as committed, House Bill No. 9, entitled:

An Act to further amend section three of the act, approved the eighth day of June, one thousand nine hundred eleven (P. L. 712), entitled "An act relating to milk; providing for the protection of the public health, and the prevention of fraud and deception, by regulating the sale of milk, skimmed milk and cream; providing penalties for the violation thereof; and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors.

Mr. RUTH, from the Committee on Agriculture, reported as committed House Bill No. 10, entitled:

An Act to amend section four of the act, approved the third day of March, one thousand nine hundred twenty-five (P. L. 10), entitled "An act relating to fruit syrups, and prohibiting the manufacture, sale, offering for sale, exposing for sale or having in possession with intent to sell, of any adulterated or misbranded fruit syrups, and providing penalties for the violation thereof; and providing for the enforcement thereof" making first and second violations of said act summary offenses instead of misdemeanors.

He also, from the Committee on Agriculture reported as committed, House Bill No. 11, entitled:

An Act to amend section three of the act, approved the twenty-ninth day of June, one thousand nine hundred twenty-three (P. L. 929), entitled "A supplement to an act, approved the twenty-first day of March, one thousand nine hundred twenty-three, entitled 'An act for the prevention of fraud and the protection of the public health; relating to milk, cream, or skimmed milk, whether or not condensed, evaporated, concentrated, dried, powdered, or desiccated; prohibiting the introduction of foreign fats into them; regulating the sale of and defining condensed, concentrated, and evaporated milk; stipulating penalties for the infraction thereof; and providing for the enforcement thereof;' defining condensed, concentrated, and evaporated skimmed milk, and compounds thereof; regulating the manufacture, sale, and exchange thereof; and providing penalties," making first and second violations of said act summary offenses instead of misdemeanors.

He also, from the Committee on Agriculture reported as committed, House Bill No. 12, entitled:

An Act to amend section four of the act, approved the twenty-first day of March, one thousand nine hundred twenty-three (P. L. 28), entitled "An act for the prevention of fraud and the protection of the public health; relating to milk, cream, or skimmed milk, whether or not condensed, evaporated, concentrated, dried, powdered, or desiccated; prohibiting the introduction of foreign fats into them; regulating the sale of and defining condensed, concentrated and evaporated milk; stipulating penalties for the infraction thereof, and providing for the enforcement thereof" making first and second violations of said acts summary offenses instead of misdemeanors.

Mr. LEADER, from the Committee on Agriculture reported as committed, House Bill No. 13, entitled:

An Act to amend section three of the act, approved the tenth day of July, one thousand nine hundred nineteen (P. L. 900), entitled "An act relating to eggs, prohibiting the sale, offering for sale, exposing for sale, or having in possession with intent to sell, eggs, for and as fresh, that are not fresh eggs, or of branding or of labeling or marking eggs as being fresh eggs that are not fresh eggs; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," making first and second violations of said act summary offenses instead of misdemeanors.

He also, from the Committee on Agriculture reported as committed, House Bill No. 14, entitled:

An Act to amend section one of the act, approved the twenty-eighth day of March, one thousand nine hundred five (P. L. 64), entitled "An act to prohibit the selling, shipping, consigning, offering for sale, exposing for sale, or having in possession with intent to sell, as fresh, any meat, poultry, game, fish, or shell fish which contains any substance or article possessing a preservative or coloring character or action; making the same a misdemeanor; and to prescribe penalties and punishment for violations, and the means and the methods of procedure for the enforcement thereof," making the first and second violations of said act summary offenses instead of misdemeanors.

He Also, from the Committee on Agriculture reported as committed, House Bill No. 15, entitled:

An Act to amend section twelve of the act, approved the twenty-sixth day of June, one thousand nine hundred nineteen (P. L. 670), entitled "An act defining cold storage, and regulating time of storage of certain articles of food, and providing penalties for the violation of the provisions of this act," making first and second violations of said act summary offenses instead of misdemeanors.

BILLS INTRODUCED AND REFERRED

Mr. WADE read in his place and presented to the Chair Senate Bill No. 305, entitled:

An Act to further amend the title and the act, approved the twenty-ninth day of June, one thousand nine hundred and thirty-seven (P. L. 2423), entitled as amended, "An act establishing a Pennsylvania State Police Retirement System; providing for payments upon retirement, death, disability, involuntary retirement, and of certain medical expenses from the State Employees' Retirement Fund, under the Administration of the State Employees' Retirement Board providing for contributions by members of the Pennsylvania State Police and the Commonwealth; providing for the guarantee by the Commonwealth of certain of said funds; providing for the subrogation of the Commonwealth to the rights of the members or dependents against certain third parties; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial processes; and providing penalties," by extending the provisions of said act to employees of state penal and correctional institutions and employees of prison industries working in said institutions.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 306, entitled:

An Act to further amend subsection nine of section eight of the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties" permitting contributors to change from the one, one-hundred-sixtieth (1-160) to the one, one-hundredth (1-100) class, and imposing duties on the board in respect thereto.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 307 entitled:

An Act establishing a State Institution Retirement System; providing for payments upon retirement, death, disability or involuntary retirement from the State Employees' Retirement Fund under the administration of the State Employees' Retirement Board; providing for contributions by employees covered by the provisions of this act and the Commonwealth; providing for the guarantee by the Commonwealth of certain of said funds; exempting annuities, allowances, returns, benefits and rights from taxation and judicial processes; and providing penalties.

Which was committed to the Committee on State Government.

Messrs. PECHAN and DONLAN read in place and presented to the Chair Senate Bill No. 308 entitled:

An Act to amend clauses (a), (b) and (d) of section one thousand two hundred sixteen of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by further regulating sabbatical leaves for certain school employees.

Which was committed to the Committee on Education.

CALENDAR

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 195, as follows:

An Act to further amend section two of Article XVI of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (P. L. 581) entitled "An act for the better government of cities of the first class of this Commonwealth" by changing the provisions relating to filling vacancies in the office of city councilman in such cities

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of Article XVI of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (P. L. 581) entitled "An act for the better government of cities of the first class of this Commonwealth" as last amended by the act approved the twenty-second day of April one thousand nine hundred and twenty-seven (P. L. 356) is hereby amended to read as follows

Section 2 At the municipal election held in such city in the year one thousand nine hundred and twenty-seven and in every fourth year thereafter city councilmen shall be elected in the various State senatorial districts in such city The number of councilmen to be elected in the various State senatorial districts in such cities shall be twenty-two They shall be elected in the various State senatorial districts of such cities in proportion to the population thereof as determined by the last United States census and each succeeding United States census The councilmanic ratio for the election of councilman as aforesaid shall be ascertained by dividing the whole population of all the State senatorial districts of such cities by the number twenty-two One councilman shall be elected for each such ratio and an additional councilman shall be elected for any fractional portion of such ratio in excess of fifty per cent thereof Every State senatorial district in such cities shall be entitled to elect as many city councilmen as it has councilmanic ratios of population as aforesaid and an additional councilman for any fractional portion of such ratio in excess of fifty per cent thereof The number of councilmen to be elected for each such district shall be determined and announced by the county commissioners on August first of one thousand nine hundred and twenty-seven and of every fourth year thereafter on the basis of population as aforesaid Councilmen shall be nominated and elected according to law and those receiving the highest votes shall be declared elected to the number to which each such district is entitled Councilmen shall serve for the period of four years from the first Monday in January following their election [If any vacancy shall happen in the office of councilman the vacancy may be filled at the next general municipal or special election occurring not less

than thirty days thereafter but the councilman thus elected shall serve only for the unexpired term. The provisions of this act shall not affect present members of council in such cities they shall continue in office until the expiration of their respective terms. Whenever a vacancy shall exist or happen in the office of city councilman the President of the council shall issue a writ of election to the proper county board of elections for a special election to fill the said vacancy which election shall be held on a date named in the writ which shall be not less than thirty (30) days after the issuance of said writ. The President of the council may fix in such writ of election the date of the next ensuing primary municipal or general election as the date for holding any such special election.

Section 2 This act shall become effective immediately upon final enactment

An said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. ROSENFELD. Mr. President, I desire to interrogate one of the sponsors of this bill.

Mr. FRAZIER. I yield to the gentleman from Philadelphia, Mr. Kephart.

The PRESIDENT. Will the gentleman from Philadelphia, Senator Kephart permit himself to be interrogated?

Mr. KEPHART. I will, Mr. President.

Mr. ROSENFELD. Mr. President, I should like to know from Senator Kephart whether or not, as the act now stands, it does not provide for the filling of a vacancy for the office of councilman.

Mr. KEPHART. Mr. President, the act as it now stands, without this amendment, I do not believe provides for the filling of a vacancy for the office of councilman. That is what this bill is supposed to do.

Mr. ROSENFELD. Mr. President, I do not want to take up the time of the Senate, but I would like to point out that the act, as it presently reads, line 13, page 3 of this bill:

"If any vacancy shall happen in the office of councilman, the vacancy may be filled at the next general municipal or special election occurring not less than thirty days thereafter," etc.

Mr. President, it appears to me that no amendment to this act is necessary because the act already provides for the filling of the vacancy. I do not know what the theory is, but it appears that that portion of the act is now being cut out, in order to make it possible for the president of city council to call for a special election at the expense of the taxpayers, if he so desires, or have the election held at a primary if he so desires.

I do not think it is at all necessary; I think it may be an expense to the taxpayers of the City of Philadelphia, and tied up as it is with Senate Bill 196, the same may be true in many of the townships of this Commonwealth.

I, therefore, ask the Members of the Senate to vote against this bill, because it is not at all necessary, and it may impose additional expense for election purposes.

Mr. KEPHART. Mr. President, the reason for this bill is to provide the machinery for the prompt filling of the vacancies which now exist in Philadelphia City Council, and the machinery which is set up here whereby the President of City Council designates the date on which

the special elections will be held, is the same as if a vacancy occurred in the State Senate, and the designation was made by the President pro tempore, and all vacancies of a similar nature. It is just to make the law conform with other similar cases.

Mr. ROSENFELD. Mr. President, I would like to say just one more word, and that is that it would have been easy in order to make it mandatory, that the word "may" be changed to "shall", but I will not argue now the purpose behind the movement for the passage of this bill.

I would like to say, Mr. President, while I am on my feet so I do not have to get up again when Senate Bill 196 comes up, which speaks of providing for special election for members of councils or legislative bodies of cities, boroughs, towns, and township, and so forth in addition to that, it changes the time for the nomination and election of Senators, Members of Congress, and other officers. There is no notice of it in the title, and I do not see how it could ever be declared in good shape.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—33

Berger,	Geltz,	McPherson, Jr.,	Tallman,
Blass,	Hare,	Meade,	Wade,
Chapman,	Homsher,	Pechan,	Wagner,
Crowe,	Kephart,	Peelor,	Walker,
Diehm,	Letzler,	Robinson,	Watkins,
Doehla,	Lord,	Scarlett,	Watson,
Donlan,	Mahany,	Snowden,	Wolfe,
Farrell,	Mallery,	Stevenson,	Wood, L. H.,
Frazier,			

NAYS—15

Barr,	Haluska,	Neff,	Tarr,
Barrett,	Holland,	Rosenfeld,	Toole,
Dent,	Lane,	Ruth,	Yosko,
DiSilvestro,	Leader,	Stiefel,	

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 196, as follows:

An Act to further amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by providing for the holding of special elections to fill vacancies in the councils or legislative bodies of cities boroughs towns townships and for nominating candidates therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article VI of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including

general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" as last amended by the act approved the fifth day of July one thousand nine hundred and forty-seven (P. L. 1358) is hereby further amended by adding after section six hundred twenty-eight a new section to read as follows

Section 628.1 Special Elections for Members of Councils or Legislative Bodies of Cities Boroughs Towns and Townships Every special election to fill any vacancy in the office of member of the council or legislative body of any city borough town or township required to be held under or pursuant to any law relating thereto shall be held on the day fixed in the writ for the special election or on the day as may be otherwise provided by such law which day shall not be less than thirty (30) days after the issuance of the writ or after the happening of the vacancy as the case may be notwithstanding any provisions in such law requiring the special election to be held on an earlier day.

Section 2 Section six hundred twenty-nine of said act as amended by the act approved the thirteenth day of April one thousand nine hundred forty-two (Extraordinary Session of 1942 P. L. 20) is hereby further amended to read as follows

Section 629 Nominations for Special Election for Representative in Congress Senator and Representative in the General Assembly and Member of Council or Legislative Body of Cities Boroughs Towns and Townships Candidates to fill vacancies in the office of Representative in Congress [and] Senator and Representative in the General Assembly and member of the council or legislative body of any city borough town or township shall be nominated by political parties in accordance with the party rules relating to the filling of vacancies by means of nomination certificates in the form prescribed in section 630 of this act and by political bodies by means of nomination papers in accordance with the provisions of sections 951 952 and 954 of this act Said nomination certificates and nomination papers for the office of Representative in Congress shall be filed in the office of the Secretary of the Commonwealth not later than ten (10) days after the issuance of the writ of election and said nomination certificates and nomination papers for the office of Senator and Representative in the General Assembly shall be filed in the office of the Secretary of the Commonwealth and for the office of member of the council or legislative body of a city borough town or township in the office of the county board of elections wherein such city borough town or township is situate not later than the twentieth day before the day of the election [named in the writ of election]

Section 3 Section six hundred thirty six hundred thirty-one six hundred thirty-two and six hundred thirty-three of said act are hereby amended to read as follows

Section 630 Number Form and Requirements of Nomination Certificates Each political party shall be entitled to nominate and to file nomination certificates for as many candidates as will be voted for at such special election Every nomination certificate for a special election [to fill a vacancy in the offices of United State Senator Representative in Congress and Senator and Representative in the General Assembly] to be held under the provisions of this article shall be in form prescribed by the Secretary of the Commonwealth and shall set forth the following

- (a) The office and district if any for which it is filed
- (b) The cause of the vacancy
- (c) The rule or rules of the political party setting forth the provisions applicable to the nomination of a candidate or candidates to fill said vacancy
- (d) That a quorum of the committee caucus or conven-

tion as provided by the party rules duly convened and the names of those present at said meeting or their proxies that said persons are the duly appointed or elected members of said committee caucus or convention

(e) The name residence and occupation of the candidate duly nominated at said meeting

Every such certificate of nomination shall be signed by the presiding officer and the secretary or secretaries of the committees caucus or convention and shall be sworn or affirmed to by them before any officer qualified to administer oaths

Section 631 Examination of Nomination Certificates and Nomination Papers by the Secretary of the Commonwealth and County Board of Elections Review It shall be the duty of the Secretary of the Commonwealth or the proper county board of elections as the case may be to examine as to legal sufficiency in the manner and under the provisions of section 976 of this act all nomination certificates and nomination papers brought to his or its office for the purpose of filing for the nomination of candidates for a special election as herein provided and if manifestly defective they shall not be filed The action of the Secretary of the Commonwealth or the county board of elections in refusing to accept and file any such certificate or paper may be reviewed by the court of common pleas of [Dauphin County] the proper county upon an application for mandamus to compel its reception and filing as of the date when it was brought to said office No such certificate of nomination or nomination paper shall be refused by the Secretary of the Commonwealth or the county board of elections except for any of the reasons provided for in section 976 of this act

Section 632 Objections to Certificates of Nomination and Nomination Papers Filed for a Special Election Hearing Determination All certificates of nomination and nomination papers to fill a vacancy as herein provided which have been accepted and filed shall be deemed to be valid unless objections thereto are duly made in writing and filed in the court of common pleas of [Dauphin County] the county in which the nomination certificates or papers were filed and with the [Secretary of the Commonwealth] officer or board with whom said nomination certificates or papers were filed and within [five (5)] three (3) days next succeeding the last day for filing such certificates or papers Any objections shall set forth specifically the matters objected to Upon the filing of the objection the court shall make an order fixing a time for hearing which shall not be later than [ten (10)] seven (7) days after the last day for filing nomination certificates or papers and specifying the time and manner of notice that shall be given to the candidate named in the nomination certificate or paper objected to On the day fixed for said hearing the court shall proceed without delay to hear said objections and shall give such hearing precedence over any other business before it and shall finally determine said matter not later than [fifteen (15)] twelve (12) days after the last day for filing said nomination certificates or papers In determining such matter the court shall be governed in its order or decree by the provisions of section 977 of this act

Section 633 Withdrawals of Candidates Nominated for a Special Election Any person who has been nominated by any political party or political body for a special election as herein provided may withdraw his name from nomination by a request in writing signed by him and acknowledged before an officer qualified and empowered to administer oaths and filed in the office of the [Secretary of the Commonwealth] officer or board with whom the nomination certificate or nomination paper was filed within three (3) days next succeeding the last day for filing nomination certificate or papers Such withdrawals to be effective must be received at the office of the Secretary of the Commonwealth or county board of elections as the case may be not later than five (5) o'clock P M on the last day for filing same No name so withdrawn shall be printed on the ballot or ballot labels No candidate may withdraw any withdrawal notice already received and filed and thereby reinstate his nomination

Section 4 Subsection (c) and (d) of section six hundred thirty-four of said act are hereby amended to read as follows

Section 634 Substituted Nominations for Special Elections

* * * * *

(c) Substituted nomination certificates to fill vacancies caused by the withdrawal of candidates nominated for a special election shall be filed with the [Secretary of the Commonwealth] officer or board with whom the original nomination certificates or papers were filed not later than seven (7) days after the last day for filing the original nomination certificates or papers

(d) Substituted nomination certificates to fill vacancies caused by the death of candidates nominated for a special election shall be filed in the office of the [Secretary of the Commonwealth] officer or board with whom the original nomination certificate or papers were filed at any time prior to the day in which the printing of ballots is started

Section 5 Section six hundred thirty-six of said act is hereby amended to read as follows

Section 636 Certification by Secretary of the Commonwealth of Candidates for Special Elections The Secretary of the Commonwealth shall not later than the [twelfth (12)] tenth (10th) day next preceding the day fixed for any special election to fill a vacancy in the offices of United States Senator Representative in Congress Senator and Representative in the General Assembly certify to the proper county board or boards the names and residences of and parties or political bodies represented by all candidates whose nomination certificates or papers have been filed with him as herein provided for such election and have not been found and declared invalid and to be voted for in the county or any district or districts thereof substantially in the form of the ballots to be used therein

Section 6 Section nine hundred two of the said act is hereby amended to read as follows

Section 902 Candidates to Be Nominated and Party Officers to Be Elected at Primaries All candidates of political parties as defined in section 801 of this act for the offices of United States Senator Representative in Congress and for all other elective public offices within this State except that of presidential electors shall be nominated and party delegates and alternate delegates committeemen and officers who under the provisions of Article VIII of this act or under the party rules are required to be elected by the party electors shall be elected at primaries held in accordance with the provisions of this act [and in no other manner] except as otherwise provided in this act In the years when candidates for the office of President of the United State are to be nominated every registered and enrolled member of a political party shall have the opportunity at the Spring primary in such years to vote his preference for one person to be the candidate of his political party for President

Section 7 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—33

Berger,	Geltz,	McPherson, Jr.,	Tallman,
Blass,	Hare,	Meade,	Wade,
Chapman,	Homsher,	Pechan,	Wagner,
Crowe,	Kephart,	Peelor,	Walker,
Diehm,	Letzler,	Robinson,	Watkins,
Doehla,	Lord,	Scarlett,	Watson,
Donlan,	Mahany,	Snowden,	Wolfe,
Farrell,	Mallery,	Stevenson,	Wood, L. H.,
Frazier,			

NAYS—15

Barr,	Haluska,	Neff,	Tarr,
Barrett,	Holland,	Rosenfeld,	Toole,
Dent,	Lane,	Ruth,	Yosko,
DiSilvestro,	Leader,	Stiefel,	

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

SECOND READING CALENDAR

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 159, entitled:

An Act to further amend subsection (c) of section twelve of the act approved the third day of May one thousand nine hundred thirty-three (P. L. 252) entitled as amended "An act to regulate and restrain the traffic in malt and brewed beverages as herein defined providing for the licensing of the manufacture transportation sale and distribution of such beverages imposing license and permit fees and providing for collection and distribution thereof restricting ownership and interest in licensed places permitting municipalities and townships by vote of the electors to prevent the licensing therein of places where such beverages may be sold for consumption on the premises and regulating elections for this purpose imposing duties upon the Pennsylvania Liquor Control Board quarter sessions courts district attorneys the Department of Justice proper authorities of political subdivisions of the State and election officers providing penalties and repealing existing acts" by removing the individual residence requirements of one year in the county of application as to retail dispenser licenses

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 160, entitled:

An Act to further amend subsections (9) and (10) of section six hundred two of the act approved the twenty-ninth day of November one thousand nine hundred thirty-three (P. L. 15, 1933-34) entitled as amended "An act to regulate and restrain the sale manufacture possession transportation importation traffic in and use of alcohol and alcoholic and malt or brewed beverages conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents the Department of Public Instruction other officers of the State government courts and district attorneys authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises and the granting of licenses subject to local option to sell such beverages for consumption on and off the premises forbidding importation or bringing of such beverages into the State except as herein provided prohibiting certain sales or practices in connection with and transactions in such beverages by licensees and others providing for the forfeiture of certain property making disposition of the receipts from State stores and of fees and imposing penalties" by further regulating advertisements allowed on and about licensed premises

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. PECHAN offered the following amendments:

Amend Sec. 1, page 2, line 1, by striking out the word "Subsections" and inserting in lieu thereof:

Section four hundred and twelve and subsections

Amend Sec. 1, page 3, by inserting between lines 14 and 15 the following section:

Section 412. Sale of Malt or Brewed Beverages.—Every license issued to a hotel, restaurant, club, or a railroad, pullman or steamship company, under this act, for the sale of liquor, shall authorize the licensee to sell malt or brewed beverages at the same places, but subject to the same restrictions and penalties as apply to sales of liquor, except that licensees, other than clubs, may sell malt or brewed beverages for consumption off the premises where sold in quantities of not more than [seventy-two] one hundred forty-four fluid ounces in a single sale to one person. No licensee under this act shall at the same time be the holder of any other license, except a retail dispensers license, authorizing the sale of malt or brewed beverages only.

Amend Section 1, (Section 602) page 4, by striking out on line 9 the following—"it shall be unlawful for any retail liquor or retail malt" and all of lines 10, 11, 12, 13 and 14, and by inserting in lieu thereof the following:

It shall be unlawful for any retail liquor licensee including club licensees to display in any manner whatsoever on the outside of his licensed premises or on any lot of ground on which the licensed premises are situate or on any building of which the licensed premises are a part a sign of any kind printed or painted or electric advertising any brand of liquor or malt or brewed beverage and it shall be likewise unlawful for any manufacturer distributor or importing distributor to permit the display of any sign which advertises either his products or himself on any lot of ground on which such licensed premises are situate or on any building of which such license premises are a part.

Amend Section 1, (Section 602) page 5, line 17 by striking out the following—"Ten Dollars (\$10)", and by inserting in lieu thereof the following:

Twenty Dollars (\$20) at any one time and no single piece of advertising shall exceed a cost of Ten Dollars (\$10)

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. PECHAN offered the following amendments:

Amend Title, page 1, line 1, by inserting after the word "amend" the following:

section four hundred twelve and

Amend Title, page 2, last line of title, by inserting after the word "premises" the following:

and increasing the quantity of malt or brewed beverages which may be sold in a single sale by certain licensees for consumption off premises.

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 218, entitled:

An Act to further amend the act approved the third day of May one thousand nine hundred thirty-three (P. L. 252) entitled as amended "An act to regulate and restrain the traffic in malt and brewed beverages as herein defined providing for the licensing of the manufacture transportation sale and distribution of such beverages imposing license and permit fees and providing for collection and distribution thereof restricting ownership and interest in licensed places permitting municipalities and townships by vote of the electors to prevent the licensing therein of places where such beverages may be sold for consumption on the premises and regulating elections for this purpose imposing duties upon the Pennsylvania Liquor Control Board quarter sessions courts district attorneys the Department of Justice proper authorities of political subdivisions of the State and election officers providing penalties and repealing existing "acts" by providing the quantity of malt or brewed beverages to be sold by any manufacturer distributor importing distributor or retail dispenser further regulating advertisements allowed on and about licensed premises

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 232, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Township of Allison, Clinton County Pennsylvania with the approval of the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 263, entitled:

An Act to amend the title and sections one and two of the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1161) entitled "An act to provide for the prompt peaceful and just settlement of labor disputes between public utility employers engaged in furnishing electric gas water and steam heat services to the public and their employees which cause or threaten to cause strikes lockouts slow-downs or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service providing procedures for the adjustment and settlement of such disputes declaring that the public policy of the Commonwealth requires the continuation without cessation of such public utility services and providing means including regulations affecting the rights powers and privileges of employers and employees for the enforcement of such public policy and providing penalties" by bringing within the provisions of this act public utility employers and employees engaged in furnishing urban passenger transportation to the public and making the

provisions thereof effective as to presently existing labor disputes and work stoppages

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendment:

Amend Section 1, page 4, line 13, by striking out all of said line.

It was agreed to.

The section was agreed to as amended.

The second, third and fourth sections and title were read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. DENT. Mr. President, I move at this time that Senate Bill No. 263, the bill just read, be recommitted to the Committee on Labor and Industry for the purpose of holding a public hearing, Monday morning at ten o'clock.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

PUBLIC HEARING

Mr. BERGER. Mr. President, I would like to request all the Members of the Committee on Labor and Industry to be present at the Public Hearing on Monday morning, at ten o'clock, so that the matters contained in Senate Bill 263, and some amendments, may be considered, and if any relief is to be offered to the situation presently existing in Philadelphia, that it might not be delayed.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. STEVENSON. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 7, entitled:

An Act to amend section two of the act approved the seventeenth day of March one thousand nine hundred twenty-five (P. L. 34) entitled "An act regulating the sale of oysters at retail" making first and second violations of said act summary offenses instead of misdemeanors

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 8, entitled:

An Act to further amend section five of the act, approved the eleventh day of March, one thousand nine hundred nine (P. L. 15) entitled "An act relating to non-alcoholic drinks; defining the same; and prohibiting the manufacture, sale, offering for sale, exposing for sale, or having in possession with intent to sell, of any adulterated or misbranded non-alcoholic drinks; and providing penalties for the violation thereof, and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors.

An said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 9, entitled:

An Act to further amend section three of the act, approved the eighth day of June, one thousand nine hundred eleven (P. L. 712), entitled "An act relating to milk; providing for the protection of the public health, and the prevention of fraud and deception, by regulating the sale of milk, skimmed milk and cream; providing penalties for the violation thereof; and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 10, entitled:

An Act to amend section four of the act, approved the third day of March, one thousand nine hundred twenty-five (P. L. 10), entitled "An act relating to fruit syrups, and prohibiting the manufacture, sale, offering for sale, exposing for sale or having in possession with intent to sell, of any adulterated or misbranded fruit syrups; and providing penalties for the violation thereof; and providing for the enforcement thereof," making first and second violations of said act summary offenses instead of misdemeanors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 11, entitled:

An Act to amend section three of the act, approved the twenty-ninth day of June, one thousand nine hundred twenty-three (P. L. 929), entitled "A supplement to an act, approved the twenty-first day of March, one thousand nine hundred twenty-three, entitled 'An act for the prevention of fraud and the protection of the public health; relating to milk, cream or skimmed milk, whether or not condensed, evaporated, concentrated, dried, powdered, or desiccated; prohibiting the introduction of foreign fats into them; regulating the sale of and defining condensed, concentrated, and evaporated milk; stipulating penalties for the infraction thereof; and providing for the enforcement thereof'; defining condensed, concentrated, and evaporated skimmed milk, and compounds thereof; regulating the manufacture, sale, and exchange thereof; and providing penalties," making first and second violations of said act summary offenses instead of misdemeanors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 12, entitled:

An Act to amend section four of the act, approved the twenty-first day of March, one thousand nine hundred twenty-three (P. L. 28) entitled "An act for the prevention of fraud and the protection of the public health; relating to milk, cream, or skimmed milk, whether or not condensed, evaporated, concentrated, dried, powdered, or desiccated; prohibiting the introduction of foreign fats into them; regulating the sale of and defining condensed, concentrated and evaporated milk; stipulating penalties for the infraction thereof, and providing for the enforcement thereof" making first and second violations of said act summary offenses instead of misdemeanors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 13, entitled:

An Act to amend section three of the act, approved the tenth day of July, one thousand nine hundred nineteen (P. L. 900), entitled "An act relating to eggs, prohibiting the sale, offering for sale, exposing for sale, or having in possession with intent to sell, eggs, for and as fresh, that are not fresh eggs, or of branding or of labeling or marking eggs as being fresh eggs that are not fresh eggs; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," making first and second violations of said act summary offenses instead of misdemeanors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 14, entitled:

An Act to amend section one of the act, approved the twenty-eighth day of March, one thousand nine hundred five (P. L. 64), entitled "An act to prohibit the selling, shipping, consigning, offering for sale, exposing for sale, or having in possession with intent to sell, as fresh, any meat, poultry, game, fish, or shell fish which contains any substance or article possessing a preservative or coloring character or action; making the same a misdemeanor; and to prescribe penalties and punishment for violations, and the means and the methods of procedure for the enforcement thereof," making the first and second violations of said act summary offenses instead of misdemeanors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 15, entitled:

An Act to amend section twelve of the act, approved the twenty-sixth day of June, one thousand nine hundred nineteen (P. L. 670), entitled "An act defining cold storage, and regulating time of storage of certain articles of food, and providing penalties for the violation of the provisions of this act," making first and second violations of said act summary offenses instead of misdemeanors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 16, entitled:

An Act to further amend section one of the act, approved the tenth day of June, one thousand eight hundred ninety-seven (P. L. 142), entitled "An act to prohibit the adulteration or coloring of milk or cream by the addition of so-called preservatives or coloring matter, and to provide for the enforcement of the same," making first and second violations of said act summary offenses instead of misdemeanors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 156, entitled:

An Act to repeal the act approved the twenty-third day of May one thousand eight hundred ninety-three (P. L. 112) entitled "An act to prohibit the use of any adulteration or imitation of dairy products in any charitable or penal institution being supplementary to an act entitled 'An act for the protection of the public health and to prevent adulteration of dairy products and fraud in the sale thereof' approved May twenty-one Anno Domini one thousand eight hundred and eighty-five."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

STATEMENT BY MAJORITY FLOOR LEADER

Mr. WALKER. Mr. President, I am about to make a motion that the Senate take a recess for the purpose of a meeting by the Committee on Judiciary General.

I would like to say to the Members of the Senate that as soon as the Committee on Judiciary General arrives back in the Senate Chamber, any bills reported out by that Committee will be read for the first time, and unless some other Member of the Senate, for any reason, has anything further to bring before the Senate, that will be the only matter that will be taken up after the recess.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for fifteen minutes.

Mr. FARRELL. Mr. President, I second the motion.
The motion was agreed to.

AFTER RECESS

The PRESIDING OFFICER (A. H. LETZLER) in the Chair.

The PRESIDING OFFICER. The time of recess having elapsed the Senate will be in order.

REPORT FROM COMMITTEE

BILLS RE-REFERRED

Mr. MALLERY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. MALLERY, from the Committee on Judiciary General, reported as committed, Senate Bill No. 139, entitled:

An Act to further amend section one of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 851), entitled "An act fixing the pay and mileage of jurors and witnesses," changing the compensation to be received by jurors.

Which was re-referred to the Committee on Local Government.

He also, from the Committee on Judiciary General reported as committed, Senate Bill No. 82, entitled:

An Act to amend section one of the act approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 956), entitled "An act to ascertain and appoint the fees to be received by the clerks of the courts of oyer and terminer, and quarter sessions, of the Com-

monwealth in counties of the third, fourth, fifth, sixth, seventh and eighth classes," by increasing certain fees fixed by said act.

Which was re-referred to the Committee on Local Government.

REPORTS FROM COMMITTEES

Mr. KEPHART. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. KEPHART, from the Committee on Judiciary General, reported as amended, Senate Bill No. 96, entitled:

An Act to further amend section one of the act approved the fourteenth day of May one thousand nine hundred twenty-nine (P. L. 1721) entitled "An act providing for the service of process in civil suits on non-resident operators of nonresident owners of motor vehicles operated within the Commonwealth of Pennsylvania and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said non-resident upon whom civil process may be served and providing for further notice to the defendant in any such suit" by extending the provisions of said act to suits instituted in the United States District Courts in this Commonwealth.

BILL RE-REFERRED

Mr. DiSILVESTRO. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears one.

Mr. DiSILVESTRO, from the Committee on Judiciary General, reported as committed, Senate Bill No. 199, entitled:

An Act to validate and quiet the title to lands and buildings heretofore sold by boards of school directors at public auction without full compliance with provisions of law authorizing such sales.

Which was re-referred to the Committee on State Government.

REPORT FROM COMMITTEE

Mr. YOSKO. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. YOSKO, from the Committee on Judiciary General, reported as committed, House Bill No. 65, entitled:

An Act to further amend section one of the act approved the twenty-eighth day of May one thousand nine hundred seven (P. L. 292) entitled "An act to provide for the protection of insane persons feeble-minded persons and epileptics and the appointment of a guardian for the said insane persons feeble-minded persons and epileptics unable to care for their own property authorizing the guardian to support the wife and children of the said insane persons feeble-minded persons and epileptics defining the powers of the guardian and authorizing the sale of real estate of the ward" permitting petitions to be presented to the president judge of the court of common pleas when such courts are not in session

BILLS INTRODUCED AND REFERRED

Mr. HOLLAND. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. HOLLAND, ROSENFELD, TARR, HALUSKA, LANE, STIEFEL, RUTH, BARRETT, NEFF, TOOLE and YOSKO read in place and presented to the Chair Senate Bill No. 309, entitled:

An Act to further amend the act, approved the twenty-fifth day of July, one thousand nine hundred thirteen (P. L. 1024), entitled "An act to protect the public health and welfare, by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment; by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for violations thereof; by defining the procedure in prosecutions; and by repealing all acts and parts of acts inconsistent with the provisions thereof," by changing hours of labor and restrictions relative to age in certain employments.

Which was committed to the Committee on Labor and Industry.

Messrs. HOLLAND, LANE, HALUSKA, RUTH, BARRETT, TARR, STIEFEL, TOOLE, NEFF and YOSKO read in place and presented to the Chair Senate Bill No. 310, entitled:

An Act providing for the creation and administration of a State Fund for the insurance of the liability of employers for injuries to employees sustained in their course of employment, declaring false oaths by the subscribers to be misdemeanors, providing penalties for the violation thereof and making an appropriation.

Which was committed to the Committee on Labor and Industry.

Messrs. HOLLAND, YOSKO, LANE, BARR, STIEFEL, RUTH, BARRETT, TOOLE, NEFF and YOSKO, read in place and presented to the Chair Senate Bill No. 311, entitled:

An Act to repeal clause (5) of subsection (b) of section four hundred fifteen of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," excluding from the definition of group life insurance certain trust funds established by employers.

Which was committed to the Committee on Insurance.

Messrs. HOLLAND, LANE, NEFF, STIEFEL, BARRETT, TOOLE, RUTH, TARR and YOSKO read in place and presented to the Chair Senate Bill No. 312, entitled:

An Act to further amend section six of the act, approved the first day of June, one thousand nine hundred thirty-

seven (P. L. 1168), entitled "An act to protect the right of employes to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board; officers of the State government, and courts; providing for the right of employes to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employes be the exclusive representatives of all the employes; authorizing the board to conduct hearings and elections, and certify as to representatives of employes for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," by eliminating as unfair labor practices certain practices of labor organizations and employes.

Which was committed to the Committee on Labor and Industry.

Messrs. HOLLAND, LANE, TARR, HALUSKA, RUTH, BARRETT, DENT, STIEFEL, NEFF, TOOLE and ROSENFELD read in place and presented to the Chair Senate Bill No. 313, entitled:

An act to further amend section four hundred two of the act approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by further defining employes' eligibility for compensation.

Which was committed to the Committee on Labor and Industry.

Messrs. TARR, LANE, HALUSKA, TOOLE, DENT, RUTH, BARRETT, NEFF and HOLLAND read in place and presented to the Chair Senate Bill No. 314, entitled:

An Act to further amend subsection (A) of section three hundred one, and to repeal the balance of section three hundred one and section three hundred thirteen of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a Civil Service basis; requiring employers to keep

records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," providing for a flat employer contribution rate; and abolishing experience rating.

Which was committed to the Committee on Labor and Industry.

Messrs. HOLLAND, DENT, LANE, HALUSKA, RUTH, BARRETT, STIEFEL, TOOLE, TARR, NEFF, ROSENFELD and YOSKO read in place and presented to the Chair Senate Bill No. 315, entitled:

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred and thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties", by providing allowances for dependents.

Which was committed to the Committee on Labor and Industry.

Messrs. HOLLAND, TARR, LANE, HALUSKA, RUTH, BARRETT, STIEFEL, TOOLE, NEFF and ROSENFELD read in place and presented to the Chair Senate Bill No. 316, entitled:

An Act to further amend section four hundred four of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," changing the schedule of weekly payments and making of uniform duration, the period in which such payments are made.

Which was committed to the Committee on Labor and Industry.

Messrs. HOLLAND, DENT, RUTH, BARRETT, LANE, TARR, HALUSKA, TOOLE, STIEFEL and YOSKO read in place and presented to the Chair Senate Bill No. 317, entitled:

An Act to further amend section four to amend section nine of the act approved the second day of June one thousand nine hundred thirty-seven (P. L. 1198) entitled "An act relating to employes and organizations thereof defining labor disputes prescribing the procedure by which and the conditions under which injunctions may be granted in such disputes and the scope thereof declaring certain undertakings and promises between employers and employes contrary to public policy and void prescribing the nature of proof necessary in actions arising out of labor disputes against persons or associations prescribing the terms and conditions for bonds to be furnished prior to the issuance of injunctions describing the procedure in case of appeal from granting injunction limiting the duration of temporary and permanent injunctions in case labor disputes and providing for the payment of costs and repealing all acts or parts of acts inconsistent herewith" by extending the provisions thereof to certain additional cases.

Which was committed to the Committee on Labor and Industry.

Messrs. HOLLAND, HALUSKA, DENT, LANE, STIEFEL, BARRETT, RUTH, TOOLE, TARR, NEFF and YOSKO read in place and presented to the Chair Senate Bill No. 318, entitled:

An Act to amend subsection (b) of section one thousand six hundred five and section one thousand eight hundred forty-three of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," removing prohibition against unincorporated associations making political contributions.

Which was committed to the Committee on Labor and Industry.

Messrs. HOLLAND, LANE, NEFF, BARRETT, RUTH, TOOLE, STIEFEL, TARR, ROSENFELD and YOSKO read in place and presented to the Chair Senate Bill No. 319, entitled:

An Act to repeal the act, approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1161), entitled "An act to provide for the prompt, peaceful and just settlement of labor disputes between public utility employers engaged in furnishing electric, gas, water and steam heat services to the public and their employes which cause or threaten to cause strikes, lock-outs, slowdowns or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service; providing procedures for the adjustment and settlement of such disputes; declaring that the public policy of the Commonwealth requires the continuation, without cessation, of such public utility services; and providing means, including regulations, affecting the rights, powers, and privileges of employers and employes for the enforcement of such public policy, and providing penalties."

Which was committed to the Committee on Labor and Industry.

Messrs. HOLLAND, BARRETT, NEFF, RUTH, LANE, HALUSKA, TOOLE, STIEFEL, TARR and YOSKO read

in place and presented to the Chair Senate Bill No. 320, entitled:

An Act to repeal clauses (d) and (e) of subsection (2) of section six of the act approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State government, and courts; providing for the right of employes to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employes be the exclusive representatives of all the employes; authorizing the board to conduct hearings and elections, and certify as to representatives of employes for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," eliminating certain practices of labor organizations from the definition of unfair labor practices.

Which was committed to the Committee on Labor and Industry.

Messrs. HOLLAND, NEFF, YOSKO, LANE, STIEFEL, TARR, RUTH and TOOLE read in place and presented to the Chair Senate Bill No. 321, entitled:

An Act to repeal clause (d) of subsection (2) of section six of the act approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168), entitled "An act to protect the right of employes to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State government, and courts; providing for the right of employes to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employes be the exclusive representatives of all the employes; authorizing the board to conduct hearings and elections, and certify as to representatives of employes for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," eliminating certain picketing from definition of unfair labor practices by labor organizations.

Which was committed to the Committee on Labor and Industry.

Messrs. LANE, HALUSKA, DENT, NEFF, TOOLE, HOLLAND, YOSKO, ROSENFELD and STIEFEL read in place and presented to the Chair Senate Bill No. 322, entitled:

An Act to permit any person entitled to vote, to absent himself from any service or employment in which he is then engaged or employed for a period of two hours in certain cases, without deduction in salary or wages.

Which was committed to the Committee on Labor and Industry.

Mr. TOOLE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. TOOLE read in place and presented to the Chair Senate Bill No. 323, entitled:

An Act to further amend section four hundred eleven of the act approved the twenty-ninth day of November one thousand nine hundred thirty-three (1933-34 P. L. 15) entitled as last amended "An act to regulate and restrain the sale manufacture possession transportation importation traffic in and use of alcohol and alcoholic and malt or brewed beverages conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents the Department of Public Instruction other officers of the State government courts and district attorneys authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises and the granting of licenses subject to local option to sell such beverages for consumption on and off the premises forbidding importation or bringing of such beverages into the State except as herein provided prohibiting certain sales or practices in connection with and transactions in such beverages by licensees and others providing for the forfeiture of certain property making disposition of the receipts from State stores and of fees and imposing penalties" further regulating the hours when sales may be made by licensees.

Which was committed to the Committee on Law and Order.

Mr. TALLMAN. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. TALLMAN read in place and presented to the Chair Senate Bill No. 324, entitled:

An Act to amend the act, approved the sixth day of May, one thousand nine hundred nine (P. L. 433) entitled "An act fixing the salary of the reporter of the decisions of the Supreme Court of Pennsylvania, and of his assistant," by increasing the salaries provided by the act.

Which was committed to the Committee on State Government.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. MALLERY. Mr. President, I second the motion. The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 65, entitled:

An Act to further amend section one of the act, approved the twenty-eighth day of May, one thousand nine hundred seven (P. L. 292), entitled "An act to provide for the protection of insane persons, feeble-minded persons, and epileptics, and the appointment of a guardian for the said insane persons, feeble-minded persons, and epileptics, unable to care for their own property; authorizing the guardian to support the wife and children of the said insane persons, feeble-minded persons, and epileptics; defining the powers of the guardian, and authorizing the sale of real estate of the ward," permitting petitions to be presented to the president judge of the court of common pleas when such courts are not in session.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 96, entitled:

An Act to further amend section one of the act approved the fourteenth day of May one thousand nine hundred twenty-nine (P. L. 1721) entitled "An act providing for the service of process in civil suits on nonresident operators of nonresident owners of motor vehicles operated within the Commonwealth of Pennsylvania and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said non-resident upon whom civil process may be served and providing for further notice to the defendant in any such suit" by extending the provisions of said act to suits instituted in the United States District Courts in this Commonwealth.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Monday, February 21, 1949, at 4:00 o'clock, p. m., Eastern Standard Time.

Mr. PEELOR. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 12:28 o'clock, p. m., Eastern Standard Time until Monday, February 21, 1949, at 4:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, February 16, 1949

The House met at 10:00 a. m.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Rev. William Hugh Fryer, offered the following prayer:

O God, Who hast appointed a day when the kingdom of this world shall become the Kingdom of our Lord and his Christ, make clear to each one of us his part in the task. Fire our minds with a vision of a more perfect society here on earth in which justice and right, peace and brotherhood shall reign according to Thy will; and help us, each one, O Lord, to do our part, that Thy will may be done on earth as it is in heaven. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Tuesday, February 15, 1949.

The Clerk proceeded to read the Journal of Tuesday, February 15, 1949, when, on motion of Mr. HARNEY unanimously agreed to, the further reading was dispensed with and the Journal approved.

PERMISSION GRANTED COMMITTEES TO MEET DURING SESSION

Mr. SOLLENBERGER asked and obtained permission for the Committee on Education to meet during the session of the House.

BILLS INTRODUCED AND REFERRED

By Messrs. POSTA, KONDRATH and GLEMBOCKI.

HOUSE BILL No. 497.

A Supplement to the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," providing minimum unemployment benefits.

Referred to the Committee on Workmen's Compensation.

By Mr. ROBERTSON. HOUSE BILL No. 498.

An Act to amend section seven hundred thirty-three of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by providing for an alternate procedure in desertion and nonsupport cases.

Referred to the Committee on Judiciary.

By Messrs. JUMP and BEDNAREK.

HOUSE BILL No. 499.

An Act to further amend subsection (a) of section three of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2045), entitled, as amended "An act relating to the support of indigent persons; providing for the support of such persons by certain relatives, and for the recovery of public moneys expended for care and assistance from the property and estates of such persons; providing for guardians of the person and property of such persons; providing for the arrest and seizure and sale of the property of deserters; and providing procedure," by relieving a child or father or mother of liability for care, maintenance and financial assistance when such child has married.

Referred to the Committee on Judiciary.

By Messrs. FERSTER and CLAPPER.

HOUSE BILL No. 500.

An Act to further amend the act approved the

eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof, providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof that are or may be inconsistent therewith," by providing for the employment of professional employees upon the creation of a joint school or department; upon the merger of school districts or the creation of a union school district.

Referred to the Committee on Education.

By HARRY W. PRICE, Jr.

HOUSE BILL No. 501.

An Act to amend section one of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 1203), entitled "An act providing aid by the Commonwealth to free public nonsectarian county libraries; authorizing the Department of Public Instruction to provide books for demonstration purposes to encourage the establishment of such county libraries; and making an appropriation," by increasing the amount of aid to counties of the seventh class, increasing the maximum amount of aid and making an appropriation.

Referred to the Committee on Appropriations.

By Messrs. SARRAF and WATERHOUSE.

HOUSE BILL No. 502.

An Act to establish within the Department of Health of the Commonwealth of Pennsylvania a public laboratory to render pathological and toxicological service to the coroners in the various counties and to the Department of Health in certain outbreaks of sickness.

Referred to the Committee on Public Health and Sanitation.

By Messrs. EVANS, WILLIAMS, POLEN, COLE and NIXON.

HOUSE BILL No. 503.

An Act to add a new section to article six of the act approved the ninth day of June, one thousand nine hundred eleven (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania, and for the protection and preservation of property connected therewith," requiring the installation of safety chambers in bituminous mines and requiring certain specifications for and equipment to be kept in such chambers.

Referred to the Committee on Mines and Mining.

By Messrs. WILLIAMS and DALRYMPLE.

HOUSE BILL No. 504.

An Act to further amend section four hundred ten of the act approved the twenty-ninth day of November, one thousand nine hundred thirty-three (1933-34 P. L. 15) entitled as amended "An act to regulate and restrain the sale manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, and Department of Public Instruction, other officers of the State Government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the for-

feiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," requiring the board to notify in writing the licensee of a violation within one week from the date thereof.

Referred to the Committee on Liquor Control.

By Mr. STUART.

HOUSE BILL No. 505.

An Act to amend section thirty-two of the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 252), entitled as amended "An act to regulate and restrain the traffic in malt and brewed beverages, as herein defined; providing for the licensing of the manufacture, transportation, sale and distribution of such beverages; imposing license and permit fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of the electors, to prevent the licensing therein of places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon the Pennsylvania Liquor Control Board, quarter sessions courts, district attorneys, the Department of Justice, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," by changing the provisions relating to local option.

Referred to the Committee on Liquor Control.

By Mr. STUART.

HOUSE BILL No. 506.

An Act to amend sections five hundred one, five hundred two and five hundred three of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (P. L. 15, 1933-34) entitled as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided, prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by changing certain provisions relating to local option.

Referred to the Committee on Liquor Control.

By Messrs. HARVEY A. MOORE, GREER and POLEN.

HOUSE BILL No. 507.

An Act to amend section three of the act, approved the twentieth day of June, one thousand nine hundred forty-seven (P. L. 733), entitled "An act to provide revenue in school districts of the first class by imposing a temporary tax upon certain classes of personal property; providing for its levy and collection; conferring and imposing powers and duties on the county assessing authority, board of revision of taxes, receiver of school taxes, county treasurer, board of public education in such districts and courts; providing for compensation to certain officers, and employes and imposing penalties," by providing that returns shall not be made nor tax paid on personal property held by bank or trust company branch offices outside school districts of the first class where the principal office of such bank or trust company is located within such school district.

Referred to the Committee on Education.

By Messrs. HOMER S. BROWN and STUART.

HOUSE BILL No. 508.

An Act to amend section one thousand four hundred twenty-five of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general and special or local or any parts thereof that are or may be inconsistent therewith" by providing for permissive rather than required enumeration of children of school age in school districts of the first class.

Referred to the Committee on Education.

By Messrs. HOMER S. BROWN and STUART.

HOUSE BILL No. 509.

An Act to amend subsection (a) of section five hundred twenty-four of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith," by increasing the ratio of teachers to pupils in computing the real estate tax for school purposes in school districts of the first class.

Referred to the Committee on Education.

By Messrs. HOMER S. BROWN and STUART.

HOUSE BILL No. 510.

An Act to amend section one thousand two hundred forty-seven of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by increasing the amount of reimbursement for vocational extension classes and their supervision.

Referred to the Committee on Education.

By Messrs. JUMP and BEDNAREK.

HOUSE BILL No. 511.

An Act to amend section four hundred two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, and institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city department of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until

abolished; revising, amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," by clarifying the powers and duties of the institution districts.

Referred to the Committee on Welfare.

By Messrs. JUMP and BEDNAREK.

HOUSE BILL No. 512.

An Act to further amend clause (b) of section four of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," prohibiting the requiring of security for repayment of public assistance.

Referred to the Committee on Welfare.

By Messrs. HARVEY A. MOORE, GREER and POLEN.

HOUSE BILL No. 513.

An Act to further amend section two of the act, approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," by requiring branch offices of banks and trust companies to make returns and pay tax in the county in which such branch office is located.

Referred to the Committee on Banking and Building and Loan Associations.

By Messrs. SEYLER and KONDRATH.

HOUSE BILL No. 514.

An Act to amend the title and act, approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1183), entitled "An act relating to strikes by public employees; prohibiting such strikes; providing that such employees by striking terminate their employment; providing for reinstatement under certain conditions; providing for a grievance procedure; and providing for hearings before civil service and tenure authorities, and in certain cases before the Pennsylvania Labor Relations Board," by permitting strikes by public employees; providing for a cooling-off period; a fact-finding procedure, eliminating special provisions for school districts and boards of education; eliminating probationary period; and reducing the penal provisions.

Referred to the Committee on Labor Relations.

By Mr. FLACK.

HOUSE BILL No. 515

An Act to further amend the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh

and eighth classes; designating the subjects, property and persons subject to an exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each such county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employees; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," by eliminating all references to and provision for the offices of elected ward, borough, town and township assessors; providing for monthly reports by building inspectors and contractors of building permits issued and work begun; providing for the registry of all deeds to property transferred with the chief county assessor; and authorizing the board for the assessment and revision of taxes, in any of such counties, to accept and to use as county assessments, the assessments made for city tax purposes by the assessor appointed by the council of any city located in such county.

Referred to the Committee on Municipal Corporations.

By Mr. WOOD.

HOUSE BILL No. 516.

An Act transferring money from the Banking Fund to the General Fund.

Referred to the Committee on Appropriations.

By Messrs. SCHUSTER and DALRYMPLE.

HOUSE BILL No. 517.

An Act to further amend clause (3) of section thirteen of the act, approved the twenty-second day of May, one thousand nine hundred thirty-five (P. L. 233), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired, and disabled employees of the Bureau of Police in cities of the second class; providing a pension fund for said employees; and providing for the payment of certain dues, fees, assessments, fines and appropriations thereto; regulating membership therein; creating a board for the management thereof; providing the amount, mode, and manner of payment to beneficiaries thereof, and for the care and disposition of said fund; providing for the payment into this fund by cities of the second class of all monies heretofore payable into any other funds, organizations, corporations, or associations having the same or similar purposes, and of such additional monies as may be necessary to carry out the provisions of this act," cancelling age requirement and changing length of service necessary to receive a pension.

Referred to the Committee on Cities and County—Second Class.

By Mr. KRATZ.

HOUSE BILL No. 518.

An Act to further amend subsection (a) of section three hundred four, sections three hundred eight point one, and three hundred nine, and to add section three hundred nine point two to the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain

unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by further regulating assessment of contributions by employers failing to file a report; further limiting the filing of liens; further regulating the collection of contributions, interest and penalties from employers; prescribing limitations upon enforcement of payments by employers of contributions, interest and penalties.

Referred to the Committee on Workmens Compensation.

By Mr. TOMPKINS. HOUSE BILL No. 519.

An Act to further amend section nine of the act, approved the thirty-first day of March, one thousand eight hundred sixty (P. L. 427), entitled "An act to consolidate, revise, and amend the laws of this Commonwealth relating to penal proceedings and pleadings," by providing for the entry of nolle prosequi in certain fraudulent conversion cases.

Referred to the Committee on Judiciary.

By Mr. PENTRACK. HOUSE BILL No. 520.

An Act to further amend the act approved the eleventh day of May, one thousand nine hundred twenty-one (P. L. 522), entitled, as amended, "An act relating to dogs, and the protection of live stock, poultry, and game birds raised in captivity from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock, poultry, and game birds by dogs, and for live stock killed by, or dying from, rabies, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes, directing the payment of all moneys collected into the State Treasury; and providing penalties," by providing for enforcement by the Pennsylvania Game Commission, the payment of moneys received into the Game Fund, and the payment of expenses and damage claims out of the Game Fund.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. GOOD and GAFFNEY.
HOUSE BILL No. 521.

An Act to amend section one thousand fifty-seven of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by providing that any franchise or consent to occupy the public streets, highways, or other places in any city be given to any bridge commission only by ordinance.

Referred to the Committee on Cities—Third Class.

By Mr. BAUMUNK. HOUSE BILL No. 522.

An Act authorizing the several courts and judges in counties of the sixth, seventh and eighth classes to make appointments of viewers, reviewers, re-reviewers, a jury

of view, a road jury or commissioners of view from the board of viewers of adjoining counties in certain cases.

Referred to the Committee on Judiciary.

By Mr. TOMPKINS. HOUSE BILL No. 523.

An Act to amend section eleven of the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1410), entitled "An act to fix the salaries and compensation of the judges of the Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County, certain associate judges not learned in the law, and repealing certain acts inconsistent herewith," by providing for the monthly payment of the compensation of certain judges.

Referred to the Committee on Judiciary.

By Messrs. WATERHOUSE and GIBSON.
HOUSE BILL No. 524.

An Act making an appropriation to the Trustees of the Pennsylvania State College for the purpose of experimentation in the breeding of goats and investigation into the quality and uses of goat milk.

Referred to the Committee on Appropriations.

By Mr. TAHL. HOUSE BILL No. 525.

An Act making an appropriation to The Franklin Institute of the State of Pennsylvania at Philadelphia.

Referred to the Committee on Appropriations.

By Mr. GOODLING. HOUSE BILL No. 526.

An Act creating the Pennsylvania State Apple Board and defining its powers and duties; providing for the registration and regulation of persons engaged in the growing, producing and harvesting of apples for profit, and prescribing fees therefor; prescribing penalties; creating a special fund in the State Treasury to be known as the Apple Promotion Fund; and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. GOODLING. HOUSE BILL No. 527.

An Act to amend section one thousand two hundred six of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith" by further providing for leaves of absence for illness upon the creation of a joint school or department, or merged or union school district.

Referred to the Committee on Education.

By Mr. GOODLING. HOUSE BILL No. 528.

An Act to further amend clause nine of section one of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing

powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by further defining "original member" in relation to members of General Assembly.

Referred to the Committee on State Government.

RESOLUTIONS

The SPEAKER. In order to conserve the time of the House the Chair will take up at this time Resolutions, if there is no objection. The Chair hears none.

CONGRATULATIONS

Mr. JIM offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read as follows:

In the House of Representatives, February 16, 1949.

The stork is a busy creature, and a wise old bird. He takes his duty seriously, and delivers his charges with the greatest of care and discrimination. One year ago yesterday, in Latrobe, Pennsylvania, he found a family of such worth, that he committed four of his treasurers to its bounty. His choice proved good.

John Michael, Barbara Rose, Bernadette Elizabeth and Anna Mary, are glad he judged Andrew and Barbara Zavada so well. The two have been exemplary parents, and because of their care and solicitude, the four young citizens have grown strong and healthy and happy. They conquered the measels last week, just in time to celebrate, with the entire community and State, the occasion of their first birthday. It was a happy day with gifts and well wishes arriving in avalanche proportions.

Such a family, and such a day, is of no small concern to the State they compliment; therefore be it

Resolved, by the Members of the House of Representatives that we extend to the Zavada Quadruplets, our heartiest congratulations and earnest desire that this day marks the first of 100 happy birthdays.

That we extend to Andrew and Barbara Zavada, our deepest appreciation for their accepting the responsibilities of good parents, and say to them "your State is proud of you"; and be it further

Resolved, That a copy of this resolution be sent to Andrew and Barbara, and one to each of the Quads.

On the question,

Will the House adopt the resolution?

Mr. ANDREWS. Mr. Speaker, I have discussed this resolution with the Majority Leader. We have agreed under the unusual circumstances to bring the resolution before the House. We cannot congratulate all the parents in the state upon the first birthday of some of their children but in this particular case—it is a case of quadruplets—it is a bit unusual and we decided that we would let the resolution go as a sort of example or inspiration or something for the benefit of the Members of the House. The Majority Leader is saying that he will be darned if he believes any of the Republican Members of the House could live up to the example set by this distinctly Democratic couple in Westmoreland County, so that an occasion such as the first birthday of quadruplets will permit congratulatory resolutions.

Mr. BRUNNER. Mr. Speaker, may I subscribe to the statement of the Minority Leader and the sentiments that he has expressed. I join in the congratulations of the Minority Leader to these parents.

May I say also that if it depends on a Member of this House, majority or minority, whether in the future

his wife will have quadruplets, I think that in itself will mean that we will have very few resolutions to act upon during the next ten years.

Mr. VERONA. Mr. Speaker, Mr. Andrews cannot blame that on Allegheny, can he?

Mr. ANDREWS. Mr. Speaker, Murphy and Maloney had been friends for years and they wound up in the police court, much to the surprise of the natives. This was the story told by Maloney: Maloney was absent from home, his wife was busy getting supper. Murphy came in and Mrs. Maloney says "Will you hold the baby while I will be getting my man his supper?"

So Murphy holds the baby. In comes Maloney, and Maloney asked Murphy, "How are you?" And Murphy said "I'm holding my own". And Maloney hit him in the nose. I don't know whether that might not be the case in Allegheny County now.

On the question recurring,

Will the House adopt the resolution?

It was unanimously adopted.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. MADIGAN asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

REPORTS FROM COMMITTEES

Mrs. DYE from the Committee on Education, reported as committed, Senate Bill No. 67, entitled:

An Act to amend the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1046) entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation" by changing the time for the beginning of the use of market values for the determination and apportionment of Commonwealth subsidies

Mr. McMILLEN from the Committee on Education, reported as committed, Senate Bill No. 101, entitled:

An Act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto.

The SPEAKER. The Chair requests the gentleman from Philadelphia, Mr. Smith, to preside during the First Reading calendar.

MR. CHARLES C. SMITH IN THE CHAIR

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1, entitled:

An Act to further amend the third paragraph of section eight hundred two of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" changing certain provisions relating to the letting of township contracts

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 186, entitled:

An Act to amend section one thousand one hundred thirty-five of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by removing restrictions as to length regarding improvement of streets or roads and petitions relating thereto

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 247, entitled:

An Act to amend subsections (a) and (d) of section one thousand three hundred sixteen of the act approved the fourth day of May one thousand nine hundred twenty-three (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by increasing the limit of contracts that may be made without advertisement and bidding

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 249, entitled:

An Act to further amend sections two hundred eleven and eight hundred five of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by providing for special elections of officers on the creation of new boroughs

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 304, entitled:

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section providing for absentee voting by bedridden or hospitalized war veterans

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 442, entitled:

An Act making it lawful for the Board of Directors of any railroad company to elect a chairman of said Board in such manner and with such powers and duties and compensation including pensions as may be fixed by said Board making it lawful for the Board of Directors of any such company to select from among their number or from the stockholders a president and one or more vice-presidents in such manner and with such powers and duties and compensation including pensions as may be fixed by said Board making it lawful for the Board of Directors of any such company to provide for the number

of Directors as thereof not less than three and providing for the effectiveness of action taken by any such Board in accordance herewith without further corporate action and notwithstanding any contrary or inconsistent provision and any previously enacted Act or in any existing charter or by-laws of any such company and for other purposes

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

THE SPEAKER (Herbert P. Sorg) in the Chair

The SPEAKER. The Chair thanks the gentleman from Philadelphia, Mr. Smith.

ANNOUNCEMENT

The SPEAKER. The Chair desires to inform the Members that there will be sessions on three days next week, Monday, Tuesday and Wednesday. The Chair has been requested to make this announcement because of the numerous inquiries by Members as to the plans for next week, and also because there is a holiday during the week.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 28, entitled:

An Act to further amend sections four thousand three hundred twenty, four thousand three hundred twenty-one, four thousand three hundred twenty-two, four thousand three hundred twenty-three, and four thousand three hundred twenty-four of the act, approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," further regulating the retirement of firemen on pensions; and requiring certain payments to be made to the Firemen's Pension Fund by cities.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 110, entitled:

An Act to amend subsection B of section twelve of the act approved the sixth day of April one thousand nine hundred thirty-seven (P. L. 200), entitled "An act licensing and regulating the business of pawnbrokers providing for the issuance of licenses by the Setcreary of Banking authorizing the Secretary of Banking to make examinations and issue regulations limiting the interest and charges on loans and prescribing penalties for the violation of this act" to provide for receipt in duplicate.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 127, entitled:

An Act to amend section two thousand one hundred three of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by further limiting the hours of service of paid firemen and drivers regularly employed.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 189, entitled:

An Act to amend the title and section one of the act approved the twenty-second day of March one thousand eight hundred sixty-five (P. L. 30) entitled "An act to authorize and make valid conveyances by wives during their minority of their interest in their husbands real estate" by authorizing minor husbands and wives seventeen years of age and older to join in conveyances of their adult spouses' real estate and validating such conveyances heretofore made.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 233, entitled:

An Act validating certain legal proceedings in the course of which official or legal notice has been published in a newspaper which suspended publication for a limited period.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection

Senate Bill No. 2, Printer's No. 12 and

Senate Bill No. 114, Printer's No. 14

was passed over at the request of the SPEAKER.

BILLS ON THIRD READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. ROBERTSON,

The House resumed the consideration on third reading of House Bill No. 122, entitled:

An Act to amend section four thousand one hundred eleven of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" authorizing appeals directly to the court of common pleas in certain cases from action of council relating to zoning

On the question,

Will the House agree to the bill on third reading.

BILL RECOMMITTED

Mr. ROBERTSON. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary for the purpose of amendment.

The motion was agreed to.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. ROBERTSON.

The House resumed the consideration on third reading of House Bill No. 123, entitled:

An Act to amend section five hundred ten point eight of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" authorizing appeals directly to the court of common pleas in certain cases from action of the county commissioners relating to zoning

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. ROBERTSON. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary for the purpose of amendment.

The motion was agreed to.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. ROBERTSON.

The House resumed the consideration on third reading of House Bill No. 124, entitled:

An Act to amend section three thousand three hundred five of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by authorizing appeals directly to the court of common pleas in certain cases from actions of council relating to zoning

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. ROBERTSON. Mr. President, I move that this bill be recommitted to the Committee on Judiciary for the purpose of amendment.

The motion was agreed to.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. ROBERTSON.

The House resumed the consideration on third reading of House Bill No. 125, entitled:

An Act to amend section three thousand one hundred five of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" authorizing appeals directly to the court of common pleas in certain cases from action of the board relating to zoning

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. ROBERTSON. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary for the purpose of amendment.

The motion was agreed to.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. ROBERTSON.

The House resumed the consideration on third reading of House Bill No. 126, entitled:

An Act to amend section two thousand five of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by authorizing appeals directly to the court of common pleas in certain cases from action of the supervisors relating to zoning

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. ROBERTSON. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary for the purpose of amendment.

The motion was agreed to.

PARLIAMENTARY INQUIRY

Mr. ANDREWS. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state his question of parliamentary inquiry.

Mr. ANDREWS. My inquiry, Mr. Speaker, is concerning the method of procedure, and I desire the attention of the Majority Leader. I long ago learned the futility of embodying good ideas in Democratic-sponsored bills, and so in order to get them out we have on this side sprinkled inspiration for good legislation among the Republican Members, and those ideas have been embodied in bills sponsored by majority Members of the House.

What I want to ask is, now that the tax bills are off the skids, whether it will now be the practice on the majority side to begin releasing the Republican-sponsored bills. I also want to ask and have a rather definite answer, in the importuning of Republican members to release Republican sponsor bills. Should I see the members of the committee or should I consult only the Rules Committee which is a super-duper sort of committee to tell the other Committees what they should do.

I am a plain man from the country, not too familiar with the procedure, and I am very much interested in a large number of bills sponsored by the Republicans that are now in the Committee, some of which have never even organized.

Mr. BRUNNER. Mr. Speaker, May I inform the gentlemen that the Chairmen of the several Committees of this House were requested at an early date to organize their Committees. In some instances prior to the organization they have looked at the legislation which has been sent to their particular Committee and have used their discretion as to organizing, in view of the fact that the number of bills they have had to consider is not of any great amount.

It is not necessary for the gentlemen or anyone to come to the Rules Committee of this House—and I speak as chairman, for the purpose of having bills reported out of Committee, kept in Committee, or acted upon by the Committee. The committees were chosen on the basis of

experience by the Speaker of this House and I think we have full faith in their ability to do the job assigned to them.

So far as their being Republican-sponsored, we have a certain amount of pride that a bill, bears that name. However, the fact that it is a Republican-sponsored bill per se does not exclude it from consideration by a Committee of this House. We are Members of the House of Representatives and have of course a right as Members to introduce bills which are for the interest of the people that we represent.

Our ideas may differ with those of the minority as to sponsorship. I therefore include Democratic-sponsored bills in my discussion. We determine in Committee the merits of the measure regardless of the sponsor and see that those measures move and have prompt consideration and speedy enactment, should this House agree, into law.

Mr. ANDREWS. Mr. Speaker, I thank the gentleman and I hope that all the committee chairmen listened carefully to what the Majority Leader had to say.

Mr. BRUNNER. Mr. Speaker, may I add one thing, please? I do not think the gentleman quite understood what I said. The Committee Chairmen do not need to be informed by the Majority Leader as to what their duties are. They are assuming them and will continue to do so.

PERMISSION TO ADDRESS HOUSE

Mr. WEISS asked and obtained unanimous consent to address the House.

Mr. Speaker, last Wednesday the majority party ran through the bill in which the Harrisburg Steel plant was able to be acquired by the state administration. This particular bill gave them the right to bid on the plant at a government sale. According to the papers, the state bought in the property for the price of 515 thousand dollars.

This morning in the Patriot of Harrisburg appeared an article in which it stated

"Even though this agency did buy in the property a week ago, that the Federal Government, which is a little more sympathetic to the steel workers and plain people, gives them a little more time to come in and still buy the property."

In other words when the delegation from the Harrisburg Voters' League went down to Washington they received a very warm reception, and they stated they were well satisfied with the reception given them by Mr. Larson of the War Assets Administration.

However, this same group wired Governor Duff for an appointment to discuss this matter to see if it is not possible to hold up the state sale if it has not already been done, and I am satisfied that the Governor will give the representatives of the Harrisburg Voters' League the same consideration as they had in Washington and treat them courteously. There is a definite possibility that this industrial plant may be acquired by a private company for industrial purposes.

Mr. BRUNNER. Mr. Speaker, I too read in the paper of the purchase of this plant, or at least the bidding for this plant by the state of Pennsylvania in the amount of 515 thousand dollars.

May I inform the membership at this time that immediately after it was determined that the state of Pennsylvania was the highest bidder a representative of this administration told the Federal government immediately after the sale that if a manufacturing or industrial establishment saw fit to make a higher offer, even though this was a sale without recourse—which the gentleman being an attorney knows, they would retract their bid and allow any industrial establishment which bid more than that price to take title to the real estate.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. AMARANDO asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

BILLS INTRODUCED AND REFERRED

By Mr. CHARLES C. SMITH. HOUSE BILL No. 529.

An Act to further amend a part of section one hundred and three of the act, approved the eleventh day of July, one thousand nine hundred twenty-three (P. L. 998), entitled "An act for the prevention and treatment of mental disease, mental defect, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate rendition, and deportation of mental patients; providing for the payment by individuals, counties, or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties," by further defining "qualified physician."

Referred to the Committee on Welfare.

By Mr. WEISS. HOUSE BILL No. 530.

An Act to amend section four and to add section four point one to the act, approved the twenty-sixth day of June, one thousand nine hundred thirty-one (P. L. 1379), entitled "An act creating in counties of the third class a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; providing for their salaries, payable by the county; abolishing existing boards; defining the powers and duties of such board; regulating the assessment of persons, property, and occupations for county, borough, town, township, school, and poor purposes; authorizing the appointment of subordinate assessors, a solicitor, engineers, and clerks; providing for their compensation, payable by such counties; abolishing the office of ward, borough, and township assessors, so far as the making of assessments and valuations for taxation is concerned; and providing for the acceptance of this act by cities," by providing an alternate system relating to the revision and assessment of taxes in such counties.

Referred to the Committee on Municipal Corporations.

By Mr. CLAPPER. HOUSE BILL No. 531.

An Act to amend section one of the act, approved the seventeenth day of May, one thousand nine hundred twenty-nine (P. L. 1798), entitled: "An act providing a fixed charge payable by the Commonwealth on lands acquired by the State and the Federal Government for forest reserves or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania and preserving and maintaining the same as public places and parks and the distribution of the same for county, school, township and road purposes in the counties, school districts and townships where such forests are located; and making an appropriation," by including lands acquired for

State park purposes; and increasing such charges for the benefit of schools.

Referred to the Committee on Appropriations.

By Mr. TOMPKINS. HOUSE BILL No. 532.

An Act to amend sections one thousand two hundred two and one thousand two hundred six of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by providing for reimbursement by the Pennsylvania Game Commission to counties for maintenance of prisoners in certain cases and for the payment of costs in certain enforcement proceedings.

Referred to the Committee on Game and Forestry.

By Mr. TOMPKINS. HOUSE BILL No. 533.

An Act to add section two hundred seventy-eight point one to the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by providing in certain cases for the payment of costs in enforcement proceedings by the Board of Fish Commissioners and reimbursement to counties for maintenance of prisoners.

Referred to the Committee on Fisheries.

By Mr. DALRYMPLE. HOUSE BILL No. 534.

An Act to amend paragraph six of section two of the act of June seventh, one thousand nine hundred one (P. L. 493) entitled "An act providing for the examination, licensure, and registration of persons, firms, or corporations engaged or engaging in the business or work of plumbing or house drainage, in prescribing certain rules, regulations and requirements for the construction of plumbing, house drainage, and cesspools in cities of the second class; and imposing fines, penalties, and forfeitures for violation thereof," as amended, to permit only registered master plumbers, or registered journeyman plumbers to alter, repair, or make any connection with any water-pipe or any pipe connected therewith.

Referred to the Committee on Public Health and Sanitation.

By Mr. BOWER. HOUSE BILL No. 535.

An Act defining and prohibiting unfair sales of cigarettes; conferring powers and imposing duties on the Department of Revenue and on persons, as herein defined, engaged in the sale of cigarettes at retail or wholesale; providing for the suspension and revocation of Cigarette Tax Permits; and providing remedies and penalties for violations.

Referred to the Committee on Judiciary.

By Messrs. McMILLEN, HELM and MADIGAN.
HOUSE BILL No. 536.

An Act to add section one thousand two hundred fifty-one point one to the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for

annual payments by the Commonwealth to school districts erecting or sharing in the erection of a building or buildings or providing educational facilities under provisions of the State Public School Building Authority Act.

Referred to the Committee on Education.

By Messrs. BREISCH and HARNEY.

HOUSE BILL No. 537.

An Act to further amend section sixteen of the act, approved the eleventh day of July, one thousand nine hundred seventeen (P. L. 758), entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing, and use of certain drugs, and keeping records thereof; by regulating the use of drugs in the treatment of the drug habit; by providing for the revocation and suspension of licenses of physicians, dentists, veterinarians, pharmacists, druggists, and registered nurses for certain causes, and by providing for the enforcement of this act, and penalties," by authorizing the Secretary of Health to make necessary rules and regulations for the proper enforcement of this act.

Referred to the Committee on Public Health and Sanitation.

By Messrs. HERMAN and ZIEGLER.

HOUSE BILL No. 538.

An Act to amend section ninety-nine of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by further providing for the payment of expenses of prothonotaries and clerks of court attending meetings of the state association; and providing for the payment of dues of such associations by counties.

Referred to the Committee on Counties.

By Messrs. HERMAN and ZIEGLER.

HOUSE BILL No. 539.

An Act to add section two hundred thirty-eight to the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by authorizing prothonotaries and clerks of the courts of quarter sessions and oyer and terminer to appoint solicitors; and prescribing the terms and duties, and providing for the salaries of such solicitors.

Referred to the Committee on Counties.

By Messrs. NEEDHAM and WARGO.

HOUSE BILL No. 540.

An Act regulating the mining of anthracite coal; prescribing duties for certain municipal officers, and imposing penalties.

Referred to the Committee on Mines and Mining.

By Mr. PROPERT.

HOUSE BILL No. 541.

An Act to further amend clause (c) of section nine of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; provid-

ing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by changing eligibility requirements for blind persons.

Referred to the Committee on Welfare.

By Mr. WILLIAM E. BROWN. HOUSE BILL No. 542.

An Act to amend section five hundred twenty-two and to further amend section seven hundred one of the act approved the first day of June, one thousand nine hundred forty-five (P. L. 1242), entitled "An act relating to roads, streets, highways and bridges; amending revising, consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto," by providing that the department, at the expense of the Commonwealth, shall place anti-skid material and plough the snow on the surface courses of streets, bridges and viaducts and remove snow from sidewalks of such bridges and viaducts taken over as State highways, and located within the boundaries of cities of the third class; providing for the installation of lighting fixtures and payment for illumination costs on such bridges and viaducts by the department, at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. WILLIAM E. BROWN. HOUSE BILL No. 543.

An Act to amend sections one thousand fifteen, one thousand seven hundred five, one thousand eight hundred eleven and one thousand nine hundred two of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising and consolidating the law relating thereto," by regulating the publication of ordinance and the letting of contracts; eliminating publication of the controller's financial report; and regulating the making and publication of an annual report and financial statement by the director of accounts and finance after approval thereof by the controller.

Referred to the Committee on Cities—Third Class.

By Mr. MILLER.

HOUSE BILL No. 544.

An Act to further amend the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employee's retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contribution employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties" by requiring the retirement board to submit annual statements to contributors.

Referred to the Committee on Education.

By Mr. McGEE.

HOUSE BILL No. 545.

An Act providing for the protection of the public safety by prohibiting the manufacture, the sale, the offering for

sale or exposing for sale any air-rifle, B-B gun, or similar toy which has become a dangerous instrumentality and providing penalties.

Referred to the Committee on Law and Order.

By Mr. PENGLASE. HOUSE BILL No. 546.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justice of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for the issuance by official inspection stations of owner's inspection cards and requiring their presentation as a prerequisite for obtaining the registration of motor vehicles.

Referred to the Committee on Motor Vehicles.

By Mr. TOMPKINS. HOUSE BILL No. 547.

An Act fixing the salaries of State Mine Inspectors under the jurisdiction of the Department of Mines, and the expenses incident to their office.

Referred to the Committee on Mines and Mining.

By Mr. BOORSE. HOUSE BILL No. 548.

An Act to amend the act, approved the thirty-first day of July, one thousand nine hundred forty-one (P. L. 616) entitled, "An act defining, regulating and providing for the licensing and registration of employment agents, and their representatives, including private employment agents, theatrical employment agencies and their representatives, including private employment agents, theatrical employment agencies and nurses" registries; providing for revocation and suspension of licenses and registration subject to appeal and for their reinstatement; defining the powers and duties of the Department of Labor and Industry and the Department of Public Instruction; providing penalties, and repealing existing laws," by changing the provisions thereof and the rights, obligations and procedure therein.

Referred to the Committee on Labor Relations.

By Mr. HALL. HOUSE BILL No. 549.

An Act to amend the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 809), entitled "An act removing certain roads or sections of road from the State Highway system and providing for their future maintenance and construction" by removing additional roads from the State highway system.

Referred to the Committee on Highways.

By Mr. HALL.

HOUSE BILL No. 550.

An Act to further amend section two of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "An act establishing certain streets in boroughs and incorporated twons as State highways and providing for their construction and maintenance at the expense of the Commonwealth" by changing or deleting certain routes and adding certain new routes.

Referred to the Committee on Highways.

By Mr. HALL. HOUSE BILL No. 551.

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State Highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing or deleting certain routes and adding certain new routes.

Referred to the Committee on Highways.

By Mr. HALL. HOUSE BILL No. 552.

An Act to further amend section two of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 720) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined width of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing threeron authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act" by changing or deleting certain routes and adding certain new routes.

Referred to the Committee on Highways.

By Mr. GIBSON. HOUSE BILL No. 553.

An Act to amend subsection B of section one thousand nine of the act approved the fifteenth day of May one thousand nine hundred and thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employees of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association

or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and duties and limitations upon powers of corporations and persons authorized to engage in a banking or fiduciary business or both.

Referred to the Committee on Banking and Building and Loan Associations.

By Mr. GIBSON.

HOUSE BILL No. 554.

An Act to further amend Sections one thousand six and one thousand seven of the act approved the fifteenth day of May one thousand nine hundred and thirty-one (P. L. 524) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employes of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and limitations on acts of corporations authorized to engage in the banking business.

Referred to the Committee on Banking and Building and Loan Associations.

By Messrs. REIDENBACH and NEEDHAM.

HOUSE BILL No. 555.

An Act to amend article four of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1242), entitled "An act relating to roads, streets, highways and bridges; amending, revising, consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto," by requiring the Department of Highways to remove snow from State highways located within cities of the second class A, third class, boroughs and townships.

Referred to the Committee on Highways.

By Messrs. REIDENBACH and NEEDHAM.

HOUSE BILL No. 556.

An Act relating to property owned by cities of the second class A; authorizing special funds for its maintenance; and authorizing council to insure against liability arising out of the ownership or control of such property.

Referred to the Committee on Cities and County--Second Class.

By Messrs. REIDENBACH and NEEDHAM.

HOUSE BILL No. 558.

An Act providing for the compensation of the mayor, council and appointed officers in cities of the second class A.

Referred to the Committee on Cities and County--Second Class.

By Mr. WORLEY.

HOUSE BILL No. 558.

An Act making an appropriation to the Department of Property and Supplies to purchase, repair, restore, and maintain the Caleb Pusey House and the grounds surrounding the same in the borough of Upland, Delaware County, Pennsylvania as an historic shrine.

Referred to the Committee on Appropriations.

By Messrs. PFAFF and LIMPER. HOUSE BILL No. 559.

An Act making an appropriation to the University of Pennsylvania Episcopal Hospital, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. DENNISON.

HOUSE BILL No. 560.

An Act to further amend sections seven hundred six and nine hundred three of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by increasing annual registration fees for trailers and semi-trailers, and increasing permissible maximum gross weights and axle loads of certain vehicles, and changing penalties.

Referred to the Committee on Motor Vehicles.

By Messrs. AMARANDO, GUARNIERI, DOUGHERTY, and PETÁ.

HOUSE BILL No. 561.

An Act to add clause (m) to section one hundred eight to the act, approved the twenty-first day of June, one thousand nine hundred thirty-one (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by including heart disease within meaning of term "occupational disease" in the case of police and firemen.

Referred to the Committee on Workmen's Compensation.

By Messrs. AMARANDO, GUARNIERI, DOUGHERTY,
and PETA. HOUSE BILL No. 562.

An Act creating a legislative committee for the purpose of investigating general conditions and practices at Moyamensing Prison in Philadelphia; providing for its appointment; authorizing the employment of necessary assistants; granting the power to subpoena witnesses and records and making an appropriation.

Referred to the Committee on Appropriations.

By Messrs. AMARANDO, GUARNIERI, DOUGHERTY
and PETA. HOUSE BILL No. 563.

An Act requiring the cleaning and fumigating of all public telephone booths furnished by any telephone company, at least twice each year, and for the enforcement thereof by the Public Utility Commission.

Referred to the Committee on Public Utilities.

By Messrs. GUARNIERI, AMARANDO, DOUGHERTY
and PETA. HOUSE BILL No. 564.

An Act to amend the title and section fifteen of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 465), entitled "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class, and second class A, by requiring certain construction and ways of egress, equipment, and maintenance; providing for the licensing of protectionists; requiring the submission of plans for examination and approval; providing for the promulgation of rules and regulations for the enforcement of this act; providing for the enforcement of this act by the Department of Labor and Industry and, in certain cases, by the chiefs of fire departments in cities of the third class; providing penalties for violations of the provisions of this act; and repealing certain acts," by extending provisions thereof to cities of the first class.

Referred to the Committee on City and County—First Class.

RESOLUTION INTRODUCED AND REFERRED

By Mr. WARNER. (Concurrent) RESOLUTION No. 21.

In the House of Representatives, February 14, 1949.

Whereas, The Clarion River watershed has been polluted by industries and municipalities on its banks for many years and has been ruined by this pollution; and

Whereas, The Clarion River watershed furnishes the population area of Western Pennsylvania with its water supply and affords it a recreational area; and

Whereas, The Clarion River watershed has had a modified pollution abatement program during the past several years, but due to the shortage of materials caused by World War II and the postwar years this program has been curtailed and much work remains to be done; and

Whereas, Many interested private citizens and groups thereof are interested in the Clarion River from a health as well as a recreational standpoint; now therefore be it

Resolved (if the Senate concur), That the Speaker of this House of Representatives appoint the member from Clarion County, and that the President pro tempore of the Senate appoint the Senator from the 26th Senatorial District which includes Clarion County, to act with an appointive member of the Sanitary Water Board to be designated by the chairman thereof as a committee to investigate and study pollution and the pollution abatement program in the Clarion River watershed area, and in so doing to cooperate closely with the Sanitary Water Board and to report its findings and recommendations to the next regular session of the General Assembly; and be it further

Resolved, That the committee created hereby shall have the power to meet and hold hearings both in Harrisburg and at some place in the Clarion County watershed area; and to issue subpoenas under the hand and seal of its chairman commanding any proper person to appear before it and to answer questions touching on matters with respect to such investigation for and on behalf of the General Assembly and to procure such books, papers, records and documents as the committee may deem necessary, such subpoenas may be served upon any proper person and shall have the force and effect of subpoenas issued out of the Courts of this Commonwealth. Each member of the committee shall have the power to administer oaths and affirmations to witnesses appearing before it.

Referred to the Committee on Rules.

ANNOUNCEMENT

There will be a Democratic Caucus on Monday, February 21, 1949, at 3:30 p. m.

ADJOURNMENT

Mr. HOFFMAN. Mr. Speaker, I move that this House do now adjourn until Monday, February 21, 1949 at 4:30 p. m.

The motion was agreed to, and (at 11:00 a. m.) the House adjourned.

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., MONDAY, FEBRUARY 21, 1949.

No. 16.

SENATE

MONDAY, February 21, 1949

The Senate met at 4:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

PRAYER

The Chaplain, Rev. JOHN B. WILLIAMS offered the following prayer:

Come to us, thy Strength Divine. Cast out of us all pettishness, littleness and bitterness, gird us for every noble battle, give us power to overcome temptation; inspire us with unflagging enthusiasm for good causes; do not allow us to grow faint; make us to have the gentleness and the power of fair-mindedness; lift us by far vision. Come to us, Divine Love, and plead in us and through us for the brotherhood of men, in which no child of thine shall be neglected and unloved.

May the motives that prompt our service be pure, and the spirit in which they are performed be worthy of Thine approval.

Let our bodies become the servant of our souls and our souls servants of Thy Holy Spirit, delivering us from narrowness of soul, from the death-hand of selfishness, from the dust of pride. Deliver us from seeking the praise of men. May we aspire to be crowned only that we may crown Thee Lord of all.

Impel us by Thy spirit to make heaven below that we may be fitted for heaven above.

Our father, in the perplexities of a world still rent by quarrels and tortured by hatred, and of a country confronting grave problems and unprecedented opportunities, we turn to Thee who art King of Kings and Governor of every land; do Thou preside at every council table and in every legislature chamber of the world and of our country. Direct the affairs of all mankind that out of the perils and uncertainties of this time may come the promotion of Thy will, the vindication of Thy law and the acceptance of Thy redeeming love, among all nations, and Thine shall be our praise forever.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and

Mr. MEADE, further reading was dispensed with, and the Journal was approved.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE BILL No. 99, PRINTER'S No. 10

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 16, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

I have the honor to inform you that I have this day approved and signed Senate Bill No. 99, Printer's No. 10, entitled "An Act to add a new section to article two of the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1001) entitled as amended 'An act providing for the regulation of aeronautics within this Commonwealth conferring powers and imposing duties upon the Pennsylvania Aeronautics Commission and the Department of Revenue in respect thereto providing for the licensing and registration of airman and aircraft establishing the legal status of air navigation providing for sovereignty in and ownership of space providing for lawfulness of flights regulating civil causes of action arising out of operation of aircraft fixing the status of contracts crimes and torts in by or by means of operation of aircraft imposing duties upon officers burgesses magistrates aldermen justices of the peace the courts and clerks thereof providing for denial or revocation of licenses providing for certain penalties and their disposition and repealing certain existing laws' defining the Commonwealth airways system."

JAMES H. DUFF.

APPROVED AND SIGNED SENATE BILL No. 55, PRINTER'S No. 6

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 16, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 55, Printer's No. 6, entitled "An act to further amend clause (b) of section fifty and section two hundred sixty-five of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled 'An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth' further providing for the number of openings in minnow traps."

JAMES H. DUFF.

NOMINATIONS BY THE GOVERNOR

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 21, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

CENTRE COUNTY

Charles E. Gavier (Republican), 518 South Atherton street, State College, Centre County, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice W. Scott Wieland, State College, deceased.

Mrs. Lucetta P. Kennedy (Republican), 256 Woodland Drive, State College, Centre County, to serve until December 31, 1951, and until her successor is duly appointed and qualified, vice Rev. Charles W. MacLay, Philipsburg, whose term expired.

Robert B. Stauffer (Republican), 411 Center Street, Philipsburg, Centre County, to serve until December 31, 1950, and until his successor is duly appointed and qualified, to fill a vacancy.

LYCOMING COUNTY

Clarence G. Ebert (Republican), 24 Brandon Place, Williamsport, Lycoming County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment.)

Mrs. Mary Fisher Gleason (Republican), 348 Washington Avenue, Jersey Shore, Lycoming County, to serve until December 31, 1951, and until her successor is duly appointed and qualified. (Reappointment)

JAMES H. DUFF.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 21, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

Alfred B. Hennessy, Pebble Hill Road, Doylestown, Bucks County, as Justice of the Peace in and for the Borough of Doylestown, Bucks County, until the first Monday of January, 1950, vice Russell B. Gulick, resigned

John A. Carr, R. D. 2, Benton, Columbia County, as Justice of the Peace in and for the Township of Benton, Columbia County, until the first Monday of January, 1950, to fill a vacancy.

JAMES H. DUFF.

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. LORD, JR. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by

His Excellency, the Governor of the Commonwealth, on February 21, 1949.

Mr. WAGNER. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 21, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation.

ALLEGHENY COUNTY

Francis J. Deasy, Pittsburgh, 4815 Second Ave. (7).

BERKS COUNTY

P. G. Schmidt, Exeter Twp., R. D. 1, Stony Creek Mills.

BLAIR COUNTY

Mrs. Emma V. Rupert, Tyrone

CAMBRIA COUNTY

Robert Ingram, Johnstown.

CHESTER COUNTY

Mrs. Nancy B. Connelly, Phoenixville.
Everett G. Henderson, Downingtown.

DELAWARE COUNTY

Harry E. Shoemaker, Middletown Twp., 3 Pennell Rd., Glen Riddle.

FAYETTE COUNTY

Mario Cavaretti Brownsville.
Jack D. Eicher, Mastontown.
W. E. Foye, Uniontown.

LACKAWANNA COUNTY

Mrs. Evelyn Mullaney, Scranton.

PHILADELPHIA COUNTY

Anthony Grasso, Jr., Phila., 2847 S. Warnock St. (48).
Mrs. Wilmot Smedley Inge, Phila., 2107 Fidelity-Phila. Trust Bldg.

Irving Keneff, Phila., 1732 Commercial Trust Bldg.

Richard H. Mills, Phila., 6520 Paschall Ave.

Robert W. Siddall, Phila., City Line & Haverford Rd. (31.)

William J. Sullivan, Phila., 1043 S. Paxon St.

WESTMORELAND COUNTY

W. E. Whetsel, West Newton.

H. Earl Whitehead, Hempfield Twp., R. D. 3, Irwin.

YORK COUNTY

Miss Martha A. Gable, York.

To compute from the dates set opposite their names.

DELAWARE COUNTY

Carl McM. Crawford, Chester, March 2, 1949.

ERIE COUNTY

J. B. Held, Erie, March 2, 1949.

McKEAN COUNTY

Miss Emma Terrell, Bradford, March 2, 1949.

WYOMING COUNTY

John N. Christian, Laceyville, March 2, 1949.

DELAWARE COUNTY

Miss Mary Pension, Media, March 4, 1949.

BUCKS COUNTY

Harold F. Hunter, Bristol, March 5, 1949.

PHILADELPHIA COUNTY

Albert A. Drucker, Phila., Rm. 615, 1420 Walnut St. March 5, 1949.

Frank Laska, Phila., 2353 Orthodox st., March 5, 1949.

CAMBRIA COUNTY

Miss Edith M. Butts, Johnstown, March 6, 1949.

ERIE COUNTY

John J. Galbo, Erie, March 6, 1949.

INDIANA COUNTY

Arch Catalano, Canoe Twp., Main St., Rossiter, March 6, 1949.

PHILADELPHIA COUNTY

Carl M. Bickert, Phila., NW Cor. Cedar & Ann Sts., March 6, 1949.

YORK COUNTY

Gilbert W. Myers, East Prospect, March 6, 1949.

ALLEGHENY COUNTY

Miss Edna S. Brideson, Pittsburgh, 1217 W. Carson St., (19.) March 7, 1949.

BUTLER COUNTY

Miss Helen M. Wise, Butler, March 7, 1949.

MONTGOMERY COUNTY

Elgin H. Lenhardt, Norristown, March 7, 1949.

LACKAWANNA COUNTY

G. Frank Couch, Carbondale, March 11, 1949.

POTTER COUNTY

Chas. C. VanDeBoe, Shinglehouse, March 11, 1949.

DAUPHIN COUNTY

J. J. Husic, Steelton, March 12, 1949.

WESTMORELAND COUNTY

Milton E. Uncapher, Jr., Vandergrift, March 15, 1949.

BLAIR COUNTY

Miss Edith Ergler, Altoona, March 18, 1949.

ALLEGHENY COUNTY

David B. Fawcett, Pittsburgh, 1707 Henry W. Oliver Bldg. (22.) March 24, 1949.

Harry Grove, Glassport, March 24, 1949.

SCHUYLKILL COUNTY

John W. Dreher, Pottsville, March 25, 1949.

BERKS COUNTY

Edmund Harvey, Reading, March 26, 1949.

PHILADELPHIA COUNTY

Charles Ritter, 1420 E. Johnson St. (38.) March 28, 1949.

ERIE COUNTY

Alban W. Curtze, Erie, March 29, 1949.

NORTHAMPTON COUNTY

Mrs. Alice L. Engler, Wilson, March 30, 1949.

JAMES H. DUFF.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 21, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation.

ALLEGHENY COUNTY

Harry S. Cheffins, Pittsburgh, City County Bldg.
Mrs. Mabel G. Donoghue, Mount Lebanon Twp., 252 Morrison Drive, Pittsburgh, (16.)
Roy Ferree, Homestead.
Herman Harris, Pittsburgh, 2033 Center Ave.
Fred J. Herrington, Pittsburgh, 84 Van Braam St.
William P. Lawrence, Turtle Creek.
Mrs. Elizabeth J. Roadman, Wilkinsburg.

BEAVER COUNTY

Frank J. Keppel, Ambridge.

BERKS COUNTY

J. Walter Miller, Laureldale.

BUCKS COUNTY

Donald W. Van Artsdalen, Doylestown.

COLUMBIA COUNTY

Mrs. Phyllis M. Rarich, Bloomsburg.

CUMBERLAND COUNTY

Frank H. Wagner, East Pennsboro Twp., Enola.

DAUPHIN COUNTY

James D. Bowman, Jr., Millersburg.
Charles L. Dennis, Harrisburg.

FAYETTE COUNTY

Miss Ala Abbadini, Redstone Twp., Box 53, Fairbank.

JEFFERSON COUNTY

Miss Frances M. Chestnut, Brookville.

LACKAWANNA COUNTY

Ernest Smith, Archbald.

LEBANON COUNTY

Miss Elizabeth W. Davies, Lebanon.

LYCOMING COUNTY

Mrs. Helen M. Sciacca, Williamsport.

MONTGOMERY COUNTY

Mrs. Myrtle H. Fasbinder, Upper Moreland Twp., Willow Grove.

PHILADELPHIA COUNTY

Frank A. Cooper, Phila., 5015 Frankford Ave. (24.)
A. William Gouk, Phila., 1607 Finance Bldg.
Daniel L. Menkin, Phila., 4711 N. Broad St. (41.)
Miss Anges F. Mundy, Phila., 248 W. Wingohocking St. (40.)
W. H. Roberts, Phila., 10th Floor, Curtis Bldg.

WARREN COUNTY

Richard Youngquist, Warren.

To compute from the dates set opposite their names.

CAMBRIA COUNTY

Benj. Hinchman, Jr., Johnstown, February 23, 1949.

LACKAWANNA COUNTY

Miss Mary E. Gallagher, Scranton, February 23, 1949.

SCHUYLKILL COUNTY

Robert E. Martz, Gordon, February 23, 1949.

ALLEGHENY COUNTY

Mrs. Helen Smoley, Munhall, February 26, 1949.

DAUPHIN COUNTY

Lester C. Lerew, Harrisburg, February 26, 1949.

CAMBRIA COUNTY

John W. McCall, Summerhill, February 27, 1949.

ALLEGHENY COUNTY

A. D. Letchworth, Bethel Twp., R. D. 2, Library, March 2, 1949.

Miss Adaline Solomon, Pittsburgh, 1803 Law & Finance Bldg., March 2, 1949.

Wm. B. Watson, Pittsburgh, 304 W. Penn Bldg., March 2, 1949.

BEAVER COUNTY

Charles A. Perelli, Beaver Falls, March 2, 1949.

BLAIR COUNTY

Ashton Gardner, Hilldaysburg, March 2, 1949.

BRADFORD COUNTY

Miss Henrietta Pierce, Troy, March 2, 1949.

DAUPHIN COUNTY

Edwin E. Bolton, Harrisburg, March 2, 1949.

DELAWARE COUNTY

Miss Pearl Bell, Chester, March 2, 1949.

FAYETTE COUNTY

Ernest E. Coffman, Menallen Twp., New Salem, March 2, 1949.

LEHIGH COUNTY

Lloyd W. Wieder, Allentown, March 2, 1949.

MONTGOMERY COUNTY

Miss Elsie M. Seibert, Upper Moreland Twp., Willow Grove, March 2, 1949.

PHILADELPHIA COUNTY

William A. Klaus, 852 S. 55th St. (43), March 2, 1949.

John H. Lebeck, 6001 Castor Ave., March 2, 1949.

Miss Mary A. McCrorey, Rm. 1000, 1500 Walnut St., March 2, 1949.

Miss Mary A. Murphy, 928 Fidelity-Phila. Bldg., March 2, 1949.

Clement C. O'Rourke, Packard Building, March 2, 1949.

SCHUYLKILL COUNTY

Miss Grace P. Hendricks, Mahanoy City, March 2, 1949.

YORK COUNTY

Earl J. Gerber, Warrington Twp., Wellsville, March 2, 1949.

William H. Grove, York, March 2, 1949.

SCHUYLKILL COUNTY

Steve Souchack, Mahanoy City, March 3, 1949.

DELAWARE COUNTY

Mrs. Helen S. Spackman, Rutledge, March 4, 1949.

ADAMS COUNTY

Mrs. Mary Ramer Eberhart, Gettysburg, March 5, 1949.

ALLEGHENY COUNTY

L. O. Brown, McKeesport, March 5, 1949.

Thomas F. Holleran, Pittsburgh, 4153 Murray Ave., March 5, 1949.

Francis T. Schroader, Pittsburgh, 514 Smithfield St., March 5, 1949.

Frank J. Shermer, Pittsburgh, 2610-5th Ave., March 5, 1949.

ARMSTRONG COUNTY

Harry S. King, Kittanning, March 5, 1949.

BEAVER COUNTY

Miss Maude F. McBrier, Beaver, March 5, 1949.

BERKS COUNTY

Mrs. Anna M. Forcier, Reading, March 5, 1949.

DAUPHIN COUNTY

Mrs. Ethel E. Zweifel, Harrisburg, March 5, 1949.

HUNTINGDON COUNTY

E. S. Rinker, Rockhill, March 5, 1949.

LEHIGH COUNTY

Miss Beatrice M. Lagle, Allentown, March 5, 1949.

LUZERNE COUNTY

Bernard E. Piorkowski, Wyoming, March 5, 1949.

MONTGOMERY COUNTY

Mrs. Verna W. Detwiler, Norristown, March 5, 1949.

Miss Sara C. Scheetz, Lansdale, March 5, 1949.

PHILADELPHIA COUNTY

Miss Anna M. Feeney, Rm. 1100, 1528 Walnut St., March 5, 1949.

Isreal I. First, 4912 N. 8th St., March 5, 1949.

George M. Metter, 2010 Packard Bldg., March 5, 1949.

Miss Elizabeth Park, 4601 Market St. (39), March 5, 1949.

Harry M. Witham, 4601 Market St. (39), March 5, 1949.

SCHUYLKILL COUNTY

Elmer E. Johnson, Jr., Pottsville, March 5, 1949.

WAYNE COUNTY

Warren P. Murphy, Hawley, March 5, 1949.

WESTMORELAND COUNTY

John H. Blair, Irwin, March 5, 1949.

ALLEGHENY COUNTY

C. Elwood Knapp, Pittsburgh, 217 N. Highland Ave. (6), March 6, 1949.

Miss A. M. Tapscott, Pittsburgh, 2728 Murray Ave., March 6, 1949.

ARMSTRONG COUNTY

Mrs. Mabel A. Waugaman, Leechburg, March 6, 1949.

LAWRENCE COUNTY

Ralph A. Cooper, New Castle, March 6, 1949.
R. B. Proctor, New Castle, March 6, 1949.

PHILADELPHIA COUNTY

Miss C. E. Milligan, 1306 Land Title Bldg., March 6, 1949.
Paul A. Riedel, 220 S. 4th St. (6), March 6, 1949.
Miss Anna J. Walter, 1608 Walnut St. (3), March 6, 1949.

SCHUYLKILL COUNTY

Edward J. Elliott, Shenandoah, March 6, 1949.

WESTMORELAND COUNTY

Mrs. B. M. Gregg, N. Huntingdon Twp., Box 551, Irwin, March 6, 1949.

ALLEGHENY COUNTY

E. T. Chance, Pittsburgh, 201 Forbes Bldg., March 7, 1949.
C. R. Dougall, Pittsburgh, 21st & Smallman Streets, March 7, 1949.

CLARION COUNTY

Lloyd F. Weaver, Clarion, March 7, 1949.

COLUMBIA COUNTY

Paul D. Jacobs, Bloomsburg, March 7, 1949.

LACKAWANNA COUNTY

Miss Mary F. Evans, Scranton, March 7, 1949.

LEHIGH COUNTY

Clinton T. Snyder, Catasauqua, March 7, 1949.

MONTGOMERY COUNTY

Miss Jennie W. Famous, Norristown, March 7, 1949.
Mrs. Arlene C. Smith, Hatboro, March 7, 1949.

MONTOUR COUNTY

Ellis S. Raup, Danville, March 7, 1949.

PHILADELPHIA COUNTY

Miss Florence Ellender, 501 Bailey Bldg. (7), March 7, 1949.
Miss Elizabeth Stewart, 2929 Phila. Saving Fund Bldg., 12 S. 12th St., March 7, 1949.

WASHINGTON COUNTY

Mrs. R. E. Heinrich, McDonald, March 7, 1949.

WESTMORELAND COUNTY

Jay B. Peterson, Youngwood, March 7, 1949.

PHILADELPHIA COUNTY

Joseph Rosenfeld, 420 E. Wyoming Ave. (20), March 8, 1949.

WESTMORELAND COUNTY

R. D. Henry, Adamsburg, March 8, 1949.
Frank E. Pikulski, Jeannette, March 8, 1949.

YORK COUNTY

John H. Markle, W. Manheim Twp., Hanover, March 8, 1941

ALLEGHENY COUNTY

Edward F. Ende, Carnegie, March 9, 1949.
George E. Morcroft, Pittsburgh, 212 Fruit Exchange Bldg. (22), March 9, 1949.

CAMBRIA COUNTY

Miss Elisabeth R. Taney, Johnstown, March 9, 1949.
M. P. Westrick, Carrolltown, March 9, 1949.

CLEARFIELD COUNTY

P. J. Swift, DuBois, March 9, 1949.

CRAWFORD COUNTY

G. Stanley Maxwell, Meadville, March 9, 1949.

DELAWARE COUNTY

Richard C. Bergeman, Darby, March 9, 1949.

FAYETTE COUNTY

W. A. Crow, Smithfield, March 9, 1949.

JEFFERSON COUNTY

Earl Holben, Ringgold Twp., Ringgold, March 9, 1949.

PHILADELPHIA COUNTY

Owen J. Green, 1510 Walnut St. (2), March 9, 1949.

ALLEGHENY COUNTY

Harry J. Davis, Pittsburgh, 711 Forbes St., March 10, 1949.
Joseph Dowling, Pittsburgh, Rm. 15, Pennsylvania Bldg. (22), March 10, 1949.
John E. Dunn, Pittsburgh, 5247 Butler St., March 10, 1949.
Mrs. Helen E. Rees, Mount Lebanon Twp., 306 Beverly Rd., Pittsburgh, March 10, 1949.

PHILADELPHIA COUNTY

C. D. Smeltzer, 1302-04 Commonwealth Bldg., March 10, 1949.

YORK COUNTY

Emory W. Brandt, York, March 10, 1949.

BLAIR COUNTY

T. Chester Parsons, Altoona, March 11, 1949.

ALLEGHENY COUNTY

Mrs. Alberta G. Bleichner, Pittsburgh, 1804 E. Carson St., March 12, 1949.
Miss Pearl Hollis, Pittsburgh, 1010 Berger Building, March 12, 1949.
James C. Mahon, Collier Twp., Bridgeville, March 12, 1949.

LUZERNE COUNTY

Mrs. Frances Sippel Griffiths, Hazleton, March 12, 1949.

LYCOMING COUNTY

Mrs. Frances E. Bastian, Williamsport, March 12, 1949.

SCHUYLKILL COUNTY

Walter Stauffer, North Union Twp., Nuremberg, March 12, 1949.

WASHINGTON COUNTY

J. W. Piersol, Bentleyville, March 12, 1949.

ADAMS COUNTY

Guy W. Albright, Reading Twp., Hampton, March 13, 1949.

FAYETTE COUNTY

Rufus O. Barkley, Fairchance, March 13, 1949.
Miss Gerda A. Carlson, Uniontown, March 13, 1949.

NORTHAMPTON COUNTY

George W. App, Easton, March 13, 1949.

WASHINGTON COUNTY

G. M. Challener, Canonsburg, March 13, 1949.

MIFFLIN COUNTY

Ralph H. Taylor, Armagh Twp., Milroy, March 14, 1949.

YORK COUNTY

Mrs. Emily H. Swartz, Hanover, March 14, 1949.

ALLEGHENY COUNTY

George P. Fulton, Pittsburgh, 501 Penn Ave., March 15, 1949.

C. Leslie Phebus, Pittsburgh, 702 Bingham St., March 15, 1949.

LYCOMING COUNTY

Mrs. Loretta Weston Swank, Williamsport, March 15, 1949.

BRADFORD COUNTY

Mrs. Neta I. Frutchey, Sayre, March 16, 1949.

LEBANON COUNTY

Edward H. Smith, Annville Twp., Annville, March 16, 1949.

WAYNE COUNTY

Miss Etta Nielsen, Honesdale, March 16, 1949.

NORTHUMBERLAND COUNTY

John F. Gillespie, Shamokin, March 19, 1949.

PHILADELPHIA COUNTY

Edward O. Kellner, 1120 E. Columbia Ave., March 19, 1949.

ALLEGHENY COUNTY

Miss Eliza Jane Fraser, Pittsburgh, 301 Shiloh St., March 20, 1949.

PHILADELPHIA COUNTY

Albert C. Ehmann, 3218 N. Broad St. (40), March 21, 1949.

SOMERSET COUNTY

Harry Dirienzo, Somerset, March 21, 1949.

LUZERNE COUNTY

George H. Sutton, Wilkes-Barre, March 22, 1949.

CARBON COUNTY

Mrs. Bertha R. Davis, Summit Hill, March 23, 1949.

CAMBRIA COUNTY

Leo J. Buettner, Johnstown, March 24, 1949.

Mrs. Helen O. Polentes, South Fork, March 24, 1949.

ELK COUNTY

Miss Katrine Smith, St. Marys, March 24, 1949.

PHILADELPHIA COUNTY

Miss Dorothy H. Wager, 207 Walnut Place (6), March 24, 1949.

ALLEGHENY COUNTY

Philip Gren, Bridgeville, March 25, 1949.

BEAVER COUNTY

C. Roy Kerr, Ambridge, March 25, 1949.

ALLEGHENY COUNTY

Fred P. Fuller, Pittsburgh, 407 Liberty Building (6), March 26, 1949.

H. J. Pelzel, Pittsburgh, 439 Kingsboro St. (11), March 26, 1949.

LEBANON COUNTY

H. F. King, Heidelberg Twp., R. D. 2, Myerstown, March 28, 1949.

PHILADELPHIA COUNTY

Raymond C. Grubb, 1403 W. Erie Ave., March 28, 1949.

JAMES H. DUFF

A motion was made by Mr. LORD, Jr., and Mr. WAGNER,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EDUCATIONAL DEPARTMENT OF LEMOYNE CIVIC CLUB PRESENTED TO MEMBERS OF SENATE

Mr. WADE. Mr. President, I should like to announce that we have as visitors today in the gallery the Educational Department of the Lemoyne Civic Club, headed by Mrs. Raymond W. Sawyer, Sr.

The PRESIDENT. The Chair recognizes the visitors in the balcony, and welcomes you to this session.

REPORT FROM JOINT STATE GOVERNMENT COMMISSION

Mr. LORD, JR. Mr. President, on behalf of the Joint State Government Commission, I have the honor to present herewith a report of the Joint State Government Commission, dated February 1949, dealing with "Penal Laws."

Copies of this report for distribution to the Members of the Senate have been delivered to the office of the President pro tempore of the Senate.

COMMONWEALTH OF PENNSYLVANIA
JOINT STATE GOVERNMENT COMMISSION OF THE
GENERAL ASSEMBLY

Harrisburg, February 21, 1949.

To the Honorable, the Senate of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith a Report of the Joint State Government Commission, February 1949, dealing with "Penal Laws."

Copies of this report for distribution to the members of the Senate have been delivered to the office of the President pro tempore of the Senate.

Respectfully submitted,
WELDON B. HEYBURN, Chairman.

The PRESIDENT. The communication will be noted in the Journal and the report will be printed in full in the Appendix.

REPORT FROM COMMITTEE

Mr. BLASS, from the Committee on Judiciary General, reported as amended, Senate Bill No. 51, entitled:

An Act to further amend paragraph (b) of section three of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 450), entitled, as last amended "An act relating to fires and fire prevention; imposing duties and conferring powers upon the Pennsylvania State Police; authorizing the appointment of the chiefs of fire departments and certain public officers and others as assistants to the Pennsylvania State Police, and defining their powers and duties; providing for the investigation of the cause, origin, and circumstance of fires and the inspection of all, and the removal or change of, certain buildings by owners and occupants thereof, including political subdivisions; imposing duties on school authorities and on certain corporations, associations, and fire rating agencies; providing for the attendance of witnesses before the Pennsylvania State Police, and the enforcement of its orders; and prescribing penalties," by clarifying the provision with regard to appeals.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. LORD, JR., from the Committee on Executive Nominations reported with a favorable recommendation the following nominations, made by His Excellency, the Governor, which were laid on the table:

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 14, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Herman H. Knies, 501 Northumberland Street, White Haven, Luzerne County, for appointment as Justice of the Peace in and for the Borough of White Haven, Luzerne County, until the first Monday of January, 1950, vice Adam L. Knies, deceased.

JAMES H. DUFF

MEMBER OF THE PENNSYLVANIA STATE BOARD OF CENSORS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 14, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John Clyde Fisher, Sharon, Mercer County, for reappointment as a Member of the Pennsylvania State Board of Censors, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

JAMES H. DUFF

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 16, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate A. A. Adams, Jr., 27 Market Street, Box 302, Edinboro, Erie County, for appointment as Justice of the Peace in and for the Borough of Edinboro, Erie County, until the first Monday of January, 1950, to fill a vacancy.

JAMES H. DUFF.

BILLS INTRODUCED AND REFERRED

Mr. CROWE read in his place and presented to the Chair Senate Bill No. 325, entitled:

An Act to further amend section three hundred two of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by providing for free hunting licenses to certain disabled war veterans.

Which was committed to the Committee on Forests and Waters, Game and Fish.

He also read in his place and presented to the Chair Senate Bill No. 326, entitled:

An Act relating to forest management and damage caused by improper timber cutting methods resulting in the denuding of vast areas of the Commonwealth, and contributing to undue exhaustion of timber supply, recurring floods, soil erosion and depletion of the water supply; providing for the establishing and organization of District Forest Practice Boards, and the appointment of their officers; prescribing their powers and duties; fixing the powers and duties of the Secretary of Forests and Waters relative to the enforcement of this act; and providing assistance to such District Forest Practice Boards and woodland owners.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Mr. LLOYD H. WOOD read in his place and presented to the Chair Senate Bill No. 327, entitled:

An Act to amend clause four of subsection B of section fourteen and subsection A of section seventeen of the act, approved the twenty-eighth day of June, one thousand nine hundred forty-seven (P. L. 1110), entitled "An act defining and regulating certain installment sales of motor vehicles; prescribing the conditions under which such sales may be made and regulating the financing thereof; regulating and licensing persons engaged in the business of making or financing such sales; prescribing the form, contents and effect of instruments used in connection with such sales and the financing thereof; prescribing certain rights and obligations of buyers, sellers, persons financing such sales and others; limiting incidental charges in connection with such instruments and fixing maximum interest rates for delinquencies, extensions and loans; regulating insurance in connection with such sales; regulating repossessions, redemptions, resales and deficiency judgments and the rights of parties with respect thereto; authorizing extensions, loans and forbearances related to such sales; authorizing investigations and examinations of persons engaged in the business of making or financing such sales; prescribing penalties and repealing certain acts," by further prescribing the form and contents of contracts used in connection with such sales and the financing thereof; and by further regulating insurance in connection with such sales.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 328, entitled:

An Act making appropriations to the Department of Property and Supplies and the Pennsylvania Historical and Museum Commission to be used to purchase property in Montgomery County, Pennsylvania and in restoration work at Pottsgrove, Pennsylvania.

Which was committed to the Committee on State Government.

Mr. LORD, JR., read in his place and presented to the Chair Senate Bill No. 329, entitled:

An Act relating to the provision of child welfare services by institution districts; providing for Commonwealth reimbursements to institution districts electing to accept and complying with the provisions of this act, for the administration of child welfare services by institution districts through child welfare boards or advisory committees designated or appointed by them, and by persons employed by them under a merit system; imposing powers and duties on such institution districts and their child welfare boards and advisory committees, the Department of Welfare, and the Civil Service Commission; and making an appropriation.

Which was committed to the Committee on Public Health and Welfare.

He also read in his place and presented to the Chair Senate Bill No. 330, entitled:

An Act making an appropriation to the Department of Health for use in research and demonstration work dealing with the improvement of nutritional status of civilians, including children and elderly people as well as family groups, industrial workers and others.

Which was committed to the Committee on Public Health and Welfare.

PERMISSION TO ADDRESS SENATE

Mr. HALUSKA asked and obtained unanimous consent to address the Senate.

Mr. HALUSKA. Mr. President, we have now been in session about two months and we are still on our honeymoon, no harm has been done, and no good has been done, so I propose to introduce a bill that may do some good to us and to the people of this Commonwealth.

Back in 1945 we passed an Act of Assembly setting up authorities in local municipalities. Some of them have been organized and have brought to our Commonwealth a number of new industries. Some time before that we set up in Pennsylvania a new department, the Department of Commerce, which of course is limited because of lack of funds.

I am very much interested in trying to preserve the industries we have in Pennsylvania and to bring to our Commonwealth new industries, so under the Act of 1945, in the year of 1947 in my own town, we heard of an industry going to Alabama, the Phillips-Jones people, and we were able, under that act, to sell bonds, to float a bond issue, and bring to my town a plant which has placed to work some 350 girls.

Now, Mr. President, within the last two months, we had another opportunity, the Timken Roller Bearing people

from Detroit, but because of lack of funds and lack of space, we were unable to take advantage of it. So I am now presenting a bill, Mr. President, where the State will participate with local municipalities to the extent of one third of the amount of expenditures paid up to \$300,000. The local community will spend two thirds, and amortize any building of a new industry for a period of 20 years, and the State will be refunded every cent of money invested, and in this way will encourage local municipalities to bring to the Commonwealth new industries.

I am certain, Mr. President, that if a bill of this nature is passed, it will bring to our Commonwealth new industry, in line with the Governor's program.

Under this proposed bill, the Department of Commerce would first scrutinize very carefully the liabilities and qualifications of any new industry. If the Department of Commerce would find that it is a sound industry, then they would, with any local authority, join hands and advance one-third of the money needed to build the plant or buy equipment to give our people work.

I trust, Mr. President, that the Committee will consider this bill.

BILLS INTRODUCED AND REFERRED

Messrs. HALUSKA and LANE read in place and presented to the Chair Senate Bill No. 331, entitled:

An Act to encourage the location of new and the expansion of existing industries in the Commonwealth through the granting of State-aid to municipality authorities for the construction of industrial plants, placing certain limitations and restrictions on such loans and making an appropriation.

Which was committed to the Committee on State Government.

Mr. FRAZIER read in his place and presented to the Chair Senate Bill No. 332, entitled:

An Act to further amend the act, approved the twelfth day of June, one thousand nine hundred and thirty-one (P. L. 510), entitled, "An act providing for the licensure and regulation of certain private nursing homes and private hospitals; conferring certain powers and duties upon the Department of Welfare; and providing penalties," by including private boarding homes operated for profit and excluding private boarding homes operated on a non-profit basis.

Which was committed to the Committee on Public Health and Welfare.

He also read in his place and presented to the Chair Senate Bill No. 333, entitled:

An Act making an appropriation to the Board of Finance and Revenue from the State Stores Fund for refund of distillers' licenses.

Which was committed to the Committee on Appropriations.

Mr. WATKINS read in his place and presented to the Chair Senate Bill No. 334, entitled:

An Act to amend section two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 806), entitled "An act limiting the number of licenses for the retail sale of liquor, malt or brewed beverages, or malt and brewed beverages, to be

issued by the Pennsylvania Liquor Control Board; defining hotels, and prescribing the accommodation required of hotels in certain municipalities," excluding from the provisions thereof temporary malt and brewed beverages retail licenses.

Which was committed to the Committee on Law and Order.

He also read in his place and presented to the Chair Senate Bill No. 335, entitled:

An Act to add section four hundred fifty-two to the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes and revising, amending and consolidating the laws relating thereto," by authorizing boards of county commissioners to make appropriations to county firemen's associations.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 336, entitled:

An Act to further amend the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 252) entitled as amended "An act to regulate and restrain the traffic in malt and brewed beverages, as herein defined; providing for the licensing of the manufacture, transportation, sale and distribution of such beverages imposing license and permit fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of the electors, to prevent the licensing therein of places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon the Pennsylvania Liquor Control Board, quarter sessions courts, district attorneys, the Department of Justice, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," by authorizing the issuance of temporary retail dispensers' licenses to charitable organizations or non profit organizations for charitable purposes and providing for certain bonds and fee therefor.

Which was committed to the Committee on Law and Order.

Mr. MEADE read in his place and presented to the Chair Senate Bill No. 337, entitled:

An Act to add section two to the act, approved the seventeenth day of January, one thousand eight hundred thirty-one (P. L. 12) entitled "A further supplement to an act entitled, an act to reform the penal laws of this Commonwealth," by authorizing the discharge of prisoners for non-payment of costs and fines upon serving certain periods of time.

Which was committed to the Committee on Judiciary General.

Mr. HARE read in his place and presented to the Chair Senate Bill No. 338, entitled:

An Act authorizing the Department of Property and Supplies to convey a property in Somerset County, Pennsylvania.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 339, entitled:

An Act establishing a committee under the Joint State Government Commission to make a thorough investigation and study of the safety measures and methods employed in the bituminous coal mining industry for the protection of the coal miners; providing for the appointment of the members of such committee prescribing the committee's powers and duties and making an appropriation.

Which was committed to the Committee on Mines and Mining.

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 340, entitled:

An Act to further amend section two of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 216), entitled "An act relating to dentistry; defining and providing for the licensing and registration of dentists and dental hygienists, and for the revocation and suspension of such licenses and registrations, subject to appeal, and for their reinstatement; defining the powers and duties of the State Dental Council and Examining Board and the Department of Public Instruction; providing penalties; and repealing existing laws," by further defining the term "Dental Hygienist" and further regulating the practice of Dental Hygienists.

Which was committed to the Committee on Education.

Mr. WALKER on behalf of Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 341, entitled:

An Act making an appropriation to the Philadelphia Committee for Prevention of Blindness Incorporated for the purpose of maintaining services for the control of causes of blindness.

Which was committed to the Committee on Appropriations.

Mr. WOLFE read in his place and presented to the Chair Senate Bill No. 342, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations, and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by adding a new route in Snyder County.

Which was committed to the Committee on Highways.

Mr. MAHANY read in his place and presented to the Chair Senate Bill No. 343, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the further restoration, preservation and improvement of Drake Well Memorial Park, birthplace of the petroleum industry.

Which was committed to the Committee on Appropriations.

Mr. YOSKO read in his place and presented to the Chair Senate Bill No. 344, entitled:

An Act to amend section eight hundred twenty-two of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for

the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by making it unlawful to transport explosives by trailer or semi-trailer and requiring police escort for the same through any city or borough or any township of the first class having a population in excess of ten thousand.

Which was committed to the Committee on Highways.

PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President, I offer the following bill, which incidentally, is the annual anti-vivisection bill, which I hope the Committee will release soon.

BILLS INTRODUCED AND REFERRED

Messrs. LANE and HALUSKA read in place and presented to the Chair Senate Bill No. 345, entitled:

An Act to add section nine hundred forty-seven point one to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by prohibiting operations or experiments upon any living dog or cat for any other purpose than healing or curing such dog or cat.

Which was committed to the Committee on Public Health and Welfare.

Messrs. HOLLAND and LANE read in place and presented to the Chair Senate Bill No. 346, entitled:

A Joint Resolution proposing an amendment to article eight, section one of the Constitution of the Commonwealth of Pennsylvania, giving citizens eighteen years of age the right to vote.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Messrs. HOLLAND, LANE and NEFF read in place and presented to the Chair Senate Bill No. 347, entitled:

An Act imposing a county tax on the gross receipts of public utilities; providing for the collection and payment of such tax; requiring certain reports and penalties if they are not made; providing for payment of part of tax to cities, boroughs, towns, townships and school districts in certain proportions.

Which was committed to the Committee on Corporations.

Messrs. HOLLAND, NEFF and BARRETT read in place and presented to the Chair Senate Bill No. 348, entitled:

An Act to amend section seven hundred twenty-four

of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties, imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees; and miscellaneous receipts making an appropriation and providing for refunds," providing for payment to cities, boroughs, towns, and townships of a part of the registration and license fees collected, and appropriating moneys in the Motor License Fund therefor.

Which was committed to the Committee on Highways.

TIME OF NEXT MEETING

Mr. MEADE, offered the following resolution, which was twice read, considered and agreed to:

In the Senate, February 21, 1949.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, February 28, 1949, at four o'clock, p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, February 28, 1949, at four-thirty o'clock, p. m., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

EXECUTIVE NOMINATIONS RULE 38 SUSPENDED

A motion was made by Mr. LORD, JR., and Mr. WOLFE, To grant unanimous consent to immediate consideration of the nominations reported from the Committee on Executive Nominations, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at today's session.

Which was agreed to.

The Clerk read the nominations as follows:

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 16, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate A. A. Adams, Jr., 27 Market Street, Box 302, Edinboro, Erie County, for appointment as Justice of the Peace in and for the Borough of Edinboro, Erie County, until the first Monday of January, 1950, to fill a vacancy.

JAMES H. DUFF

MEMBER OF THE PENNSYLVANIA STATE BOARD
OF CENSORS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 14, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John Clyde Fisher, Sharon, Mercer County, for reappointment as a Member of the Pennsylvania State Board of Censors, until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

JAMES H. DUFF

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 14, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Herman H. Knies, 501 Northumberland Street, White Haven, Luzerne County, for appointment as Justice of the Peace in and for the Borough of White Haven, Luzerne County, until the first Monday of January, 1950, vice Adam L. Knies, deceased.

JAMES H. DUFF

CONSIDERATION OF EXECUTIVE NOMINATIONS

Whereupon,

A motion was made by Mr. LORD, JR. and Mr. WOLFE, That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. LORD, JR. Mr. President, I move that the Executive Session do now rise.

Mr. WOLFE. Mr. President, I second the motion.

The motion was agreed to.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President and Members of the Senate, in order that there may be no misunderstanding, this will not be a short statement. Every two years, as the representative of the Minority Party, I am compelled to make an analysis of the budget and the budgetary needs and the revenue sources in the Commonwealth of Pennsylvania from the viewpoint of the Minority Party of the Commonwealth.

Mr. President and Members of the Senate, I will try to make this as painless as possible. The Governor of the Commonwealth has again presented to the people of this Commonwealth his biennial budget. It is again a billion dollar budget.

In view of the message presented by the Governor relative to the increased cost of construction and so forth, there seems little remaining to say relative to the size of the budget. One can only repeat oft-mentioned warnings against setting up new governmental services, in the face of permanent taxes and increased costs.

It seems to me that our system of electing a governor for four years is working directly against the safeguards intended by the original law prohibiting his re-election.

Through the passing years, I have noticed the true-to-form performance of each retiring governor. He always manages to set up the budget to give him a maximum coverage with the voters of all classes, interests and all groups. Little seems to be done in the way of thinking for the future.

Governor James reduced industrial taxes. Governor Martin further relieved the emergency tax situation and Governor Duff fell heir to their folly and when forced to the wall had to create new revenues and, as a matter of party pride he could not re-enact the so-called Earle Taxes.

Instead, we find that Governor Duff decided to put the load squarely upon the shoulders of the poor people in the Commonwealth with direct sales taxes on their every day items. This was true in 1947 and it is true in 1949.

In 1947, I charged the budget director with a falsification, intentional or otherwise, in preparation of estimated revenue and budgetary needs.

If you will take the 14th Biennial Message, you will find a difference of \$80,278,000.00 between the Governor's estimate and the amount raised. This, of course, is not yet complete and unless the liquor and pop taxes drop even further, it is safe to assume that the uncalled for surplus will be even greater than \$80,000,000.00.

It is interesting to note that the Governor's new taxes in 1947 were estimated to raise \$79,000,000.00. They actually raised \$76,000,000.00, which is \$4,000,000.00 more than all the new taxes demanded by Duff and passed by the Republican Legislature in 1947. Included in this analysis there is a loss of \$11,000,000.00 from the estimated pop tax returns, a gain of \$2,000,000.00 from malt beverages estimate and a gain of \$6,000,000.00 from cigarette tax estimate.

As I pointed out in 1947, no new taxes were necessary and the record proves that our position was right. The surplus in the total revenue, fully shows that there was no immediate need for new taxation.

The Governor's statement to the effect that a deficiency appropriation of \$21,000,000.00 odd dollars leaves a surplus of \$42,879,000.00 is not based upon actual figures contained in the budget. In another section of the budget, we find that in figuring the difference between expenditures and receipts, the Governor failed to include the \$27,000,000.00 admitted surplus from 1945 to 1947. By simple arithmetic and by placing the items in their proper places, we can easily see the trickery practiced by this type of budgegetary figuring.

I have been unable to find the actual amount of construction started and paid for, or the amount in blue-

print stage only. There was supposed to be \$80,000,000.00 allowed for institutions of mental and feeble-minded patients. Let us look at the record. Page 17, Thirteenth Budget Message, the Governor states, "Total available for welfare institutions is \$89,700,000.00. It is proposed at least \$80,000,000.00 of this amount will be used at the institutions for mental and feeble minded patients." On page 9, Fourteenth Budget Message, "Of this amount \$70,000,000.00 represents new appropriations, balance or \$19,000,000.00 represents unexpended sums from previous appropriations." (Session of 1943 and Session of 1945). Page 7, Thirteenth Budget Message. Of this total amount \$55,347,000.00 has been allocated. Page 9, Fourteenth Budget Message—To mental institutions \$587,700.00 and \$403,210.00 to penal and state mental hospitals. This leaves a balance of approximately \$14,000,000.00, if we use the \$70,290,000.00 figure that the Governor substituted for the original \$89,700,000.00 figure used in Thirteenth Budget Message, page 7.

If we accept the proposition offered now by the Governor, he is asking an additional appropriation of \$91,500,000.00 for construction in this same classification.

Without asking about what happened to the \$19,410,000.00 difference between amount available and amount appropriated, we do question, however, whether we can honestly spend the \$91,500,000.00 new appropriation and the \$14,000,000.00 available funds from last biennium. Remember, too, this does not take into consideration the difference between actual funds spent and the \$57,000,000.00 allocated. Actually, there are more millions unspent in this construction program and unless we are to deliberately waste the taxpayer's money, a careful check ought to be made of the fund and plans made to appropriate only what can be used sanely and economically during this biennium.

Not even Einstein can follow the devious paths that are woven through the statistical jungle, contained in the budget messages by that elusive guide of the Governor, the Budget Director, Mr. Logan.

If any of you try to break down the barrier set up by Logan, to an honest analysis and interpretation of the State's fiscal policy, you will be convinced of at least one thing, and that is that we can use additional space at our mental institutions. He uses his facts and figures in such a way that I am reminded of the great Abbott and Costello classic of "Who's on first and What's on second." After studying the message and the budget and comparing 1945, 1947 and 1949, I have come to the reasonable proposition that what's on second ought to be on first and who's on first ought to be home in bed with a doctor and a full time nurse.

For instance let us look at page 12 of the Fourteenth Message and we find the following statement:

"SCHOOL EMPLOYEES RETIREMENT FUND"

"The recommended appropriation of \$21,180,000, for this Fund compares with \$13,486,400 in the current biennium. This increase is due in part to increased salaries of teachers, in part to the inability of the Fund to earn the 4% interest rate guaranteed by law, and in part to the decision of the Attorney General that rates of contribution may not be increased for employees who were in public school service prior to September 1, 1946. This amount will just meet the interest deficiency for the 1947-1949 biennium. An

additional interest deficiency of \$7,000,000 is estimated for the 1949-1951 biennium but is not included because I feel it is more workable for the Legislature to meet whatever deficiency occurs during the next biennium at the 1951 Session when an accurate estimate of the deficiency can be made."

Does this mean that over \$7,000,000.00 is needed now for paying for Martin's folly in liquidating the General State Authority?

Does this mean further that \$7,000,000.00 more will be needed to meet the deficiency that will be created unless we recreate the authority and sell the bonds to the retirement fund.

Does this mean further that if the recommendations that I made two years ago in this regard would have been accepted, the state would be in pocket about \$14,000,000 plus \$5,000,000 allocated in 1947 for this same purpose? This amount, if broken down, would have paid off \$19,000,000 of State Authority bonds for public works. Remember, also, in this connection we borrowed \$50,000,000 during this biennium and paid interest while making up a deficiency in our retirement investment interest fund. Now I ask you, "Who's on first and is What back on second?"

Here is another classic example for the student of what is what in budget messages. On page 11, Fourteenth Message.

"FORESTS AND WATERS"

"I am recommending an appropriation of \$3,000,000 for the salaries and expenses of the Department of Forests and Waters. Furthermore, in the amount which I recommend later in this Message for a State Authority program for that Department, the intent is that the State Authority take over dam building projects originally intended to be financed from the appropriation of \$10,000,000 (23-A) made to that Department in 1947. This will make funds in Appropriation Act 23-A available to this Department for forest and park work which has not previously received the proper development. The balance of the State Authority program would be for the construction of additional dams serving the purposes of flood control, water supply and recreation and for structures required in the State parks.

"During the 1945 Session an appropriation of \$16,500,000 was made to the Department of Forests and Waters (83-A) and an appropriation of \$10,000,000 at the 1947 Session (23-A) for major public works of that Department. Of the \$16,500,000 appropriation, \$16,353,000 had been allocated for projects as of December 31, 1948.

"Of the \$10,000,000 appropriation; \$9,907,131 had been allocated on that date."

Does this mean that the \$10,000,000 appropriated by the Legislature under Act 23-A has been spent by Admiral Draemel for other than projects intended by the Legislature? Frankly, that is what it looks like. I ask you, isn't it about time we have a detailed report of all the millions spent or allocated by Admiral Draemel. Of this total of \$26,500,000, we now find the \$26,260,000 has been allocated and yet no one knows, or at least no one tells us how much has been spent and how much remains in blueprint stage only. Also, how much of the \$10,000,000 under Act 23-A has to be made up by a public authority.

What I can't understand is that when I recommended long distance financing under a general state authority two years ago, my plan was ridiculed and yet right here

we have positive proof of a department using the plan by simply forgetting what an appropriation was made for, and now coming before us for the right to finance the authority.

Gentlemen, I serve notice now that I do request a complete investigation of the Department before I can recommend to my caucus members a vote for any more funds for the Department of Forest and Waters for long range programs.

At this point, I want to inject this thought. Setting aside the nonfiscal surplus now apparent in the Treasury figures due to miscalculation, intentional or otherwise, there seems to be sufficient unspent funds in our construction program to have allowed the Governor to follow our recommendation two years ago, to wit, a negative vote on new additional taxes. The same is true now and if we want to have a pay-as-you-use government, I believe we can do without additional taxes.

I don't believe the increased cost of the Pennsylvania State Police is advisable at this time. We are asking for a force of 2,000 State Troopers while, for example, Maryland a neighboring state has 250. The point I want to have explained to me is, whether or not we can stand a biennial charge of approximately \$20,000,000 for State Police work. If 2,000 men can do the job well, then why can't the next Governor ask for 2,500 men to do the job still better. Who sets the numbers? Who estimates the needs and who knows the ratio between safety and numbers? I don't believe we ought to accept this increased permanent cost without a more detailed explanation, particularly in the breakdown of \$15,000,000 plus out of highway funds and \$5,800,000 out of the General Fund for this purpose.

The teacher problem, the whole educational problem needs adjustment, as we all know. Pushing the problem back to local communities to the passage of Act 481 does not solve it. It only helps to aggravate it.

Personally, I believe the state should carry a larger share of the school cost relating to salaries of teachers. I have always believed in a standardization of teachers' salaries, educational opportunities and schoolastic standards. The funds for doing this are or can be made available. There are still untapped sources of revenues if we must have them. For the moment, I believe we can easily add \$10,000,000 to \$15,000,000 to our appropriation for school purposes if we follow one of the two courses available. First, let us economize in departmental expenditures and Secondly let us finance school construction for which the Governor requests \$26,325,000 this biennium, (page 9, Fourteenth Message) by Long-Term Bonds.

If this recommendation is disregarded as it has been in the past, then we necessarily must create a new tax to carry out an expanded school program on a State wide basis. This money would, of course, be collected and allocated by the State and is not to be confused with State-wide taxes collected for local purposes. This tax would only equalize to some extent the taxes on competing companies in the same field of endeavor.

"All Insurance Companies pay a Corporate Tax in Pennsylvania except domestic mutual fire, casualty and life insurance companies. Why shouldn't the domestic mutual companies pay a gross premium tax of two per cent the same as their competitors? (The

domestic stock companies pay an 8 mill premium tax, Capital Stock Tax, Corporate Loans Tax and Corporate Net Income Tax.) Such a tax would yield an estimated amount of \$10,000,000.00 for the biennium."

At this moment I wish to say that the Governor's recommendation of \$1,000,000 for increased aid to hospitals is far below the amount required for this worthy cause. This amount does not compare with the increases requested by the Governor for State Hospitals and Departmental expenditures.

If you will read on page 9, Fourteenth Message, the section dealing with salaries of State employees and on page 8, Fourteenth Message, the section dealing with welfare and health institutions, you will get the true picture.

In making the following comparisons, I do so in the hope that we can realize the urgent need for a complete overhaul of our tax structure in Pennsylvania. Too many tax commissions have been named and too many reports have been made for us to call for another tax study.

My proposal is easy to follow. I would keep this Legislature in session until a tax program is formulated. Only an abnormal stretch of the imagination can call the present hodge-podge before us a tax system.

Mr. President, if this administration fails to do its duty at this crucial time, there is only one answer left, a complete defeat at the polls for all those who refuse to see the danger of continuing the present tax anything or rather tax everything program.

For the purpose of pointing to the more important revenue measures, I want to compare the State of Pennsylvania with the State of New York, on five different revenue measures.

Take the tax on alcoholic beverages. Remembering that this is a monopolistic state, it was very illuminating to me to find that the State of New York raised as much money, not being in the liquor business, by taxes, as was raised in the State of Pennsylvania by being in the liquor business. I note that the alcoholic beverage taxes in the State of New York are \$54,290,000 in one year, 1947; in Pennsylvania the taxes on alcoholic beverages were \$27,366,000, a difference of about \$27,000,000 in yearly taxes on alcohol beverages.

On tobacco products, Pennsylvania raised \$20,988,000, whereas New York raised \$32,935,000.

In insurance company taxes, Pennsylvania raised \$11,774,000, and New York raised \$22,463,000.

On pari mutuel betting, horse racing, the State of New York raised \$30,304,000 a year or something like \$63,000,000 in the biennium.

By amusements and admissions, New York State raised \$1,507,000, while Pennsylvania raised the negligible amount of \$90,000.

Mr. President, in these five tax revenue propositions alone, there is a difference of \$81,000,000, between the two Commonwealths. We have heard many arguments about Pennsylvania being in the liquor business, and these figures prove that New York, with the private enterprise system of government, is able to produce a state revenue higher than the combined income in Pennsylvania of tax and profits in the liquor business. Frankly I have always believed Pennsylvania would do better to get out of the business, and put it back into the hands

of private enterprise. This would remove one of the worst temptations of governmental corruption and abusive use of power in this Commonwealth.

I would put sufficient tax upon the industry to let it carry its share of the tax burden but I would definitely take it out of the hands of the State and make it a private enterprise.

Mr. President, another sore point with a great many harassed taxpayers is the blind opposition to legal racing in the Commonwealth. Without taking a position in the matter of logic, I would like to say, let the people decide the question by giving them a referendum, giving them a pari mutuel referendum at the very next election. Let them decide between paying millions of dollars into the tax coffers of neighboring states or getting tax relief here at home. No minority group has the right to deny this American privilege to the people to make their own decision. Let it be settled once and for all. With six weeks of major track racing in the spring and fall and with minor tracks, fairs and hunt clubs participating in the sport, it will be reasonable to assume we can raise at least \$25,000,000 a year, as compared to over \$30,000,000 a year in the State of New York. This does not take into consideration the millions of dollars of tourist and transient trade. Our State is the breeding ground of world champion horses, the greatest horses that have ever been raced on the tracks anywhere in the world. We have the natural beauty, the beautiful resorts and urban attractions to add millions of dollars to our State income through the legalizing of racing, if the people see fit to do so.

Mr. President, as a closing argument at this time, look at the utility company and insurance company taxes. New York collects \$51,000,000, Ohio collects \$24,000,000 and Pennsylvania collects \$18,000,000. Do I need to say more? Now you can see why I am unalterably opposed to the so-called soda pop tax. When all utility interests in the Commonwealth of Pennsylvania with their billions of dollars of income and investment, pay a total combined state tax of \$18,500,000, how can we as conscientious men stand here and place a \$27,000,000 tax against the soda pop industry?

I can not conceive how this Senate can long endure the inequalities created under Act No. 481, which gives to the untrained taxing authorities in every community in the Commonwealth the right to tax anything and everything.

Mr. President, I have not taken the time to list all the taxes, but I know that the starving communities at home have seen fit to tax coal mining, coal loading, coal processing and wages, dirt and ashes, red dog, pit posts, hotel rooms, billboards, overnight cabins, advertising, transactions, mercantile, amusements, juke-boxes, real estate, sales, trailers, owners of trailer camps, per capita, lines, telephone poles, or anything and everything else that any school board or council decides it can get along very well with.

Mr. President, the saddest day in Pennsylvania's political tax history was the day Act No. 481 passed and was signed by the Governor of this Commonwealth. It must be removed before we will grow and prosper in our back home community. No sane industry will be put into a community where the tax question is an open invita-

tion to financial disaster. It has not been applied as yet in its full force. I know and you all know that the municipalities are only waiting for the moment that the Legislature folds up its first session after passage of this act, to go into one of the greatest taxing sprees this state has ever witnessed or any state has ever witnessed.

Mr. President, I do not intend to take up too much time of the Senate with any more figures, but it is interesting to note in this connection that we ought to know just what Pennsylvania does in the matter of state aid to local communities as compared to any other states of the nation.

Pennsylvania is 33rd in the nation in aid to local Governments when the percentage of General Fund Revenues return to States is considered.

Pennsylvania returns 24.9% of General Fund Revenue to the Local Government by way of aid divided as follows:

Schools	19.4%	In this connection we are classified
Highways	3.7%	with States such as Maine, Montana,
All other		North Carolina, Vermont and others
returns	1.8%	of the same size and influence.

In order that we may clear up once for all the biennial fairy tale about our great State aid to local Government let us make a little comparative analysis.

For instance only 10 States in the Union give less aid to local Governments out of their Funds. These States are Connecticut, Georgia, Idaho, New Mexico, Nevada, Rhode Island and similarly constructed and populated States.

The Aid given to schools is also illuminating. Pennsylvania stands 12th on the list of States giving local aid to schools. However, this figure is based upon the appropriations made in 1947 against the estimated General Fund of \$425,683,000.00. However, if we use the actual income of \$628,500,000.00 we find the percentage of State aid dropping from 19.4% to 13.4% or 28th on the list.

Only 9 States that give State aid give less than Pennsylvania to local Governments for unspecified purposes. This is the basic cause for the demand by local Governments for an expanded tax base. Act No. 481 is an attempt by the State Administration to cover up this phase of local Government and State relations. The Commonwealth collects but doesn't divide its income on an equitable basis.

Lets take a look at another angle of State aid measured in terms of per capita revenue and expenditures.

These figures are based upon the estimated income of \$425,000,000.00 rather than upon the actual income of over \$628,000,000.00.

If we were to use the actual income our position on State aid to local Governments would show the State in even a less favorable light.

For instance, the following table shows Pennsylvania's expenditures per capita and standing in list of States.

Total Revenue per capita	\$49.85	Standing in U. S.	7
Total per capita State aid	10.57	Standing in U. S.	12
Schools	8.24	Standing in U. S.	27
Highways	1.58	Standing in U. S.	16
Unspecified purposes ....	.75	Standing in U. S.	16

Because of Pennsylvania's system of welfare being completely centralized except in Allegheny County the per-

centage of State aid for this specific purpose is less than $\frac{1}{2}$ of 1%.

My authority for this analysis is Bulletin No. 28, United States Department of Commerce, Bureau of Census entitled "State Aid to Local Governments" dated December 1948.

I propose therefore a shift in our position by enactment of a State wide Mercantile tax, collected by the State and returned to the local communities for relief of local taxation and repeal of Act No. 481, restricting local taxes for all purposes to real estate per capita taxes.

In our modern day Government only persons and property are purely local in character.

Mr. President, I have here the message on state wide taxes collected for local distribution. You have been very patient in listening, and I will give to any of you a copy of it. I do not believe that it would add anything for my purposes anyway to read this particular message to you. However, I will ask permission to put it into the record as part of the biennial message.

Thank you very kindly.

STATE WIDE TAXES COLLECTED FOR LOCAL DISTRIBUTION

For a great many years, as an individual I have advocated the collection of certain taxes on a state wide basis with a revenue to be returned to the local communities. We have one example of the fruits of this labor by many of us who have tried for years to get this type of legislation upon the books. The return of part of the one cent emergency gas tax to the communities a few years ago, without a doubt, postponed a crisis in local government financing.

Local governments are again faced with this direct need for more local funds. Some of us tried to shirk our responsibilities in this matter by passing an infamous act known as Act 481 which opened up the broadest taxing rights to the local communities. This act has already resulted in hundreds of new and unprecedented taxes in local governments' laws. At the right moment I will go into the inequalities of this type of taxation. For the moment, I am more interested in presenting to the Senate certain state wide taxes and the logic for their enactment. I will attempt to show the benefits to be derived by such enactment. By collection of state wide taxes and their return to the various communities, local governments will not only be able to continue their progress but will not put themselves in an unfair position as regards neighboring communities.

There are certain taxes on certain industries, businesses, population and mineral deposits that are the joint property of all the peoples of the state, because, in a sense, the matter of location is not the prime factor in determining the value of that particular tax asset to any given community. This has long been the theory in the state prohibition of taxes against the public utility properties. It has been argued that the location of the physical properties of a utility should not allow any community the right to tax the whole utility system. This can easily be said of local mercantile, local wage, local mineral and local amusement taxes. The only fair method in which any community can demand taxes upon these taxable items is by setting up a barrier wall which excludes those

who do not live there from earning, spending or enjoying anything in the respective community.

As I stated before, since 1943, business or, better said, main street taxes have been removed from the state collected tax schedules. Chief among these taxes were the wholesale and retail mercantile taxes; this in the face of the fact that these were the oldest state wide collected taxes in the Commonwealth.

For many years, under the guise of representing real estate, powerful influences and lobbies, representing the owners of large downtown real estate holdings, have been pushing the tax burden onto the shoulders of industry, the workingman and farmer through corporate and so-called luxury sales taxes. With the help of these groups and under the guise of tax reduction, the Republican party repealed the mercantile tax laws and by so doing accomplished their real aim; namely, the elimination of a few jobs under the State Treasurer and Auditor General, both Democrats at that time. However, this act had become rather ridiculous in that the revenue had dropped from \$17,000,000.00 to approximately \$2,000,000.00, because it had become a political football that was neither policed nor administered on a sound basis.

Two years ago, I tried to re-enact this Act for the benefit of local communities, and although today we are putting more and more taxes upon the people, we have yet no proposal before us to bring this Main Street group before the Bar of Tax Justice and assess a just share of the state tax against it. Every dollar spent by the Federal, State, County and Local Government plus the efforts of the average citizen for streets, roads, lights, parks, transportation and communications, directly benefits the merchant on Main Street. No more equitable tax can be assessed at this time, than a tax that can be spread over the whole of the population and yet will still put the merchant on Main Street in a position of paying his share. I prefer to believe that a mercantile tax, wholesale and retail, will be much easier to administer. It will be more equitable, in that the buyers of lower priced articles will still be able to shop for bargains and cut prices and because the amount of the taxes can easily be charged against those of us who purchase the higher priced articles. The state wide sales tax on retail sales is both a nuisance and an inequity.

A mercantile tax will not necessarily be the determining factor in the final sale price of any article. Just examine the windows on any Main Street and you will see the great fluctuations in retail prices for like articles in a competitive market. The markup in most instances is so great as to allow sales with reductions ranging from 25% to 75% off list periodically in most retail establishments. Further, the direct sales tax puts a higher tax on the low priced articles than it does on the higher priced article. Example (A): A 2% sales tax on a 10c sale would actually be $\frac{2}{10}$ of a cent but in every instance where a sales tax is in effect the merchant collects one whole cent or a 10% tax and in many instances, to my own knowledge, when an article costing \$100.00 is for sale, the merchant of his own violation absorbed one-half of the sales tax. With a mercantile tax, the tax would be on the total volume and would not penalize the average consumer citizen.

Persons opposing this style of tax and favoring a sales or wage tax use the argument that the consumer pays

anyway. This opens up a classical argument as to which came first, the hen or the egg, since the consumer in one way or another pays on all taxes assessed against the consumer goods; yes, even against the real estate of mercantile establishments. If you follow this philosophy far enough, these same people would then demand the abolishment of all taxes on all enterprise, because the person who pays and buys eventually pays the taxes. This, of course, is not true. Competition in a great measure determines the amount that can be passed off to the consumer and the amount that must be absorbed by the business.

A tax of 1 per cent on wholesale and 1 per cent on retail will yield \$200,000,000 conservatively in the next session. In a rough division of the population in the Commonwealth, we find that by allocating this revenue on a population basis, we will be able to relieve the entire burden of Act 481 on the local communities of the Commonwealth. I would distribute the proceeds from the wholesale mercantile tax to the sixty-seven county governments of the Commonwealth and the proceeds from the retail mercantile tax to all the other subdivisions of government. The question of whether first and second class cities and counties should be included in this overall picture is predetermined by the fact that your larger mercantile establishments are situated in the main in this type of community. As an illustration, would it be fair for Philadelphia to collect all the mercantile taxes assessed against Sears and Roebuck, when thousands upon thousands of farms and workers order millions of dollars worth of goods through mail order catalogue sales. This argument can be pursued even further and will be, if necessary.

The next item of taxation on a state wide basis is one that uses the same logic insofar as population and location are concerned. I believe that a state wide amusement tax on all shows, sporting events and other forms of spectator entertainment should be taxed on a state wide basis and returned to the local districts for relief of school taxes. When local taxes are placed upon this field of endeavor, the same injustices prevail from a competitive viewpoint and also consumer or patron viewpoint as prevail when mercantile, wage, severance or other like taxes are assessed locally, but paid for by visitors, workers or patrons from other communities. This tax can conceivably pay for a reasonable share of the local educational bill and do for the local schools what the mercantile tax can do for the local and county governments; namely, remove the necessity for Act 481 as it is now written. Previous records show that within a comfortable margin of accuracy a tax of 10 per cent will yield \$15,000,000 Dollars for local school district use. Until the time comes when we can sit in convention to establish a new constitution for this Commonwealth, we will have to be content with a hap-hazard crazy-quilt structure. I do not believe this program to be the best obtainable, but I do believe it to be more equitable and reliable than that promoted by the administration.

At the first opportunity, I believe we should remove the capital stock tax from Pennsylvania industrial corporations, reduce the so-called luxury sales taxes and revamp our entire tax structure. A start has been made in this direction by the Tax Study Commission, but at this moment allow me to point to one of the glaring in-

equalities of the composition of this commission. Not one member of the minority party elected or appointed was asked to serve on this commission. That is one of the grievous errors that we make in the Legislature in that we overload study commissions with the party members of the party then in power. By so doing, we nullify a great deal of its work because of the changing political picture.

While talking of taxes, I would like to make an observation. Fourteen years ago, as a freshman member of the House I advocated for the first time a tax on legalized horse racing. I said then that within a period of ten or twelve years every state surrounding the State of Pennsylvania would legalize horse racing; that unless we passed this revenue raising measure at an early date we would find ourselves on a barren island in a sea of lush revenue drained from our Commonwealth. This has all come true. We are the only state in the East among the states contiguous to our Commonwealth that does not derive one cent of revenues from this source. In passing, I might say the last known figures for the State of New York show a collection of over \$50,000,000.00 in a one year period. This would more than take care of the needs for the bonus or mental institutions. In 1935, this bill passed the House and passed the Senate on third reading. Then, overnight a co-sponsor in the Senate, the gentleman from Philadelphia, suddenly left town for reasons pertaining to his health as I understand it. The bill was defeated the next day by one vote on final passage. Since that day, we have never had such success for a horse race bill.

We are faced with the necessity of raising funds for the bonus. I have before me a proposal to be submitted to the people along with the bonus. The so-called legalized horse racing with a stipulated sum of \$50,000,000.00 per biennium to be assessed against the privileges. This money will be used to retire the bonds for the bonus.

The foregoing is solely a suggested solution to the problem, since I am not the Governor of this great Commonwealth. To summarize, in my opinion, the taxes of this Commonwealth should be divided into five groups:

1. Industrial and Mining Taxes.
2. Business and license Taxes.
3. Individual (Inheritance and personal property) and Sales Taxes (present limited classes).
4. Privilege and amusement taxes.
5. Motor and Highway Taxes.

I will state here and now that I personally will never again politically support any candidate for the office of Governor of this Commonwealth who does not present to the people, before election, his program based upon the needs of the moment for financing and expending for the Commonwealth's needs. We have outlived the mealy-mouthed coverall type of platform of the past campaigns. We must demand in the future from every candidate a working knowledge of our State Government. When a candidate says that he is for conservation, let him tell the people what it is going to cost; when a candidate says he is for greater benefits for the under-privileged citizens, let him tell the people what it is going to cost. When a candidate says that he is for expanding the facilities of the care of the mentally deficient, let him tell the people what it is going to cost.

The chief aim of all government is the welfare of its citizens, but the chief danger to our type of government is when welfarism as such becomes the sole aim and achievement of government. When I give you an analysis of the budget, I hope to further elaborate upon this theme.

PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, I want the gentleman from Westmoreland to know that those of us on this side deeply appreciate the opportunity of hearing his biennial budget message. They are slowly becoming an institution in the State Senate. I hope that I am successful in hearing many more of them.

Mr. President, I will make no attempt at this time to directly reply to the statistics and the figures that he has tossed into the record. His budget message is much more interesting than what we used to hear from Senator Shapiro, because Senator Shapiro used more figures and he was just as confusing as the Budget Director, Mr. Logan.

I would like to say this to the gentleman from Westmoreland, I am very deeply interested in this phase of government, and when we come to the tax problem, I notice there is always an ethereal shift of philosophy when the political party in the Minority might become the political party in the Majority; there is always a slight change in the acceptance of responsibility. I think it would be an interesting illumination for the people of the United States if the tax philosophy that is suggested by the gentleman from Westmoreland would be adopted by the Majority Party at Washington, D. C., and again may I suggest to him that even though it came from the left side, and he was praising the tax program of the Republican Administration in the State of New York, I was interested to note that the Minority Party in the State of New York does not approve of that tax program, but they point with pride to ours. I guess it depends a whole lot on the locale and the extent it is involved.

As to Act 481 and the suggestion that we repeal that act, the gentleman from Westmoreland knows full well that there have been what might be termed tax bugs in Act 481, but it has produced revenue for a lot of political subdivisions in Pennsylvania. There have been impositions, there been duplications and double taxation on products, especially in the coal industry. Those of us who live in the coal areas know that some of the political subdivisions, like townships and township school districts, have taxed the same ton of coal under all disguises of occupation tax, or transportation tax, or severance tax or unloading tax. They have even taxed the shale and the red dog as it is dumped off on the other side of the mine, and that has been an unfortunate experience. I would be curious to see a balanced budget produced by the gentleman from Westmoreland, in which he would show what we would save in these political subdivisions, if we would repeal Act 481. Where would we ever replace in their coffers the money they need? If the gentleman from Westmoreland will permit me to be provincial, I am thinking for a moment of the city of Pittsburgh where they have been able to slowly work

themselves out of a very distressing financial situation, simply by the use of some of the aid and comfort that was given to them by Act 481, and the city of Philadelphia, that for years had a deficit problem, whereas the people of that City are slowly working their way out through the application of the Sterling Act.

Now, Mr. President, the gentleman points out that there are a lot of discrepancies and confusion and contradictions in the budget message presented by the Budget Department and the Budget Secretary. I want to say, Mr. President, I doubt very much if we have very many Members on the floor of the Senate that could get up and say with all fairness and truthfulness that they understood one hundred per cent the budget in the two volumes presented to us by the Budget Secretary. I have always held Dr. Logan up with a great deal of pride, as the most confusing man on Capitol Hill, and on that one phase of the argument I agree with the gentleman from Westmoreland.

I would like to suggest this: Several years ago when he and I were members of this great legislative body, there was a distinguished gentleman from Philadelphia by the name of Dr. Woodward who was a member of the Senate. Dr. Woodward always had a bill for a Legislative Comptroller. We were always very cheerfully opposed to that bill, but slowly and surely sometimes we reorganize our thinking. It might be a good idea if perhaps a Legislative Comptroller were created, so that we in turn would have some opportunity to determine what these vast budgetary expenditures and departmental requests amount to in dollars and cents. With that thought in mind, the very distinguished gentleman from Warren, who has served long and faithfully and capably as the Chairman of our Appropriations Committee, created a Subcommittee that has been studying these budgetary matters through the interim. I think they have done a grand job, and I think the gentleman from Philadelphia, Doctor Stiefel, has served with distinction at every one of those meetings. For example, Mr. President, if I might interpose, I have selected at random a report of the proceedings of a hearing that was held by this Subcommittee of the Appropriations Committee, in which Admiral Draemel, Secretary of Forests and Waters, attended, and explained in detail his budgetary problem and his financial problem as it involved his Department.

Now, the gentleman from Westmoreland suggests that we should not give Admiral Draemel a dime until he has proved beyond the shadow of a reasonable doubt that the things set forth in the budget, as far as his Department is concerned, are true and correct.

I think, Mr. President, that Doctor Stiefel and Doctor Chapman, and the other Members of that Committee went over that very thoroughly with Admiral Draemel, the Secretary of that Department. I note here that on that particular day, June 9, 1948, Doctor Stiefel was present. It would be curious to learn whether or not, in Doctor Stiefel's opinion, this Subcommittee has accomplished a great deal in bringing to this legislative body the facts that have been boiled down from these budgetary problems, so that the Legislature at least would be in a position to accept some of the taxes that are so necessary when we come to vote on a billion dollar budget.

The gentleman from Westmoreland knows full well that never in the history of Pennsylvania has there been

such a demand made upon a General Assembly as there is in this 1949 Session. The thing that distresses us the most is the fact that many of these requests will be curtailed or refused in their entirety. We would like to give the people of Pennsylvania all of the things that they are asking for, because we appreciate the fact that slowly but surely they are drifting us into a centralized fiscal program. We know we cannot give it to them, in spite of the fact that we are going to have to tax the people.

Mr. President, as has been suggested by the gentleman from Westmoreland, we are one of the few states in the nation where we have not had a very rapid, a very high, or a very marked increase in our tax program. The only additional tax that has been recommended by this present administration is a one cent additional tax for the highways fund, and for the continued highways program. Now, Mr. President, in some other states, for example, the State of New York, which was so highly praised by the gentleman from Westmoreland, as I understand it the administration there is taxing one cent additional on gasoline, and is going to use the money for relief purposes. Here, Mr. President, the only additional tax we have will be the one cent on gasoline, which will be used for highway purposes. I for one would not propose or would not be in favor of repealing Act 481 to deprive these political subdivisions of this source of revenue, unless and until they have adequately made plans to take care of the deficit that would be created. I know in the city of Pittsburgh, only a small portion of which I am permitted to have in my Senatorial District, they would be in bad shape if we deprived them of the revenue created by that piece of legislation. I do not think it was the worst day in Pennsylvania's political or legislative history when we passed this bill. I think it was just a restatement of the fact that government belongs at home. We have made a lot of speeches about home rule and about decentralizing our fiscal program. We made a step in that direction, and, of course, it hurt, because all new taxes hurt, all taxes hurt, as a matter of fact. It is so easy to talk about taxing big business. That gets us out from under the nut of this thing everytime, but, Mr. President, we have to realize this, that these small political subdivisions are represented by people who are elected by the voters of their particular district, and if that tax becomes so burdensome that the people in that little township or borough cannot stand it, they have ways and means of correcting that.

I again want to thank the gentleman from Westmoreland for his budget message. I assume from time to time we will bat it back and forth here in this legislative chamber. We here on this side are not at this moment prepared to disagree with a lot of things he said, because we will have to have a chance to read it in the record. I think, in the final analysis, the gentleman realizes that he was merely propounding what he says is the tax program of the Minority Side. That is, of course, a debatable subject, just as the Governor's budget might be a debatable subject as representing the tax program for the Majority Side.

Mr. President, let me say this, in all fairness and in all candor, it is the administration's responsibility for this tax program, and we are perfectly willing to answer for this program at the only bar of justice that is avail-

able to us, and that will be at the polls. There is no way in the world that we can turn back once we have put our hand to the plow.

Mr. President, I do not entirely agree with the gentleman from Westmoreland that we should stay here a year if necessary to thrash this out. The program that was submitted by the Governor in his budget message is a program for this administration, and we are perfectly willing to assume the responsibility for it.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President and Members of the Senate, I want to clear up one thing. I only compared Pennsylvania's revenues from five different sources with New York's revenues from those five sources.

I have neither praise nor condemnation for New York. My problem is one of comparison in presenting to the Senate a comparison of figures.

I might state, in order that there will be no false impression conveyed to the various subdivisions of government, I want to clarify my position on Act 481. For instance, first and foremost, I am unalterably opposed to that type of legislation. I want that clearly understood. I voted against it, and I have a bill in to repeal it. I also have presented to this Senate and to the people of Pennsylvania an alternate program, a program that can be used by the communities to get more money for local purposes than is now available under Act 481.

Pittsburgh, for instance, raises 4½ million dollars in revenue under Act 481. I can take a mercantile tax in this Commonwealth, and if you will be kind enough to read this message on mercantile tax, and a justification for imposing such a tax, I can show you where a one percent mercantile tax in this Commonwealth, given back to the communities on the basis of population, will give the city of Pittsburgh an approximate 22-million dollars. The merchant on Main Street does not pay in this Commonwealth his share of the taxes. Every dollar that is spent by the individual to build a home in the community, every dollar that is spent by utilities to increase and expand its services, every dollar that is spent out of tax money for the creation of better streets, of parks, of museums, places of interest in that community redound immediately to the benefit of the merchant on Main Street. He is the greatest beneficiary of our tax system in the Commonwealth, and since 1945, there has not been one cent of state-wide collected taxes assessed against the merchant on Main Street, except where it happens to be a corporation.

So I say to you, Mr. President, that if we are looking for unification of our aims and our desires to equalize the tax problem and the tax collections of this Commonwealth, we must divide taxes into five groups.

I have not discussed yet the question of the highway tax; I am working upon that message right now, and I tell you when I give it to you, I hope to prove beyond a reasonable doubt that we no more need the one cent increase in taxation in the Commonwealth of Pennsylvania for highway purposes than we needed the taxes in 1947 for General Fund purposes.

PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, the discussion on the tax bills is certainly going to be interesting, if we get this far without even having a bill out of committee.

I would like to suggest to the gentleman from Westmoreland, I am deeply interested in his problem of serving Pittsburgh, but I would be more deeply interested in the reaction of a majority of the members of the city council on that program.

PERMISSION TO ADDRESS SENATE

Mr. BARR asked and obtained unanimous consent to address the Senate.

Mr. BARR. Mr. President, I don't want to get into the act. I want to call to the attention of the gentleman from Allegheny, Senator Walker, that the tax program that exists in the federal government is the tax program of the Republican Party for the past two years, and from reading the returns last year, I don't think the people care much for it.

Secondly, in the State of New York, if you read the New York papers today, the Republican Party is in revolt against the tax program of the present governor. Last evening at the mansion in Albany, he had the Erie County delegation and the West Chester delegation down, trying to sell them a bill of goods, wherein he wants to increase the tax to the tune of 198 million dollars.

Upon reading the paper today, I don't think the good Governor of New York is going to get his program through.

Mr. WALKER. Mr. President, I have said repeatedly that I have tried for ten years to get the last word in, but I never do.

I would like to suggest to the gentleman from Allegheny. Senator Barr, that I am not the least bit interested in the tax program getting through the State of New York. I have trouble enough right here.

PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, being trained under the same man as the gentleman from Allegheny, Senator Walker, Mr. Pinchot, I do not want him to have the last word.

I would like to point out to the gentleman from Allegheny, Mr. Walker, in this discussion, he also forgot that in Allegheny County, due to the neglect, or, shall I say, the pressure brought upon this Legislature, we have never been able to get the utilities in Allegheny County or in any other county of this State to pay their rightful cost of local government.

I just want to leave this one figure with him. In Allegheny County alone, there would be distributed into the many different communities or different sub-divisions of government, \$6,256,000, and think that is a lot of money, and I think in many cases that would mean that the power we have given them to tax anything would not be needed.

I call upon this Senate to at least go along with the

other 47 states of the United States and pass the bill which Senator Barr and I have introduced, permitting local communities to tax the real estate of the utilities, because this is the only state in the United States where they are getting a free ride and receiving free police protection, free fire protection, free use of our streets. In all other 47 states they make them pay a real estate tax and pay a franchise tax, and I say now it is the duty of this Senate to see that this bill is passed, and make them pay their rightful cost to local government.

CALENDAR

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 159, as follows:

An Act to further amend subsection (c) of section twelve of the act approved the third day of May one thousand nine hundred thirty-three (P. L. 252) entitled as amended "An act to regulate and restrain the traffic in malt and brewed beverages as herein defined providing for the licensing of the manufacture transportation sale and distribution of such beverages imposing license and permit fees and providing for collection and distribution thereof restricting ownership and interest in licensed places permitting municipalities and townships by vote of the electors to prevent the licensing therein of places where such beverages may be sold for consumption on the premises and regulating elections for this purpose imposing duties upon the Pennsylvania Liquor Control Board quarter sessions courts district attorneys the Department of Justice proper authorities of political subdivisions of the State and election officers providing penalties and repealing existing acts" by removing the individual residence requirements of one year in the county of application as to retail dispenser licenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (c) of section twelve of the act approved the third day of May one thousand nine hundred thirty-three (P. L. 252) entitled as amended "An act to regulate and restrain the traffic in malt and brewed beverages as herein defined providing for the licensing of the manufacture transportation sale and distribution of such beverages imposing license and permit fees and providing for collection and distribution thereof restricting ownership and interest in licensed places permitting municipalities and townships by vote of the electors to prevent the licensing therein of places where such beverages may be sold for consumption on the premises and regulating elections for this purpose imposing duties upon the Pennsylvania Liquor Control Board quarter sessions courts district attorneys the Department of Justice proper authorities of political subdivisions of the State and election officers providing penalties and repealing existing acts" as reenacted and amended by the act approved the sixteenth day of June one thousand nine hundred thirty-seven (P. L. 1827) hereby further amended to read as follows

Section 12 Prohibitions Against the Grant of Licenses

* * * * *

(c) Licenses shall be granted by the board only to reputable individuals or to associations partnerships and corporations whose members or officers and directors are reputable individuals

[A retail dispenser license shall not be issued to any individual unless such individual for one year immediately preceding the date of his application has been a resident of the county wherein his place of business is or is to be located]

No person who holds either by appointment or election

any public office which involves the duty to enforce any of the penal laws of the United States of America or any of the penal laws of the Commonwealth of Pennsylvania or any penal ordinance or resolution of any municipal subdivision of this Commonwealth shall be issued any manufacturer's importing distributor's distributor's or retail dispenser's license nor shall such a person have any interest directly or indirectly in any such license.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 160, as follows:

An Act to further amend section four hundred twelve and subsections (9) and (10) of section six hundred two of the act approved the twenty-ninth day of November one thousand nine hundred thirty-three (P. L. 15 1933-34) entitled as amended "An act to regulate and restrain the sale manufacture possession transportation importation traffic in and use of alcohol and alcoholic and malt or brewed beverages conferrig powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents the Department of Public Instruction other officers of the State government courts and district attorneys authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises and the granting of licenses subject to local option to sell such beverages for consumption on and off the premises forbidding importation or bringing of such beverages into the State except as herein provided prohibiting certain sales or practices in connection with and transactions in such beverages by licensees and others providing for the forfeiture of certain property making disposition of the receipts from State stores and of fees and imposing penalties" by further regulating advertisements allowed on and about licensed premises and increasing the quantity of malt or brewed beverages which may be sold in a single sale by certain licensees for consumption off premises

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four hundred twelve and subsections (9) and (10) of section six hundred two of the act approved the twenty-ninth day of November one thousand nine hundred thirty-three (P. L. 15 1933-34) en-

titled as amended "An act to regulate and restrain the sale manufacture possession transportation importation traffic in and use of alcohol and alcoholic and malt or brewed beverages conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents the Department of Public Instruction other officers of the State government courts and district attorneys authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises and the granting of licenses subject to local option to sell such beverages for consumption on and off the premises forbidding importation or bringing of such beverages into the State except as herein provided prohibiting certain sales or practices in connection with and transactions in such beverages by licensees and others providing for the forfeiture of certain property making disposition of the receipts from State stores and of fees and imposing penalties" as reenacted and amended by the act approved the sixteenth day of June one thousand nine hundred thirty-seven (P. L. 1762) are hereby further amended to read as follows

Section 412 Sale of malt or brewed beverages Every license issued to a hotel restaurant club or a railroad pullman or steamship company under this act for the sale of liquor shall authorize the licensee to sell male or brewed beverages at the same places but subject to the same restrictions and penalties as apply to sales of liquor except that licensees other than clubs may sell malt or brewed beverages for consumption off the premises where sold in quantities of not more than [Seventy-two] one hundred forty-four fluid ounces in a single sale to one person no licensee under this act shall at the same time be the holder of any other license except a retail dispensers license authorizing the sale of malt or brewed beverages only

Section 602 Unlawful Acts

* * * *

(9) [It shall be unlawful for any licensee or his servants agents or employes except a manufacturer on his own premises to display in any manner whatsoever on the outside of any licensed premises or on any lot of ground on which the licensed premises are situate or on any building of which the licensed premises are a part any advertisement whatever relating to liquor or malt or brewed beverages unless the actual value of such advertisement if hereafter erected shall not be more than twenty-five dollars No sign or advertisement leased furnished or sold by a manufacturer importer importing distributor or distributor shall contain thereon anything except the trade name trade-mark or place of manufacture of the liquor or malt or brewed beverages manufactured or sold by him] It shall be unlawful for any retail liquor licensee including club licensees to display in any manner whatsoever on the outside of his licensed premises or on any lot of ground on which the licensed premises are situate or on any building of which the licensed premises are a part a sign of any kind printed painted or electric advertising any brand of liquor or malt or brewed beverage and it shall be likewise unlawful for any manufacturer distributor or importing distributor to permit the display of any sign which advertises either his products or himself on any lot of ground on which such licensed premises are situate or on any building of which such licensed premises are a part

(10) [It shall be unlawful for any manufacturer or licensee or his servants agents or employes to hereafter give furnish lease or sell or for any other licensee to hereafter lease purchase or receive for display or to display on the inside of any licensed premises any advertising matter indicating the trade-mark or trade name of any particular liquor or malt or brewed beverages or the manufacturer producer or place of manufacture or production of any liquor or malt or brewed beverages unless the actual value of such advertising device including all displays in connection therewith shall not exceed ten dollars (\$10) It shall be unlawful for any licensee to display or permit to be displayed any window or exterior advertising except in accordance with the regulations of the board] It shall be unlawful for any retail liquor or

retail malt or brewed beverages licensee to display or permit the display in the show window or doorways of his licensed premises any placard or sign advertising the brands of liquor or malt or brewed beverages produced by any one manufacturer if the total display area of any such placard or sign advertising the products of any one manufacturer exceeds three hundred square inches Nothing herein shall prohibit a licensee from displaying inside licensed premises point of sale displays advertising brand names of products sold by him other than a window or door display Provided That the total cost of all such point of sale advertising matter relating to products of any one manufacturer shall not exceed the sum of twenty dollars (\$20) at any one time and no single piece of advertising shall exceed a cost of ten dollars (\$10) All such advertising material including the window and door signs may be furnished by a manufacturer distributor or importing distributor

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 218, as follows:

An Act to further amend the act approved the third day of May one thousand nine hundred thirty-three (P. L. 252) entitled as amended "An act to regulate and restrain the traffic in malt and brewed beverages as herein defined providing for the licensing of the manufacture transportation sale and distribution of such beverages imposing license and permit fees and providing for collection and distribution thereof restricting ownership and interest in licensed places permitting municipalities and townships by vote of the electors to prevent the licensing therein of places where such beverages may be sold for consumption on the premises and regulating elections for this purpose imposing duties upon the Pennsylvania Liquor Control Board quarter sessions courts district attorneys the Department of Justice proper authorities of political subdivisions of the State and election officers providing penalties and repealing existing acts" by providing the quantity of malt or brewed beverages to be sold by any manufacturer distributor importing distributor or retail dispenser further regulating advertisements allowed on and about licensed premises

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clauses (d) and (e) of section two of the act approved the third day of May one thousand nine hundred thirty-three (P. L. 252) entitled as amended "An act to regulate and restrain the traffic in malt and brewed beverages as herein defined providing for the licensing of the manufacture transportation sale and distribution of such beverages imposing license and permit fees and providing for collection and distribution thereof restricting ownership and interest in licensed places permitting municipalities and townships by vote of the electors to prevent the licensing therein of places where such beverages may be sold for consumption on the premises and regulating elections for this purpose imposing duties upon the Pennsylvania Liquor Control Board quarter sessions courts district attorneys the Department of Justice proper authorities of political subdivisions of the State and election officers providing penalties and repealing existing acts" as last amended by the act approved the twenty-fourth day of July one thousand nine hundred forty-one (P. L. 480) is hereby further amended to read as follows

Section 2 Definitions The following words and terms as used in this act shall be construed as defined in this section

(d) The term "distributor" means and includes persons licensed by the board to engage in the purchase only from Pennsylvania manufacturers and from importing distributors and the resale of malt or brewed beverages except to importing distributors and distributors in the original sealed containers as prepared for the market by the manufacturer at the place of manufacture but not for consumption on the premises where sold and in quantities of not less than [two hundred eighty-eight fluid ounces] a case of twenty-four bottles each of said bottles containing seven fluid ounces or more

(e) The term "importing distributor" means and includes persons licensed by the board to engage in the purchase from manufacturers and other persons located outside this Commonwealth and from persons licensed as manufacturers and importing distributors under this act and the resale of malt or brewed beverages in the original sealed containers as prepared for the market by the manufacturer at the place of manufacture but not for consumption on the premises where sold and in quantities of not less than [two hundred eighty-eight fluid ounces] a case of twenty-four bottles each of said bottles containing seven fluid ounces or more

Section 2 Section five twenty twenty-one and twenty-two and clauses (VII) and (VIII) of section twenty-three of said act as reenacted and amended by the act approved the sixteenth day of June one thousand nine hundred thirty-seven (P. L. 1827) are hereby further amended to read as follows

Section 5 Manufacturers' Distributors' and Importing Distributors' Licenses (a) It shall be unlawful for any person to manufacture malt or brewed beverages unless such person holds a valid manufacturer's license issued by the board The board shall issue to any person a resident of this Commonwealth of good repute who applies therefor pays the license fee hereinafter prescribed and files the bond hereinafter required a manufacturer's license to produce and manufacture malt or brewed beverages and to transport sell and deliver malt or brewed beverages at or from one or more places of manufacture or storage only in original containers in quantities of not less than [two hundred eighty-eight fluid ounces] a case of twenty-four bottles each of said bottles containing seven fluid ounces or more anywhere within the Commonwealth Each individual applicant for manufacturer's license and in the case of partnerships and associations each member thereof shall be a citizen of the United States and have been residents of this Commonwealth at least two years prior to the date of their respective applications In the case of corporations organized or registered under the laws of this Commonwealth it must appear that all of the officers and directors and the owners of at least fifty-one per centum of the capital stock of the corporation are citizens of the United States and have for a period of at least two years prior to the date of application been

residents of this Commonwealth Licenses for places of storage shall be limited to those maintained by manufacturers on July 18 1935 and thereafter the board shall issue no licenses for places of storage in addition to those maintained on July 18 1935 The application for such license shall be in such form and contain such information as the board shall require All such licenses shall be granted for the calendar year Every manufacturer shall keep at his or its principal place of business within the Commonwealth daily permanent records which shall show (a) the quantities of raw materials received and used in the manufacture of malt or brewed beverages and the quantities of malt or brewed beverages manufactured and stored (b) the sales of malt or brewed beverages (c) the quantities of malt or brewed beverages stored for hire or transported for hire by or for the licensee and (d) the names and addresses of the purchasers or other recipients thereof Every place licensed as a manufacturer shall be subject to inspection by members of the board or by persons duly authorized and designated by the board at any and all times of the day or night as they may deem necessary (a) for the detection of violations of this act or of the rules and regulations of the board or (b) for the purpose of ascertaining the correctness of the records required to be kept by licensees The book and records of such licensees shall at all times be open to inspection by members of the board or by persons duly authorized and designated by the board Members of the board and its duly authorized agents shall have the right without hindrance to enter any place which is subject to inspection hereunder or any place where such records are kept for the purpose of making such inspections and making transcripts thereof

(b) The board shall issue to any reputable person who applies therefor pays the license fee hereinafter prescribed and files the bond hereinafter required a distributor's or importing distributor's license for the place which such person desires to maintain for the sale of malt or brewed beverages not for consumption on the premises where sold and in quantities of not less than [two hundred eighty-eight fluid ounces] a case of twenty-four bottles each of said bottles containing seven fluid ounces or more and in original containers as prepared for the market by the manufacturer at the place of manufacture Such licenses shall be issued only to reputable individuals partnerships and associations who are or whose members are citizens of the United States and have for two years prior to the date of their applications been residents of the Commonwealth of Pennsylvania or to reputable corporations organized or duly registered under the laws of the Commonwealth of Pennsylvania Such licenses shall be issued to corporations duly organized or registered under the laws of the Commonwealth of Pennsylvania only when it appears that all of the officers and directors of the corporation are citizens of the United States and have been residents of the Commonwealth of Pennsylvania for a period of at least two years prior to the date of application and that at least fifty-one per centum of the capital stock of such corporation is actually owned by individuals who are citizens of the United States and have been residents of the Commonwealth of Pennsylvania for a period of at least two years prior to the date of application Such license shall authorize the holder thereof to sell or deliver malt or brewed beverages in quantities of not less than [two hundred eighty-eight fluid ounces] a case of twenty-four bottles each of said bottles containing seven fluid ounces or more anywhere within the Commonwealth of Pennsylvania which in the case of distributors have been purchased only from persons licensed under this act as manufacturers or importing distributors and in the case of importing distributors have been purchased from manufacturers or persons outside this Commonwealth engaged in the legal sale of malt or brewed beverages or from manufacturers or importing distributors licensed under this act

Section 20 Sales by Manufacturers Minimum Quantities No manufacturer shall sell any malt or brewed beverages for consumption on the premises where sold nor sell or deliver any such malt or brewed beverages in other than

original containers approved as to capacity by the board nor in quantities of less than [two hundred and eighty-eight (288) fluid ounces] a case of twenty-four bottles each of said bottles containing seven fluid ounces or more nor shall any manufacturer maintain or operate within the Commonwealth any place or places other than the place or places covered by his or its license where malt or brewed beverages are sold or where orders are taken

Section 21 Sales by Distributors and Importing Distributors No distributors or importing distributor shall purchase receive or resell any malt or brewed beverages except in the original containers as prepared for the market by the manufacturer at the place of manufacture No distributor or importing distributor shall sell any malt or brewed beverages in quantities of less than [two hundred eighty-eight fluid ounces] a case of twenty-four bottles each of said bottles containing seven fluid ounces or more Provided That no malt or brewed beverages sold or delivered shall be consumed upon the premises of the distributor or importing distributor or in any place provided for such purpose by such distributor or importing distributor

Section 22 Sales by Retail Dispensers (a) No retail dispenser shall purchase or receive any malt or brewed beverages except in original container as prepared for the market by the manufacturer at the place of manufacture The retail dispenser may thereafter break the bulk upon the licensed premises and sell or dispense the same for consumption on or off the premises so licensed Provided however That no retail dispenser may sell malt or brewed beverages for consumption off the premises in quantities in excess of [seventy-two] one hundred forty-four fluid ounces And provided further That no club licensee may sell any malt or brewed beverages for consumption off the premises where sold or to persons not members of the club

No retail dispenser shall sell any malt or brewed beverages for consumption on the licensed premises except in a room or rooms or place on the licensed premises at all times accessible to the use and accommodation of the general public but this section shall not be interpreted to prohibit a retail dispenser from selling malt or brewed beverages in a hotel or club house in any room of such hotel or club house occupied by a bona fide registered guest or member entitled to purchase the same

(b) The board may with the approval of the Governor temporarily close all licensed premises within any municipality or township during any period of emergency proclaimed to be such by the Governor

Section 23 Unlawful Acts It shall be unlawful

* * * *

(VII) [For any manufacturer importing distributor or distributor his servants agents or employees to hereafter give furnish lease or sell or for any license or his servants agents or employees except a manufacturer on his own premises to hereafter lease purchase or receive for display or to display in any manner whatsoever on the outside of any licensed premises or on any lot of ground on which licensed premises are situate or on any building of which the licensed premises are a part any advertisement whatsoever relating to malt or brewed beverages unless the actual value of such advertisement shall be not more than twenty-five dollars (\$25.00) No sign or advertisement furnished leased or sold by any manufacturer importing distributor or distributor shall contain anything except the trade name trademark or place of manufacture of the malt or brewed beverage manufactured or sold by him] For any retail dispenser including club licensees distributor or importing distributor to display in any manner whatsoever on the outside of his licensed premises or on any lot of ground on which the licensed premises are situate or on any building of which the licensed premises are a part a sign of any kind printed painted or electric advertising any brand of malt or brewed beverage and it shall be likewise unlawful for any manufacturer distributor or importing distributor to permit the display of any sign which advertises either his product or himself on any lot of ground on which such

licensed premises are situate or on any building of which such licensed premises are a part

(VIII) [For any manufacturer importing distributor or distributor his servants agents or employees to hereafter give furnish lease or sell or for any other licenses or his servants agents or employees to hereafter lease purchase or receive for display or to display on the inside of any licensed premises any advertising matter indicating the trade-mark or trade name of any particular malt or brewed beverage or the manufacturer producer or place of manufacture or production of any malt or brewed beverage unless the actual vale of such advertising device including all displays in connection therewith shall not exceed ten dollars (\$10) It shall be unlawful for any licensee to display or permit to be displayed any window advertising except in accordance with the regulations of the board] For any retail dispenser to display or permit the display in the show window or doorways of his licensed premises any placard or sign advertising the brands of malt or brewed beverages produced by any one manufacturer if the total display area of any such placard or sign advertising the products of any one manufacturer exceeds three hundred square inches Nothing herein shall prohibit a retail dispenser from displaying inside his licensed premises point of sale displays advertising brand names of products sold by him other than a window or door display Provided That the total cost of all such point of sale advertising matter relating to products of any one manufacturer shall not exceed the sum of twenty dollars (\$20) at any one time and that the total cost of any one piece of advertising material shall not exceed ten dollars (\$10) All such advertising material including the window and door signs may be furnished by a manufacture distributor or importing distributor

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 232, as follows:

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Township of Allison Clinton County Pennsylvania with the approval of the Governor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Secretary of Property and Supplies with

the approval of the Governor is hereby authorized on behalf of the Commonwealth of Pennsylvania to sell and convey for such consideration as may be agreed upon and to make and execute a deed conveying the following described tract of land situate in Allison Township Clinton County Pennsylvania

Beginning at an Iron Pin at the south east corner of Lot No 102 now owned by Charles Farwell being the northeast corner of Lot No 104 in the Lock Haven Extension and the point of beginning of description of parcel of land acquired from J. Franklin Long as recorded February 20 1933 Deed Book 120 Page 626 thence S 20° E along the west side of Second Avenue a distance of 50 feet to a point thence S 70° W a distance of 100 feet to an Iron Pin at the Southeast corner of Lot No 178 belonging to Helen H Byrol thence N 20° W along the easterly property line of Helen H Byrol a distance of 50 feet to an Iron Pin at the southwest corner of Lot No 103 belonging to Charles Farwell thence N 70° E along the southerly property line of Charles Farwell a distance of 100 feet to an Iron Pin the point of beginning Containing 0.1148 of an acre more or less

Section 2 The deed of conveyance shall be approved by the Department of Justice and shall be executed by the Secretary of Property and Supplies in the name of the Commonwealth of Pennsylvania

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

SECOND READING CALENDAR

BILLS RECOMMITTED

Mr. WALKER. Mr. President, I move that House Bill No. 7, on second reading, entitled:

An Act to amend section two of the act, approved the seventeenth day of March, one thousand nine hundred twenty-five (P. L. 34), entitled "An act regulating the sale of oysters at retail," making first violations of said act summary offenses instead of misdemeanors and changing penalties

be recommitted to the Committee on Agriculture, for the purpose of further study.

Mr. KEPHART. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that House Bill No. 8, on second reading, entitled:

An Act to further amend section five of the act, approved the eleventh day of March, one thousand nine hundred nine (P. L. 15), entitled "An act relating to non-alcoholic drinks; defining the same; and prohibiting the manufacture, sale, offering for sale, exposing for sale, or having in possession with intent to sell, of any adulterated or misbranded non-alcoholic drinks; and providing penalties for the violation thereof, and providing for the enforcement thereof" making first violations of said act summary offenses instead of misdemeanors and changing penalties

be recommitted to the Committee on Agriculture, for the purpose of further study.

Mr. KEPHART. Mr. President, I second the motion.
The motion was agreed to.

Mr. WALKER. Mr. President, I move that House Bill No. 9, on second reading, entitled:

An Act to further amend section three of the act, approved the eighth day of June, one thousand nine hundred eleven (P. L. 712), entitled "An act relating to milk; providing for the protection of the public health, and the prevention of fraud and deception, by regulating the sale of milk, skimmed milk and cream; providing penalties for the violation thereof; and providing for the enforcement thereof" making first violations of said act summary offenses instead of misdemeanors and changing penalties

be recommitted to the Committee on Agriculture, for the purpose of further study.

Mr. KEPHART. Mr. President, I second the motion.
The motion was agreed to.

Mr. WALKER. Mr. President, I move that House Bill No. 10, on second reading, entitled:

An Act to amend section four of the act, approved the third day of March, one thousand nine hundred twenty-five (P. L. 10), entitled "An act relating to fruit syrups, and prohibiting the manufacture, sale, offering for sale, exposing for sale or having in possession with intent to sell, of any adulterated or misbranded fruit syrups, and providing penalties for the violation thereof; and providing for the enforcement thereof" making first violations of said act summary offenses instead of misdemeanors and changing penalties

be recommitted to the Committee on Agriculture, for the purpose of further study.

Mr. KEPHART. Mr. President, I second the motion.
The motion was agreed to.

Mr. WALKER. Mr. President, I move that House Bill No. 11, on second reading, entitled:

An Act to amend section three of the act, approved the twenty-ninth day of June, one thousand nine hundred twenty-three (P. L. 929), entitled "A supplement to an act, approved the twenty-first day of March, one thousand nine hundred twenty-three, entitled 'An act for the prevention of fraud and the protection of the public health; relating to milk, cream, or skimmed milk, whether or not condensed, evaporated, concentrated, dried, powdered, or desiccated; prohibiting the introduction of foreign fats into them; regulating the sale of and defining condensed, concentrated, and evaporated milk; stipulating penalties for the infraction thereof; and providing for the enforcement thereof; defining condensed, concentrated, and evaporated skimmed milk, and compounds thereof; regulating the manufacture, sale, and exchange thereof; and providing penalties," making first

violations of said act summary offenses instead of misdemeanors and changing penalties

be recommitted to the Committee on Agriculture, for the purpose of further study.

Mr. KEPHART. Mr. President, I second the motion.
The motion was agreed to.

Mr. WALKER. Mr. President, I move that House Bill No. 12, on second reading, entitled:

An Act to amend section four of the act, approved the twenty-first day of March, one thousand nine hundred twenty-three (P. L. 28), entitled "An act for the prevention of fraud and the protection of the public health; relating to milk, cream, or skimmed milk, whether or not condensed, evaporated, concentrated, dried, powdered, or desiccated; prohibiting the introduction of foreign fats into them; regulating the sale of and defining condensed, concentrated and evaporated milk; stipulating penalties for the infraction thereof, and providing for the enforcement thereof" making first violations of said act summary offenses instead of misdemeanors and changing penalties

be recommitted to the Committee on Agriculture, for the purpose of further study.

Mr. KEPHART. Mr. President, I second the motion.
The motion was agreed to.

Mr. WALKER. Mr. President, I move that House Bill No. 13, on second reading, entitled:

An Act to amend section three of the act, approved the tenth day of July, one thousand nine hundred nineteen (P. L. 900), entitled "An act relating to eggs, prohibiting the sale, offering for sale, exposing for sale, or having in possession with intent to sell, eggs, for and as fresh, that are not fresh eggs, or of branding or of labeling or marking eggs as being fresh eggs that are not fresh eggs; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof" making first violations of said act summary offenses instead of misdemeanors and changing penalties

be recommitted to the Committee on Agriculture, for the purpose of further study.

Mr. KEPHART. Mr. President, I second the motion.
The motion was agreed to.

Mr. WALKER. Mr. President, I move that House Bill No. 14, on second reading, entitled:

An Act to amend section one of the act, approved the twenty-eighth day of March, one thousand nine hundred five (P. L. 64), entitled "An act to prohibit the selling, shipping, consigning, offering for sale, exposing for sale, or having in possession with intent to sell, as fresh, any meat, poultry, game, fish, or shell fish which contains any substance or article possessing a preservative or coloring character or action; making the same a misdemeanor; and to prescribe penalties and punishment for violations, and the means and the methods of procedure for the enforcement thereof" making the first violations of said act summary offenses instead of misdemeanors and changing penalties

be recommitted to the Committee on Agriculture, for the purpose of further study.

Mr. KEPHART. Mr. President, I second the motion.
The motion was agreed to.

Mr. WALKER. Mr. President, I move that House Bill No. 15, on second reading, entitled:

An Act to amend section twelve of the act, approved the twenty-sixth day of June, one thousand nine hundred nineteen (P. L. 670), entitled "An act defining cold storage, and regulating time of storage of certain articles of food, and providing penalties for the violation of the provisions of this act" making first violations of said act summary offenses instead of misdemeanors and changing penalties

be recommitted to the Committee on Agriculture, for the purpose of further study.

Mr. KEPHART. Mr. President, I second the motion. The motion was agreed to.

Mr. WALKER. Mr. President, I move that House Bill No. 16, on second reading, entitled:

An Act to further amend section one of the act, approved the tenth day of June, one thousand eight hundred ninety-seven (P. L. 142), entitled "An act to prohibit the adulteration or coloring of milk or cream by the addition of so-called preservatives or coloring matter, and to provide for the enforcement of the same," making first violations of said act summary offenses instead of misdemeanors and changing penalties

be recommitted to the Committee on Agriculture, for the purpose of further study.

Mr. KEPHART. Mr. President, I second the motion. The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 65, entitled:

An Act to further amend section one of the act approved the twenty-eighth day of May one thousand nine hundred seven (P. L. 292) entitled "An act to provide for the protection of insane persons feeble-minded persons and epileptics and the appointment of a guardian for the said insane persons feeble-minded persons and epileptics unable to care for their own property authorizing the guardian to support the wife and children of the said insane persons feeble-minded persons and epileptics defining the powers of the guardian and authorizing the sale of real estate of the ward" permitting petitions to be presented to the president judge of the court of common pleas when such courts are not in session

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 96, entitled:

An Act to further amend section one of the act approved the fourteenth day of May one thousand nine hundred twenty-nine (P. L. 1721) entitled "An act providing for the service of process in civil suits on non-resident operators of nonresident owners of motor vehicles operated within the Commonwealth of Pennsylvania and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said non-resident upon whom civil process may be served and providing for further notice

to the defendant in any such suit" by extending the provisions of said act to suits instituted in the United States District Courts in this Commonwealth.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 156, entitled:

An Act to repeal the act approved the twenty-third day of May one thousand eight hundred ninety-three (P. L. 112) entitled "An act to prohibit the use of any adulteration or imitation of dairy products in any charitable or penal institution being supplementary to an act entitled 'An act for the protection of the public health and to prevent adulteration of dairy products and fraud in the sale thereof' approved May twenty-one Anno Domini one thousand eight hundred and eighty-five."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of the bill reported from committee for the first time at today's session.

Mr. WATSON. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 51, entitled:

An Act to further amend subsection (b) of section three of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 450) entitled as amended "An act relating to fires and fire prevention imposing duties and conferring powers upon the Pennsylvania State Police authorizing the appointment of the chiefs of fire departments and certain public officers and others as assistants to the Pennsylvania State Police and defining their powers and duties providing for the investigation of the cause origin and circumstance of fires and the inspection of all and the removal or change of certain buildings by owners and occupants thereof including political subdivisions imposing duties on school authorities and on certain corporations associations and fire rating agencies providing for the attendance of witnesses before the Pennsylvania State Police and the enforcement of its orders and prescribing penalties" by clarifying the provision with regard to appeals.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Tuesday, February 22, 1949, at 10:30 o'clock, a. m., Eastern Standard Time.

Mr. CROWE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:46 o'clock, p. m., Eastern Standard Time until Tuesday, February 22, 1949, at 10:30 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, February 21, 1949

The House met at 4:30 p. m.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Rev. Richard E. Owens, Minister of the St. John's Primitive Methodist Church, Hazelton, Pa., a friend and guest of the gentleman from Luzerne, Mr. Mikula offered the following prayer:

"O God our Help in ages past, our hope for years to come; Our shelter from the stormy blast and our Eternal Home. Under the shadow of Thy Throne, still may we dwell secure; Sufficient is Thine Arm alone, our defense is sure."

Continue, O Eternal Heavenly Father, most Righteous God, to be our help in the present and in the future. We confess our need of Thee in wisdom, in guidance, and in infinite love. Most heartily and most sincerely we pray that Thou wouldst lead us along the perplexing and uncertain problems of this day and of every day of life. Thou didst lead our fathers into a wealthy place; give Thy grace, we beseech Thee to us, their children, that we may always approve ourselves a people mindful of Thy favor and glad to do Thy will and bidding.

Bless our land and our great state with honorable and productive industry, sound learning, and pure religion that remaineth undefiled and that fadeth not away.

Grant Thy blessing upon the President of these United States of America, the Governor of this Commonwealth, the law makers of both state and nation, and upon all who exercise authority locally, nationally, and internationally. Imbue them, we beg of Thee, with Thy spirit of wisdom, godness, and truth; so rule their hearts and bless their endeavors that law and order, justice and peace, righteousness and goodness may everywhere prevail.

Defend our liberties, preserve our unity, and save us from violence, discord, confusion, pride, arrogance, intolerance, and every evil way

Fashion into one happy people the multitudes brought hither out of many kindreds and tongues. In the time of prosperity fill our hearts with thankfulness, and in the day of adversity suffer not our trust and faith in Thee to fail. Forgive us our trespasses as we forgive those who trespass against us, and lead us not into temptation. Remember all Thy people for whom it is our privilege and duty to pray.

We ask it with the forgiveness of all our sins and in the name of Jesus Christ our Lord, to Whom be honor and glory with the Father and with the Holy Spirit, World without end. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Wednesday, February 16, 1949.

The Clerk proceeded to read the Journal of Wednesday, February 16 1949, when, on motion of Mr. FELTON unanimously agreed to, the further reading was dispensed with and the Journal approved.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented the following extracts from the Journal of the Senate, which were laid upon the table.

REPORT OF THE SAVING FUND SOCIETY OF GERMANTOWN

The SPEAKER laid before the House the Classification of Accounts of the Saving Fund Society of Germantown and its vicinity for the year 1948.

(For Classification of Accounts see Appendix).

REPORT OF THE DELAWARE RIVER JOINT COMMISSION

The SPEAKER laid before the House the Report of the Delaware River Joint Commission of Pennsylvania and New Jersey for 1948, copies of which are available for the Members.

(For report see Appendix).

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION No. 7

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, January 24, 1949.

In this year of international uncertainties and unrest, when the nations of the World look to the United States of America for guidance, protection and sustenance, and when our own economic structure still faces the problem of post war readjustment, Harry S. Truman was inaugurated as President, and has embarked on the tremendous task of chief executive of the World's most powerful and influential nation, and of coordinator of the destinies of all free peoples.

Upon the success of his administration rest continued prosperity at home, the avoidance of war with foreign nations, and the reestablishment, out of war wrought ruins abroad, of the standards of civilization, achieved through centuries of education and betterment; therefore be it

Resolved, (if the Senate concurs), That the General Assembly of Pennsylvania offer its congratulations to Mr. Truman on the occasion of his election and inauguration, and its fervent hope for success in handling the unprecedented problems which lay before him, so that our Nation and other nations espousing the principles of free government may ultimately enjoy the security of lasting peace and economic stability; and be it further

Resolved, That a certified copy of this resolution be transmitted to Harry S. Truman, President of the United States.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS NOS. 3 AND 301.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 18, 1949.
To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 3, Printer's No. 17, entitled "An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administra-

tive work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined' by changing the rank which the Adjutant General may have in the Pennsylvania National Guard."

JAMES H. DUFF.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 16, 1949.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 301, Printer's No. 45, entitled "An Act making an appropriation from the General Fund to the Department of Forest and Waters for the use of the Water and Power Resources Board in continuing the work of correcting existing and preventing future silting of the Schuylkill River."

JAMES H. DUFF.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair welcomes a former Member of the House, the gentleman from Philadelphia, Honorable J. Harold Levy.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. BOORSE asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

SENATE MESSAGE

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence 195 and 196.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair welcomes a former member of the House, the gentleman from Cumberland, Honorable Jacob A. Coulson.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 21, 1949.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, February 28, 1949, at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, February 28, 1949 at four-thirty o'clock p. m., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

REPORT FROM JOINT STATE GOVERNMENT COMMISSION

Mr. TOMPKINS presented a report from the Joint State Government Commission dated February 1949, dealing with 'Penal Laws', copies of which have been distributed to the Members of the House, to which was attached a copy of a bill introduced in the Senate.

(For report see Appendix).

ANNOUNCEMENT

The SPEAKER. The Chair wishes to announce to all Members that starting the week of February 28th it is anticipated that the House will be in session on Thursday. There will be four sessions in that week and the following weeks. The Members will be guided accordingly.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair welcomes to the House a former Member, the gentleman from Schuylkill, Honorable Edgar A. Schrope.

LEAVE OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. Miller for Mr. SOLLENBERGER for the sessions of today and tomorrow.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 67, entitled:

An Act to amend the act approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1046), entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts; creating a State Tax Equalization Board; and prescribing its powers and duties; imposing duties on certain local officers, agents, boards, commissions and departments; and making an appropriation," by changing the time for the beginning of the use of market values for the determination and apportionment of Commonwealth subsidies.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 101, entitled:

An Act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1, entitled:

An Act to further amend the third paragraph of section eight hundred two of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," changing certain provisions relating to the letting of township contracts.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 186, entitled:

An Act to amend section one thousand one hundred thirty-five of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by removing restrictions as to length regarding improvement of streets or roads and petitions relating thereto.

An said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 247, entitled:

An Act to amend subsections (a) and (d) of section one thousand three hundred sixteen of the act, approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by increasing the limit of contracts that may be made without advertisement and bidding.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. STUART. Mr. Speaker, I move that this bill be recommitteed to the Committee on Boroughs for further study.

On the question,

Will the House agree to the motion?

Mr. HEATHERINGTON. Mr. Speaker, I desire to interrogate the gentleman from Allegheny, Mr. Stuart.

The SPEAKER. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. STUART. I shall, Mr. Speaker.

Mr. HEATHERINGTON. Mr. Speaker, will the gentleman from Allegheny give me roughly how long this law has been in effect where councils in boroughs are permitted to purchase without advertising, up to \$500?

Mr. STUART. I cannot speak definitely but I think that the amount was changed from \$300 to \$500 two years ago.

Mr. HEATHERINGTON. Mr. Speaker, can the gentleman tell me where the opposition is coming from?

Mr. STUART. Mr. Speaker, I cannot state where the opposition is coming from.

Mr. HEATHERINGTON. Mr. Speaker, that is all, I thank the gentleman

Mr. Speaker, this bill was presented just a week or so ago at the Borough Association meeting and I have a letter here and a notice from the Borough Association of the state of Pennsylvania, where there were approximately eight or nine hundred representatives of the Boroughs in Harrisburg. They endorsed this bill, increasing their powers to purchase up to one thousand dollars without advertising.

The only opposition that I have seen or that I have heard is from the newspaper business. In other words, some newspapers expect you and me to sit here and draw up legislation to satisfy the newspapers. I can see no reason why most of the large boroughs and quite a few of the small boroughs should find it necessary in order to make purchases, to raise the ante from five hundred up to one thousand dollars without advertisement, although under this same bill in a newspaper of general circulation you must advertise three times for three different weeks in a newspaper. In a weekly newspaper you must advertise twice for two weeks, but still certain newspaper organizations will send a telegram out telling us that the bill should be recalled and put back into committee.

I think that those councils, those burgesses and those officials, who were here a week or so ago know a whole lot more about what the councils and the boroughs really need than the newspapers do, and for that reason I ask you to vote against the recommitment of the bill.

Mr. STUART. Mr. Speaker, I listened with a great deal of interest to the remarks made by the gentleman from Allegheny, Mr. Heatherington.

He was speaking of the objections coming from newspapers. If the objections are from newspapers, they are based on a far more important and vital matter than this question of a few dollars or a few cents. Newspapers after all, have to be the guardians of the welfare of the citizens and taxpayers. There is a danger when the ante is raised from five hundred dollars to one thousand dollars that some councils might seize upon that as an opportunity to favor friends and to split contracts. That has happened. Our duty seems to be to protect the public and the public officials. It is a question of protecting the taxpayers and protecting the community.

Mr. HEATHERINGTON. Mr. Speaker, I will admit that to a certain extent some newspapers are in business to protect the taxpayers. I don't want to get into a Gallup Poll, and I am asking for a roll call.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. Heatherington and Mr. Moran and were as follows:

YEAS—97

Altshuler,	Flack,	Kline,	Sax,
Barkdoll,	Fox,	Kohl,	Scott,
Baumunk,	Frank,	Kratz,	Shoemaker,
Bednarek,	Gallagher,	Lee,	Smith, C. C.,
Bloom,	Gibson,	Lelsey,	Spencer,
Boorse,	Goodling,	Loftus,	Stimmel,
Bower,	Graybill,	Madigan,	Stuart,
Brelschi,	Green,	McCormack,	Tahl,
Brice,	Greenwood,	McKinney,	Thompson,
Brown, W. E.,	Greer,	McMillen,	Tompkins,
Brunner,	Guarnieri,	Milliken,	Toomey,
Cadwalader,	Guthrie,	Mintess,	Varnier,

Coleman,	Hall,	Moore, C. E.,	Wachhaus,
Cooper,	Harney,	Moore, H. A.,	Wagner,
Costa,	Haudenschild,	Murray,	Weldner,
Dalrymple,	Helm,	Najaka,	Wescott,
DeLong,	Herman,	Neff,	Wood,
Dennison,	Hersch,	Orban,	Worley,
Depuy,	Hewitt,	Price, H. W., Jr.,	Yaffe,
Driscoll,	Hocker,	Propert,	Yeakel,
Duffy,	Hoffman,	Reagan,	Young,
Elder,	Jump,	Reilly, J. M.,	Ziegler,
Ewing,	Keller,	Riley, R. L.,	Sorg,
Felton,	Kemp,	Robertson,	Speaker
Ferster,	Kent,	Royer,	

NAYS—85

Amarando,	Good,	Monroe,	Rovansek,
Andrews,	Hagerty,	Moran,	Sarra,
Bane,	Hamilton,	Musto,	Scanlon,
Beaver,	Heatherington,	Nagel,	Schmidt,
Blair,	Hunter,	Needham,	Schuster,
Boles,	Jenkins,	Nixon,	Seyler,
Bomberger,	Jlm,	Penglase,	Smith, W. B.,
Brown, H. S.,	Johnson,	Pentrack,	Snider,
Bucchin,	Jones, J. M.,	Peta,	Stank,
Clapper,	Kamyk,	Pettigrew,	Swope,
Clendening,	Kolankiewicz,	Pfaff,	Taylor,
Cole,	Kondrath,	Polen,	Varallo,
Dougherty,	Lederer,	Posta,	Verona,
Erb,	Leonard,	Price, R. A.,	Wargo,
Evans,	Limper,	Readinger,	Weiss,
Filo,	Lovett,	Reese,	Welsh,
Firmstone,	McCullough,	Reidenbach,	Westrick,
Floyd,	McNally,	Reynolds,	Wheeler,
Frost,	Mihm,	Robbins,	Williams,
Gaffney,	Mikula,	Rose,	Yester,
George,	Mills,	Rosen,	Yetzer,
Glembocki,			

NOT VOTING—25

Brandon,	Hoggard,	McGee,	Petrosky,
Breth,	Jennings,	Miller,	Powers,
Cochran,	Jones, G. E.,	Munley,	Sollenberger,
Conway,	Kirley,	O'Dare,	Sternberg,
Dye,	Krise,	O'Donnell,	Waterhouse,
Fleming,	Kurtz,	Olsen,	Watkins,
Harris,			

So the question was determined in the affirmative and the motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 249, entitled:

An Act to further amend sections two hundred eleven and eight hundred five of the act approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by providing for special elections of officers on the creation of new boroughs.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 304, entitled:

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section providing for absentee voting by bedridden or hospitalized war veterans.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 442, entitled:

An Act making it lawful for the Board of Directors of any railroad company to elect a chairman of said board, in such manner and with such powers and duties and compensation, including pensions, as may be fixed by said Board; making it lawful for the Board of Directors of any such company to select from among their number or from the stockholders, a president and one or more vice-presidents, in such a manner and with such powers and duties and compensation, including pensions, as may be fixed by said Board; making it lawful for the Board of Directors of any such company to provide for the effectiveness of action taken by any such Board in accordance herewith, without further corporate action and notwithstanding any contrary or inconsistent provision in any previously enacted Act or in any existing charter or by-laws of any such company; and for other purposes.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 2, entitled:

An Act to amend article fourteen of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by adding thereto a new section placing additional powers upon the Department of Military Affairs and increasing the duties of other administrative departments in connection with the establishment of a recreational camp at Indiantown Gap Military Reservation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 114, entitled:

An Act to amend sections six hundred fourteen and six hundred fifteen of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" relating to bribery in athletic contests and soliciting or accepting a bribe in athletic contests.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 28, as follows:

An Act to further amend sections four thousand three hundred twenty four thousand three hundred twenty-one four thousand three hundred twenty-two four thousand three hundred twenty-three and four thousand three hundred twenty-four of the act approved the twenty-third day of June one thousand nine hundred and thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" further regulating the retirement of firemen on pensions and requiring certain payments to be made to the Firemen's Pension Fund by cities

On the question,

Will the House agree to the bill on third reading?

Mr. MILLER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Sec. 1 (Sec. 4320), page 4, lines 7, 8 and 9, by striking out the part word "Pro-" in line 7, all of line 8, and the words "by a majority vote of the firemen entitled to benefit for such funds" in line 9

Amend Sec. 1 (Sec. 4321), page 4, line 17, by striking out the word [and] or" and inserting in lieu thereof "and"

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 110, as follows:

An Act to amend subsection B of section twelve of the act approved the sixth day of April one thousand nine hundred thirty-seven (P. L. 200) entitled "An act licensing and regulating the business of pawnbrokers providing for the issuance of licenses by the Secretary of Banking authorizing the Secretary of Banking to make examinations and issue regulations limiting the interest and charges on loans and prescribing penalties for the violation of this act" to provide for receipt in duplicate

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection B of section twelve of the act approved the sixth day of April one thousand nine hundred thirty-seven (P. L. 200) entitled "An act licensing and regulating the business of pawnbrokers providing for the issuance of licenses by the Secretary of Banking authorizing the Secretary of Banking to make examinations and issue regulations limiting the interest and charges on loans and prescribing penalties for the violation of this act" is hereby amended to read as follows

Section 12 Interest and Charges

* * * * *

B Not more than two and one-half per cent (2½%) per month on loans for which other personal property has been pledged

The interest and charges authorized by this act shall be computed at the rate specified on the actual principal balance of the loan due for the actual time which has

elapsed from the date of the loan to the date of payment For the purpose of calculation of interest and charges permitted under this act a year shall be twelve (12) calendar months and a month shall be one calendar month or any fractional part thereof A calendar month shall be any period from a certain date in one month to the same date in the next succeeding month

A minimum of twenty-five [(.25)] cents (\$.25) on loans of five dollars (\$5.00) or less and a minimum of fifty cents (\$.50) on loans in excess of five dollars (\$5.00) may be collected on any loan for interest and charges

No greater interest nor other fees fines charges or costs shall be charged contracted for or received directly or indirectly under any pretext whatsoever Interest and charges permitted under this act shall not be collected or deducted in advance

The lowest rate applicable to a portion of the pledge shall be charged for storage when the pledge on a loan consists of two or more articles of personal property which are not in the same classification as set forth in this section as a basis for determining storage charges This provision shall not be construed to prevent a pawnbroker from granting two separate loans to the same individual on two or more articles of personal property and charging the respective storage charge applicable to each classification

A pawnbroker who charges contracts for or receives interest or charges greater than permitted under this act shall forfeit both principal and interest and shall return the pledge upon demand of the pledger and surrender the pawn ticket without tender or payment of principal or interest A pledger borrowing money from a pawnbroker licensed under this act who shall have paid any interest and charges in excess of those prescribed and allowed by the provisions of this act shall be entitled to recover back from the pawnbroker by action at law commenced within six months from the date of the last payment any and all interest and charges paid in excess of those permitted under this act and in addition fifty [(\$50.00)] dollars (\$50.00) as a penalty to be paid by the pledger Provided [That the records of the pawnbrokers shall be prima facie evidence of interest or charges which have been contracted for or received by the pawnbroker Nothing] nothing in this section shall be construed as prohibiting the pawnbroker from charging the pledger for actual expenses incurred for mailing when a pledge is redeemed by mail

A pawnbroker shall at the time of payment furnish to the person paying a receipt showing the number of the pawn ticket on which the payment is made the date of payment the amount paid on principal of the loan the amount paid for interest and fees for storage insurance investigation and other services contemplated by this section and the amount if any paid to the pawnbroker for cleaning pressing repairing or other similar services to the pledged personal property which have been requested by the pledger A duplicate copy of every receipt issued shall be retained by the pawnbroker for his record

Section 2 The provisions of this act shall become effective on the first day of June one thousand nine hundred forty-nine

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Altshuler,	Frost,	Limper,	Robertson,
Amarando,	Gaffney,	Loftus,	Rose,
Andrews,	Gallagher,	Lovett,	Rosen,
Bane,	George,	Madigan,	Rovansek,
Barkdoll,	Gibson,	McCormack,	Royer,
Baumunk,	Glembocki,	McCullough,	Sarra,
Beaver,	Good,	McGee,	Sax,

Bednarek,	Goodling,	McKinney,	Scanlon,
Blair,	Graybill,	McMillen,	Schmidt,
Bloom,	Green,	McNally,	Schuster,
Boles,	Greenwood,	Mihm,	Scott,
Bomberger,	Greer,	Mikula,	Seyler,
Boorse,	Guarnieri,	Miller,	Shoemaker,
Bower,	Guthrie,	Milliken,	Smith, C. C.,
Brandon,	Hagerty,	Mills,	Smith, W. B.,
Breisch,	Hall,	Mintess,	Snider,
Breth,	Hamilton,	Monroe,	Spencer,
Brice,	Harney,	Moore, C. E.,	Stank,
Brown, H. S.,	Harris,	Moore, H. A.,	Sternberg,
Brown, W. E.,	Haudenshield,	Moran,	Stimmel,
Brunner,	Heatherington,	Munley,	Stuart,
Buchin,	Helm,	Murray,	Swope,
Cadwalader,	Herman,	Musto,	Tahl,
Clapper,	Hersch,	Nagel,	Taylor,
Clendening,	Hewitt,	Najaka,	Thompson,
Cochran,	Hocker,	Needham,	Tompkins,
Cole,	Hoffman,	Neff,	Toomey,
Coleman,	Hoggard,	Nixon,	Varallo,
Conway,	Hunter,	O'Dare,	Varner,
Cooper,	Jenkins,	O'Donnell,	Verona,
Costa,	Jennings,	Olsen,	Wachhaus,
Dalrymple,	Jim,	Orban,	Wagner,
DeLong,	Johnson,	Penglase,	Wargo,
Dennison,	Jones, G. E.,	Pentrack,	Waterhouse,
Depuy,	Jones, J. M.,	Peta,	Watkins,
Dougherty,	Jump,	Petrosky,	Weldner,
Driscoll,	Kamyk,	Pettigrew,	Weiss,
Duffy,	Keller,	Pfaff,	Welsh,
Dye,	Kemp,	Polen,	Wescott,
Elder,	Kent,	Posta,	Westrick,
Erb,	Kirley,	Price, H. W., Jr.,	Wheeler,
Evans,	Kline,	Price, R. A.,	Williams,
Ewing,	Kohl,	Propert,	Wood,
Felton,	Kolankiewicz,	Readinger,	Worley,
Ferster,	Kondrath,	Reagan,	Yaffe,
Filo,	Kratz,	Reese,	Yeakel,
Firmstone,	Kurtz,	Reidenbach,	Yester,
Flack,	Lederer,	Reilly, J. M.,	Yetzer,
Fleming,	Lee,	Reynolds,	Young,
Floyd,	Leisey,	Riley, R. L.,	Ziegler,
Fox,	Leonard,	Robbins,	Sorg,
Frank			Speaker

NAYS—0

NOT VOTING—3

Krise, Powers, Sollenberger,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 127, as follows:

An Act to amend section two thousand one hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by further limiting the hours of service of paid firemen and drivers regularly employed

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two thousand one hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" as amended by the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 807) is hereby further amended to read as follows

Section 2103 Platoon System Hours of Service The director of the department having charge of the fire bureau in each city shall divide the officers and members of companies of the uniformed fire force in the employ of such cities or in the case of a volunteer fire department the

firemen and drivers regularly employed and paid by the city excepting the chief engineer and assistant chiefs and those employed subject to call into two bodies or platoons one to perform day service and the other to perform night service The hours of day service shall not exceed ten commencing at eight o'clock in the morning the hours of night service shall not exceed fourteen commencing at six o'clock in the afternoon and the hours of day service shall not exceed [sixty] fifty hours in any one calendar week and the hours of night service shall not exceed [eighty-four] seventy hours in any one calendar week unless the hours of day and night service shall be equalized in which case neither the hours of day or night service shall exceed [seventy-two] sixty in any one calendar week [Provided That for the duration of the present war and six months thereafter the hours of service may exceed the number hereinbefore provided as the maximum number of hours of service and in such cases council shall provide for the payment of extra compensation for any hours of service at the same rate as paid for regular service in excess of such maximum hours of service] The employees of such fire forces shall be allowed to have at least twenty-four consecutive hours of rest in every calendar week and to have an annual vacation of not less than fourteen days without diminution of the salary or compensation fixed by ordinance or resolution In cases of riot serious conflagration times of war public celebrations or other such emergency the chief engineer of the bureau of fire or the assistant chief deputy or chief officer in charge at any fire shall have the power to assign all the members of the fire force to continuous duty or to continue any member thereof on duty if necessary No member of either of said shifts bodies or platoons shall be required to perform continuous day service or continuous night service for a longer consecutive period than two weeks nor be kept on duty continuously longer than ten hours in the day shifts bodies or platoons of fourteen hours in the night shifts bodies or platoons excepting as may be necessary to equalize the hours of duty and service and also excepting in cases of emergency as above provided

Section 2 The provisions of this act shall become effective on the first day of January one thousand nine hundred fifty

On the question,

Will the House agree to the bill on third reading?

MOTION TO POSTPONE

Mr. RAY L. RILEY. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

On the question,

Will the House agree to the motion?

Mr. DALRYMPLE. Mr. Speaker, in answer to the gentleman from Lycoming, I ask the Members of the House to vote this motion down.

Mr. ANDREWS. Mr. Speaker, no one should regret apparent disagreements among the iron-bound constituents. Therefore, I arise to ask the gentleman from Lycoming why he desires to put this bill on the postponed calendar.

The SPEAKER. Will the gentleman from Lycoming, Mr. Reilly, permit himself to be interrogated?

Mr. RAY L. RILEY. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, I have already asked the question, what is the nefarious idea which prompted the gentleman from Lycoming to request that the bill be placed on the postponed calendar?

Mr. RAY L. RILEY. Mr. Speaker, will the gentleman from Cambria please explain to me the meaning of the word "nefarious"?

Mr. ANDREWS. Mr. Speaker, nefarious is anything

that a stand-pat, iron-bound, caucus-bound Republican does.

Mr. RAY L. RILEY. Mr. Speaker, I did not hear the last word.

I am asking that the bill be placed on the third reading postponed calendar because during last week's interim I contacted several of the city officials in my home city of the third class, and they told me that this bill would probably increase taxes. We have in Williamsport a fully paid Fire Department, comprising approximately one hundred men. If the hours are cut by sixteen and two-thirds percent, which this bill will do, that means that if the platoon strength is to be kept up sixteen and two-thirds percent more men will have to be added to the Fire Department, and that would cost in our city approximately 32 to 35 thousand dollars.

I ask that the bill be placed upon the postponed calendar until I can get more information from home. It was my understanding that such an agreement had been reached; I cannot understand the opposition at the present time. I agree with the gentleman from Cambria that there must be some mistake on this side of the House.

Mr. ANDREWS. Mr. Speaker, I thank the gentleman from Lycoming.

I would like now to interrogate the gentleman from Erie, Mr. Dalrymple.

The SPEAKER. Will the gentleman from Erie permit himself to be interrogated?

Mr. DALRYMPLE. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, does the gentleman from Erie anticipate that he has any measure of support on his side of the House for his position?

Mr. DALRYMPLE. Mr. Speaker, I have my own and you never can tell until you get the complete count.

Mr. ANDREWS. Mr. Speaker, I thank the gentleman from Erie for volunteering for service but the reinforcements, I fear, will not be sufficient.

On the question recurring,

Will the House agree to the motion?

The Speaker declared the nays appear to have it.

Whereupon, a division was called for, fifty-seven Members voting in the affirmative and seventy in the negative, the question was determined in the negative and the motion was not agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—155

Altshuler,	Gaffney,	Lovett,	Rosen,
Amarando,	Gallagher,	McCullough,	Rovansek,
Andrews,	George,	McGee,	Sarra,
Bane,	Glembocki,	McKinney,	Sax,
Barkdoll,	Good,	McNally,	Scanlon,
Beaver,	Greer,	Mihm,	Schmidt,
Bednarek,	Guarnieri,	Mikula,	Schuster,
Blair,	Guthrie,	Miller,	Scott,
Bloom,	Hagerty,	Milliken,	Seyler,
Boles,	Hamilton,	Mills,	Smith, C. C.,
Breisch,	Harris,	Mintess,	Smith, W. B.,
Breth,	Heatherington,	Monroe,	Snider,
Brice,	Helm,	Moore, H. A.,	Stank,
Brown, H. S.,	Hersch,	Moran,	Sternberg,
Bucchin,	Hocker,	Musto,	Stimmel,

Clapper,	Hoffman,	Najaka,	Swope,
Clendenen,	Hoggard,	Needham,	Tahl,
Cochran,	Hunter,	Nixon,	Taylor,
Cole,	Jenkins,	O'Donnell,	Thompson,
Coleman,	Jennings,	Orban,	Varallo,
Conway,	Jim,	Penglase,	Varnier,
Cooper,	Johnson,	Pentrack,	Verona,
Costa,	Jones, G. E.,	Peta,	Wachhaus,
Dalrymple,	Jones, J. M.,	Petrosky,	Wagner,
DeLong,	Jump,	Pettigrew,	Wargo,
Depuy,	Kamyk,	Pfaff,	Waterhouse,
Dougherty,	Kent,	Polen,	Weidner,
Driscoll,	Kirley,	Posta,	Weiss,
Duffy,	Kline,	Price, H. W., Jr.,	Welsh,
Elder,	Kohl,	Price, R. A.,	Westrick,
Erb,	Kolankiewicz,	Readinger,	Wheeler,
Evans,	Kondrath,	Reagan,	Williams,
Ewing,	Kratz,	Reese,	Worley,
Felton,	Kurtz,	Reidenbach,	Yaffe,
Ferster,	Lederer,	Reilly, J. M.,	Yeakel,
Filo,	Lee,	Reynolds,	Yester,
Firmstone,	Leonard,	Robbins,	Yetzer,
Flack,	Limper,	Robertson,	Young,
Floyd,	Loftus,	Rose,	Sorg,
Fox,			Speaker

NAYS—23

Baumunk,	Frank,	Lelsey,	Riley, R. L.,
Bomberger,	Gibson,	Madigan,	Royer,
Boorse,	Goodling,	McMillen,	Tompkins,
Brown, W. E.,	Harney,	Murray,	Wescott,
Cadwalader,	Herman,	Probert,	Wood,
Dennison,	Hewitt,		Ziegler,

NOT VOTING—28

Bower,	Green,	McCormack,	Powers,
Brandon,	Greenwood,	Moore, C. E.,	Shoemaker,
Brunner,	Hall,	Munley,	Sollenberger,
Dye,	Haudenshield,	Nagel,	Spencer,
Fleming,	Keller,	Neff,	Stuart,
Frost,	Kemp,	O'Dare,	Toomey,
Graybill,	Krise,	Olsen,	Watkins,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 189, as follows:

An Act to amend the title and section one of the act approved the twenty-second day of March one thousand eight hundred sixty-five (P. L. 30) entitled "An act to authorize and make valid conveyances by wives during their minority of their interest in their husbands real estate" by authorizing minor husbands and wives seventeen years of age and older to join in conveyances of their adult spouses' real estate and validating such conveyances heretofore made

The General Assembly of the Commonwealth of Pennsylvania amended to read as follows

Section 1 The title and section one of the act approved the twenty-second day of March one thousand eight hundred sixty-five (P. L. 30) entitled "An act to authorize and make valid conveyance by wives during their minority of their interest in their husband's real estate" are hereby amended to read as follows

An Act to authorize [and make valid conveyances by] minor husbands and wives [during their minority of their interests in] to join in conveyances of their [husband's] adult spouses' real estate and to validate such conveyances heretofore made

Section 1 Be it enacted &c That the deed of conveyance of his or her real estate executed and acknowledged by [a wife] an adult married person in conjunction with his or her [husband of his real estate] minor spouse if seventeen years of age or older shall be valid and effectual notwithstanding the minority of [the wife] such

minor spouse at the time of such [execution and acknowledgment] joinder and any such deed heretofore made shall be as valid as if [the wife] such minor spouse had at the time been of lawful age

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Altshuler,	Frost,	Limper,	Robertson,
Amarando,	Gaffney,	Loftus,	Rose,
Andrews,	Gallagher,	Lovett,	Rosen,
Bane,	George,	Madigan,	Rovansek,
Barkdoll,	Gibson,	McCormack,	Royer,
Baumunk,	Glembocki,	McCullough,	Sarra,
Beaver,	Good,	McGee,	Sax,
Bednarek,	Goodling,	McKinney,	Scanlon,
Blair,	Graybill,	McMillen,	Schmidt,
Bloom,	Green,	McNally,	Schuster,
Boles,	Greenwood,	Mihm,	Scott,
Bomberger,	Greer,	Mikula,	Seyler,
Boorse,	Guarnieri,	Miller,	Shoemaker,
Bower,	Guthrie,	Milliken,	Smith, C. C.,
Brandon,	Hagerty,	Mills,	Smith, W. B.,
Breisch,	Hall,	Mintess,	Snider,
Breth,	Hamilton,	Monroe,	Spencer,
Brice,	Harney,	Moore, C. E.,	Stank,
Brown, H. S.,	Harris,	Moore, H. A.,	Sternberg,
Brown, W. E.,	Haudenschild,	Moran,	Stimmel,
Brunner,	Heatherington,	Munley,	Stuart,
Bucchin,	Helm,	Murray,	Swope,
Cadwalader,	Herman,	Musto,	Tahl,
Clapper,	Hersch,	Nagel,	Taylor,
Clendening,	Hewitt,	Najaka,	Thompson,
Cochran,	Hocker,	Needham,	Tompkins,
Cole,	Hoffman,	Neff,	Toomey,
Coleman,	Hoggard,	Nixon,	Varallo,
Conway,	Hunter,	O'Dare,	Varner,
Cooper,	Jenkins,	O'Donnell,	Verona,
Costa,	Jennings,	Olsen,	Wachhaus,
Dalrymple,	Jim,	Orban,	Wagner,
DeLong,	Johnson,	Penglase,	Wargo,
Dennison,	Jones, G. E.,	Pentrack,	Waterhouse,
Depuy,	Jones, J. M.,	Peta,	Watkins,
Dougherty,	Jump,	Petrosky,	Weidner,
Driscoll,	Kamyk,	Pettigrew,	Weiss,
Duffy,	Keller,	Pfaff,	Welsh,
Dye,	Kemp,	Polen,	Wescott,
Elder,	Kent,	Posta,	Westrick,
Erb,	Kirley,	Price, H. W., Jr.,	Wheeler,
Evans,	Kline,	Price, R. A.,	Williams,
Ewing,	Kohl,	Propert,	Wood,
Felton,	Kolankiewicz,	Readinger,	Worley,
Ferster,	Kondrath,	Reagan,	Yaffe,
Filo,	Kurtz,	Reese,	Yeakel,
Firmstone,	Kurtz,	Reidenbach,	Yester,
Flack,	Lederer,	Reilly, J. M.,	Young,
Fleming,	Lee,	Reynolds,	Ziegler,
Floyd,	Lelsey,	Riley, R. L.,	Sorg,
Fox,	Leonard,	Robbins,	Speaker
Frank,			

NAYS—1

Worley,

NOT VOTING—3

Krise, Powers, Sollenberger.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 233, as follows:

An Act validating certain legal proceedings in the course of which official or legal notice has been published in a newspaper which suspended publication for a limited period

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any legal proceeding matter or case in the course of or in connection with which any official advertising or legal advertising has prior to the effective date of this act been published in a newspaper of general circulation otherwise qualified for the publication of official and legal advertising under the provisions of section seven of the act approved the sixteenth day of May one thousand nine hundred twenty-nine (P. L. 1784) known as the "Newspaper Advertising Act" shall be and the same is hereby validated and confirmed notwithstanding that the newspaper in which such official or legal advertising was published had within the six months immediately preceding the publication of such official or legal advertising omitted publication for a total period not exceeding two weeks

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Altshuler,	Frost,	Limper,	Robertson,
Amarando,	Gaffney,	Loftus,	Rose,
Andrews,	Gallagher,	Lovett,	Rosen,
Bane,	George,	Madigan,	Rovansek,
Barkdoll,	Gibson,	McCormack,	Royer,
Baumunk,	Glembocki,	McCullough,	Sarra,
Beaver,	Good,	McGee,	Sax,
Bednarek,	Goodling,	McKinney,	Scanlon,
Blair,	Graybill,	McMillen,	Schmidt,
Bloom,	Green,	McNally,	Schuster,
Boles,	Greenwood,	Mihm,	Scott,
Bomberger,	Greer,	Mikula,	Seyler,
Boorse,	Guarnieri,	Miller,	Shoemaker,
Bower,	Guthrie,	Milliken,	Smith, C. C.,
Brandon,	Hagerty,	Mills,	Smith, W. B.,
Breisch,	Hall,	Mintess,	Snider,
Breth,	Hamilton,	Monroe,	Spencer,
Brice,	Harney,	Moore, C. E.,	Stank,
Brown, H. S.,	Harris,	Moore, H. A.,	Sternberg,
Brown, W. E.,	Haudenschild,	Moran,	Stimmel,
Brunner,	Heatherington,	Munley,	Stuart,
Bucchin,	Helm,	Murray,	Swope,
Cadwalader,	Herman,	Musto,	Tahl,
Clapper,	Hersch,	Nagel,	Taylor,
Clendening,	Hewitt,	Najaka,	Thompson,
Cochran,	Hocker,	Needham,	Tompkins,
Cole,	Hoffman,	Neff,	Toomey,
Coleman,	Hoggard,	Nixon,	Varallo,
Conway,	Hunter,	O'Dare,	Varner,
Cooper,	Jenkins,	O'Donnell,	Verona,
Costa,	Jennings,	Olsen,	Wachhaus,
Dalrymple,	Jim,	Orban,	Wagner,
DeLong,	Johnson,	Penglase,	Wargo,
Dennison,	Jones, G. E.,	Pentrack,	Waterhouse,
Depuy,	Jones, J. M.,	Peta,	Watkins,
Dougherty,	Jump,	Petrosky,	Weidner,
Driscoll,	Kamyk,	Pettigrew,	Weiss,
Duffy,	Keller,	Pfaff,	Welsh,
Dye,	Kemp,	Polen,	Wescott,
Elder,	Kent,	Posta,	Westrick,
Erb,	Kirley,	Price, H. W., Jr.,	Wheeler,
Evans,	Kline,	Price, R. A.,	Williams,
Ewing,	Kohl,	Propert,	Wood,
Felton,	Kolankiewicz,	Readinger,	Worley,
Ferster,	Kondrath,	Reagan,	Yaffe,
Filo,	Kurtz,	Reese,	Yeakel,
Firmstone,	Kurtz,	Reidenbach,	Yester,
Flack,	Lederer,	Reilly, J. M.,	Yetzer,
Fleming,	Lee,	Reynolds,	Young,
Floyd,	Lelsey,	Riley, R. L.,	Ziegler,
Fox,	Leonard,	Robbins,	Sorg,
Frank,			Speaker

NAYS—0

NOT VOTING—3

Kruse, Powers, Sollenberger,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. McNALLY asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. AMARANDA asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. GIBSON asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, on behalf of the Democratic delegation in this House from Philadelphia, I arise to a collective question of personal privilege.

For the first time in my legislative experience, it has pleased the Governor of this Commonwealth to indict a delegation specifically and by name.

Philadelphia Democrats are accused of playing politics, or neglecting the interests of their constituents, because they failed to support the Governor's gas tax and his "pop" tax.

Incidentally, I am referring to the Governor's Phillipic solely by reason of the fact it was published in all the papers.

Democrats who fail to toe the line; who presume to dot an "i", or cross a "t", or insert a comma in the Governor's program are accused of a plot to sabotage the public interests. The Governor of this Commonwealth apparently is planning to make the crossing to greater political glory on a bridge constructed out of planks ripped from Democratic platforms.

His Excellency, the Governor, in flagellating Philadelphia Democrats, calls attention to what he is doing to provide Philadelphia with pure water. Where, or when has the Democratic minority in this House failed to cooperate with what the administration calls its stream clearance program?

Members of the minority party have supported that program clear across the board. Where, or when have the minority Members failed to cooperate with port improvement projects designed to assure to Philadelphia the commercial supremacy to which it is entitled by reason of its location?

We pioneered for stream clearance.

Our criticism of port improvement programs is that they not been pressed with sufficient force. We stand ready to levy sufficient taxes to support the Commonwealth's share of stream clearance and port improvement costs.

Where, or when have we failed to support what the administration calls its health program? It is the minority group in this House which in the past repeatedly called

attention to the condition of the Commonwealth's mental hospitals.

It is the minority group in this House which in the past has repeatedly demanded action. We stand ready to levy the taxes, or to enact the legislation necessary to finance an over-all health program.

We stand ready, and willing, to enact the necessary legislation and levy the necessary taxes needed to finance an over-all conservation program.

And, Mr. Speaker, we stand ready and willing to enact the necessary legislation and levy the taxes necessary in financing the Commonwealth's responsibilities in relation to the public schools.

Stream clearance, public health, conservation, education, general welfare—these are the objectives which we traditionally serve.

These are the objectives which the members of the Democratic delegation in this House traditionally serve.

All of this program, we are told, would be wrecked, ruined, sabotaged, by a failure to enact a "pop" tax.

Didn't we say to His Excellency, the Governor, didn't we say to the Members of this House, didn't we say to the people of this Commonwealth, "Put the 'pop' tax on the postponed calendar, proceed to legislate concerning the Commonwealth's essential needs, then if you find you are 27 million dollars short we'll levy taxes in sufficient amount to meet the need"?

It comes with poor grace from His Excellency, the Governor to castigate a minority that have leaned over backwards in a desire to cooperate with the administration. In our relations with the Governor's office we have been punctiliously proper.

On the floor of this House, where or when have we failed to observe parliamentary protocol?

If the minority party voted for appropriations it was unwilling to help finance there would be some ground for criticism.

I repeat, we are ready and willing to finance every phase of the program which we support. And we are not traitors to the public interest, the members of the Philadelphia delegation are not traitors to the public interest, simply because we refuse to say that a "pop" tax is the best of all possible taxes that could be levied.

We are facing an unusual situation. The Governor of this Commonwealth appears in the habiliments of democratic action.

His Excellency, the Governor, has purloined our General State Authority coat, he has donned our Stream Clearance and Conservation pants, his political undershirt is actually our Health program, his other under-garments have been fabricated out of an Emergency Tax Program which has been faithfully enacted and re-enacted these many years.

Consider, for example; the repeated postponement of the capital stock exemption.

And you have a typical example of a Democratic proposal that has been paraded around in Republican diapers these many years.

As a matter of fact, if His Excellency, the Governor, were suddenly divested of the Democratic platform habiliments, he would appear to the public gaze clad fore and aft in a "pop" tax and a penny gas tax.

Incidentally, that proposed penny gas tax is destined to be a most versatile penny, indeed. If the proceeds of

that penny are depended upon, it would seem, to finance at least 80 million dollars of highways in and around Philadelphia and 90 million dollars worth of highways in and around Pittsburgh—and then after 80 million dollars have been spent in and around Philadelphia and 90 million dollars have been spent in and around Pittsburgh, there is to be something like 100 million dollars left which will be used to build highways in the rural sections of the Commonwealth.

It is our opinion, our considered opinion, that His Excellency, the Governor, has unfairly, unjustly and without proper warrant—perhaps without due consideration, presumed to castigate a minority group, to deride a metropolitan delegation for failure to support the public interest when, as a matter of fact, that same minority, and that same metropolitan delegation stood steadfast in its support of the broad public welfare program to which the minority in this House was committed prior to the time His Excellency, the Governor, became Governor.

Finally, and emphatically, if His Excellency, the Governor, will, for the time being, sidetrack his “pop” tax and it comes about as the end of the Sessions nears that there is actually a need for the 27 million dollars he has presumed the “pop” tax would raise, the members of this minority group will pledge him that we will try and enact the legislation to give him the 27 million dollars caused by the loss of the “pop” tax.

Now, Mr. Speaker, I yield to the gentleman from Philadelphia, Mr. Scanlon.

PERMISSION TO ADDRESS HOUSE

Mr. SCANLON asked and obtained unanimous consent to address the House.

Mr. Speaker, last Friday, according to newspaper reports, his Excellency, Governor Duff, at a press conference, here in Harrisburg, issued an unmerited and completely unjustified blast of criticism at the Democratic delegation from Philadelphia because of our opposition to the increased tax placed upon gasoline consumption and because of our opposition to the continuation of the iniquitous tax on soft drinks.

I feel that I would be derelict in my duties as a member of this House, to allow the unfair accusations made by the Governor to go unchallenged. As a member of the Philadelphia Democratic delegation, I am very much interested in the administration program designed to clean up the rivers flowing by our great city and provide its inhabitants with a better and purer supply of water. I am similarly interested in the establishment in Philadelphia of an institute designed to conduct research in all types of mental abnormalities, including the action of sex criminals. This is a step too long neglected, and I, for one, was very happy to see the Governor display his fearlessness and independence in advocating forward steps which we, in the Democratic party, have been calling for, for many years.

I was deeply appreciative of the interest and solicitude displayed by our Governor in our highway program in the Philadelphia area. As I indicated prior to the vote on the tax program, we finally are being taken out of the orphan class in Philadelphia and given the consideration due to a community whose inhabitants contribute more to the motor fund than the residents of any other municipality in the Commonwealth.

Mr. Speaker, we Democratic members of the House are a group of able and responsible legislators, fully cognizant of the fact that increasing demands for governmental service, call for the need of raising the revenue necessary to finance such service. We are not in the same class as a certain defeated member of Congress whose proud boast it was that he voted for every appropriation measure and against every revenue raising bill. However, we feel that the tax program jammed through this House last week by precipitous action was passed without an opportunity for us to get a true picture of the needs of the Commonwealth. We were not given an opportunity to ascertain whether the administration bills to create a General State Authority, with the attendant effects on the finance program would become a fact. We were not supplied with adequate and sufficient proof that there was a need for the anticipated revenue sought in the measures for which we are being criticized, in order to meet the demands for the necessary state services which the Governor so properly has requested. We were not given any definite information as to when, where or how the increased gasoline taxes were to be spent.

I can assure the Governor that if the Administration had presented proof to us of the need for the revenue, my vote on the gasoline tax rise might have been different.

Now, Mr. Speaker, I am sorry that his Excellency, saw fit, to single out the Philadelphia Democratic members for this criticism. His failure to attack members of his own party who opposed these measures is noteworthy. I feel that our action on the floor was, under the circumstances, proper, sincere and easily understood. We will cooperate with the Governor in pressing for the worthwhile measures he has called for without regard to partisanship or political expediency. Similarly, we will oppose those measures presented to us in this House which, in our opinion, are unnecessary and opposed to the public welfare.

Mr. Speaker, I have quite a long statement here and I am going to ask unanimous consent that it be printed in the Legislative Journal. It is a statement by the Democratic City Chairman, Mr. Finnegan.

Mr. Speaker, I ask unanimous consent that it be printed in the Legislative Journal.

The SPEAKER. The gentleman from Philadelphia, Mr. Scanlon, asks unanimous consent of the House to have printed in the Legislative Journal a statement. Will the House give its consent? The chair hears no objection and consent is granted.

The statement referred to was as follows:

Democratic City Chairman James A. Finnegan declared the governor “obviously tried to create the impression that failure to support the gas tax increase jeopardized his program for improvements to Philadelphia including better water in cleaning up the Schuylkill and a psychiatric institute in Philadelphia.

Cites Restriction on Use

“The governor, of course, knows perfectly well that none of the money collected from the one-cent gas tax increase can be used for any other purpose, under a constitutional amendment, except for highways and airports.

“The governor chose to ignore the explanation given for the opposition of the Philadelphia Democratic delegation in the House to the one-cent gasoline tax increase.”

Finnegan recalled that Hiram G. Andrews, House minority leader, said the governor failed to justify

the need for the increased tax "and that repeated efforts of the Democratic minority to obtain specific information were evaded."

"The Democratic legislators," said Finnegan, "took the position they could not vote for this measure without adequate information and a proven need unless they were willing, like their Republican colleagues, to accept Duff's proposals as edicts from on high."

Points to Cash Balance

The Administration failed to explain why it was necessary to provide a cash balance of \$38,000,000 in 1951, Finnegan said, this representing about the amount that will be raised by the new gas tax.

"Budget Director Edward B. Logan admitted before a Democratic caucus that even at peak periods the cash balance in the motor fund is never less than \$20,000,000," said Finnegan. "In Pennsylvania, legislators are not supposed to impose taxes for the purpose of providing surpluses, although that has been the practice under the past three Republican administrations."

In commenting on the governor's statement that nine Allegheny county Democrats voted for the additional tax, Finnegan reported that \$40,000,000 of Highway Department funds are to be spent for a nine-mile stretch of road outside the governor's home town of Pittsburgh. He quoted Highways Secretary Ray Smock as saying that his department could have secured more money from the U. S. Government had it been willing to conform more closely to federal regulations.

PERMISSION TO ADDRESS HOUSE

Mr. CHARLES C. SMITH asked and obtained unanimous consent to address the House.

Mr. Speaker, I would like to reply to the statement of the gentleman from Philadelphia, Mr. Scanlon.

I wish that last week we had known the Philadelphia delegation on the Democratic side was going to cooperate with the state administration. It would have saved some concern and a lot of hair on this side of the House.

The gentleman states that the Philadelphia delegation was criticized by the Governor for playing politics. I think that probably the Governor did not overstate or over emphasize the situation by that statement. I feel that probably they did play politics to quite a degree I consider myself and a lot of the members on this side of the House as members who will work for the benefit of their communities and of the state. Certainly the Democratic delegation must have played politics if they knew that they were depriving the citizens of Philadelphia of this huge program that the Governor has presented on the floor of this House.

They certainly do know, and I do not like to repeat this, but we have heard so many times, the many necessary and huge improvements that hinge on the collection of these taxes. Certainly they know that the express highway which is going to carry a feeder line into the port of Philadelphia has to be constructed, and is being constructed for the benefit of the citizens of Philadelphia primarily, and then for the benefit of the citizens of the state generally.

They certainly know of the money that is to be spent in the Vine street improvement project that is exclusively a Philadelphia project and that is coming from this fund.

They certainly know that there is going to be five and one-half million dollars spent on the Roosevelt boulevard. All these things would have been denied to the citizens of

Philadelphia if the Republican side of the House had not voted for them.

They certainly know that the Eastern State Psychiatric Hospital is being constructed which is a four million dollar project.

The Schuylkill River cleaning project, which God knows and everyone in Philadelphia knows is needed, regardless of whether he is a Democrat or a Republican; there are seventeen million dollars that would have been denied to our citizens.

There is Byberry; the teacher's salaries; the appropriations for hospitals. All of these things are coming from the general fund. That soda pop tax goes to the general fund, which they knew. We in Philadelphia still feel,—whether it is politics that the Philadelphia delegation was playing, I don't know, but I do know that we need all those things in Philadelphia and I do feel that we don't have the right to deprive the citizens of Philadelphia of such things. Gentlemen, all these things are to be given to the City without any increase in the general fund for last year and over the last biennium.

PERMISSION TO ADDRESS HOUSE

Mr. ROSE asked and obtained unanimous consent to address the House.

Mr. Speaker, in reply to the gentleman from Philadelphia, may I reiterate the statement made by my colleague, the gentleman from Philadelphia, Mr. Scanlon, that we in Philadelphia have been standing for, and as Mr. Andrews intimated, we have fought for those measures which the Governor has advanced as an aid to the city of Philadelphia and to the citizens of Philadelphia.

Our quarrel with the Governor is not that we are opposed to any of his program but to his accusation in the Press that we are playing politics; we felt that there was not sufficient information given to us to justify our voting for the imposition of taxes.

We asked representatives of the administration to supply us with certain information prior to the time the vote was taken on those tax measures. I indicated last week prior to the time that the vote was taken that we in Philadelphia would favor the imposition of an additional penny gas tax if we felt it was necessary at the time.

We in Philadelphia have always been treated as orphans as far as the road program is concerned. It has only been recently that Philadelphia has been given somewhere near a fair share of the funds derived from the imposition of the gasoline tax. We are grateful to the Governor for being as fairminded as he has been in his treatment of the Philadelphia area.

However, Mr. Speaker, I want to point out to the Members of this House that until we get sufficient information to justify the imposition of such taxes we will not vote for them.

We will not vote for any measures that will be embarrassing to the administration, but until we have sufficient information we are not in a position to go ahead and cast votes for huge projects in the Philadelphia area or any other area, because we all realize that governmental services today call for the expenditure of huge sums of money.

We will vote for such measures as will provide the necessary funds for the many projects contemplated in the Philadelphia area or any other area, where the people

of Pennsylvania will be aided. I do now want to say to the Governor and to the Members of the House on the other side that we in Philadelphia will support a proper program of aid to the citizens. We will vote for such tax legislation as will help to bring this program into being.

We are very glad that the Governor has come into the Democratic fold and advocated the principles that we on the Democratic side have always espoused. I think it comes with poor grace for the Governor to unduly criticize Members from Philadelphia who have been trying to do a sincere job as Legislators, by accusing us of playing politics. We serve notice here that we will not be partisan, we will not resort to any political expediency or tricks that will affect the welfare of the people of Pennsylvania or the people of Philadelphia, and at the end of this session, when the final count is made, we will let the people of Philadelphia judge as to where the credit is due insofar as the welfare of the people of Pennsylvania is concerned.

Mr. POSTA. Mr. Speaker—

The SPEAKER. For what purpose does the gentleman from Westmoreland arise?

Mr. POSTA. Mr. Speaker, for the privilege of addressing the House on this same question.

Mr. ANDREWS. Mr. Speaker, I would suggest to the gentleman from Westmoreland that the Philadelphia cause has been very ably presented by the gentleman from Philadelphia, Mr. Scanlon, and the gentleman from Philadelphia, Mr. Rose, and perhaps, in view of the lateness of the hour, some other time the gentleman from Westmoreland, perhaps tomorrow or perhaps Wednesday might be heard.

The SPEAKER. Will the gentleman from Westmoreland withdraw his request?

Mr. POSTA. I shall, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman and the Chair thanks the Minority Leader.

BILLS INTRODUCED AND REFERRED

By Messrs. BRUNNER and CHARLES C. SMITH.

HOUSE BILL No. 565.

An act to promote the welfare of the people of the Commonwealth; creating The General State Authority as a body corporate and politic with power to construct improve, equip, furnish, and operate projects and to lease the same, and to fix fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds for said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Property and Supplies to grant, assign, convey, or lease to the Authority lands of the Commonwealth and interests therein, and to acquire lands therefor; granting the right of eminent domain; empowering The General State Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act.

Referred to the Committee on State Government.

By Messrs. BRUNNER and CHARLES C. SMITH.

HOUSE BILL No. 566.

An Act to promote the welfare of the people of the Commonwealth; creating a State Highway and Bridge Authority as a body corporate and politic with power to construct, reconstruct, improve, maintain, equip, furnish and operate highway and bridge projects and roadside rests, and to lease the same, and to fix and collect fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds by said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Highways to grant, assign, convey or lease to the Authority lands, easements or rights of way of the Commonwealth and interests therein, and to acquire lands therefor; authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized; granting the right of eminent domain; empowering said Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; and making an appropriation.

Referred to the Committee on State Government.

HOUSE MESSAGE

The clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence 159, 160, 218 and 232.

REPORT OF COMMITTEE

Mr. KENT from the Committee on Judiciary, reported as amended House Bill No. 418, entitled:

An Act to add section four hundred eighteen to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by creating an additional crime of loitering and prowling at night.

COMMITTEE MEETINGS

Cities—3rd Class, Room 521, Tuesday, February 22, at 10:00 a. m.

Game and Forestry, Room 331, Tuesday, February 22, at 9:30 a. m.

Public Health and Sanitation, Room 522, Tuesday, February 22, at 10:45 a. m.

State Government, Room 324, Tuesday, February 22, at 10:00 a. m.

Judiciary Committee will not meet at 11:00 a. m. tomorrow as is customary.

ADJOURNMENT

Mr. GOOD. Mr. Speaker, I move that this House do now adjourn until Tuesday, February 22, 1949, at 11:00 a. m.

The motion was agreed to, and (at 6:18 p. m.) the House adjourned.

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., TUESDAY, FEBRUARY 22, 1949.

No. 17.

SENATE

TUESDAY, February 22, 1949.

The Senate met at 10:30 o'clock, a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

PRAYER

The Chaplain, Rev. JOHN B. WILLIAMS offered the following prayer:

Almighty God, we thank Thee for all those through whom Thou hast brought deliverance and hope to mankind. For the wisdom that cometh from above, that in the hour of human need Thou hast raised up men to lead the way with courage and confidence. So we bless Thee for the great things Thou hast done and are doing for the children of men. When we consider the days of old, the years of ancient times, we give Thee special praise for the wonderful grace and virtue manifested in all those, Thy children, who have been the lights of the world in their several generations.

We thank Thee for Moses, who answered the challenge in the days of the Pharaohs, for Martin Luther at the time the church needed a reformation, and especially for George Washington, the father of our country, whose birthday we honor today. We are grateful for giving him to be leader and commander of the people; for vouchsafing to him victory over kings, and for bestowing upon him many excellent gifts.

We thank Thee for inclining the hearts of men in Congress assembled for wise choices and for granting them vision of the days to come; for a settled Constitution, and for equal laws; for freedom to do that which is right, the liberty to say the truth; for the spread of knowledge everywhere among us, and for the preservation of the faith, we bless and magnify Thy Holy name, humbly beseeching Thee to accept our sacrifice of thanks and praise.

We thank Thee that in the dark hour of our national life Thou didst raise up Thy servant, the First President of the United States to be a leader and deliverer.

Help us to keep in memory his exalted patriotism, his official integrity and his wise statesmanship. May these qualities be incentives and influences that shall be exerted upon generations to come. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being

present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. SCARLETT, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 22, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert E. Baer, Box 84, New Kingstown, Cumberland County, for appointment as Justice of the Peace in and for the Township of Silver Spring, Cumberland County, until the first Monday of January, 1950, vice William A. Baer, Sr., deceased.

JAMES H. DUFF.

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. LORD, JR. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on February 22, 1949.

Mr. MAHANY. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 22, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

DELAWARE COUNTY

George W. Alexander, Morton.

FAYETTE COUNTY

Mrs. Louise Bendle Ward, Redstone Twp., Brownsville,
Lincoln-Mercury Bldg., Brownsville.

LYCOMING COUNTY

Miss Josephine M. Lanigan, Williamsport.

PHILADELPHIA COUNTY

Mrs. Minerva L. Berk, 1339 Western Saving Fund Bldg.
Mrs. Sadie C. George, "C" and Tioga St.
Mrs. Mary Paul, 5506 Spruce St.

PIKE COUNTY

Thomas L. Stadden, Westfall Twp., P. O. Box 59, Matamoras.

To compute from dates set opposite their names

PHILADELPHIA COUNTY

Owen K. Kimbel, 5701 Torresdale Ave., March 2, 1949.

BERKS COUNTY

Miss Eva G. Rau, Reading, March 3, 1949.

DAUPHIN COUNTY

Mrs. Mabel Murray-Keys, Harrisburg, March 5, 1949.

NORTHAMPTON COUNTY

John D. Keleher, Bethlehem, March 5, 1949.

PHILADELPHIA COUNTY

Joseph Marciano, Phila., 813 S. 11th St. (47) March 5, 1949.

BERKS COUNTY

Mrs. Jennie Haag, Shoemakersville, March 6, 1949.

ALLEGHENY COUNTY

Carl L. Schumann, Pittsburgh, 606 Commonwealth Bldg.,
March 7, 1949.

BLAIR COUNTY

Miss E. Rea Lang, Hollidaysburg, March 7, 1949.

NORTHAMPTON COUNTY

Miss Mary L. Shafer, Bethlehem, March 7, 1949.

ALLEGHENY COUNTY

Miss Mary Ann Rody, McKees Rocks, March 9, 1949.

PHILADELPHIA COUNTY

Miss Anne C. McDonald, Phila., 701 City Hall Annex,
March 10, 1949.

DELAWARE COUNTY

Raymond S. Fitzsimmons, Trainer, March 15, 1949.

SCHUYLKILL COUNTY

Paul Gavala, Mahanoy City, March 19, 1949.

BUTLER COUNTY

Theodore C. H. Keck, Butler, March 25, 1949.

NORTHUMBERLAND COUNTY

Mrs. Elsie Culp Knight, Sunbury, March 25, 1949.

JAMES H. DUFF

A motion was made by Mr. LORD JR. and Mr. MAHANY, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier	McPherson, Jr.,		

YEAS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 110, entitled:

An Act to amend subsection B of section twelve of the act, approved the sixth day of April, one thousand nine hundred thirty-seven (P. L. 200), entitled "Pawnbrokers License Act," to provide for receipt in duplicate.

Which was committed to the Committee on Banking.

House Bill No. 127, entitled:

An Act to amend action two thousand one hundred three of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," by further limiting the hours of service of paid firemen and drivers regularly employed.

Which was committed to the Committee on Local Government.

House Bill No. 189, entitled:

An Act to amend the title and section one of the act, approved the twenty-second day of March, one thousand eight hundred sixty-five (P. L. 30), entitled "An act to authorize, and make valid, conveyances by wives, during their minority, of their interests in their husband's real estate," authorizing minor husbands to join in conveyances of their wife's real estate, and to validate such conveyances heretofore made.

Which was committed to the Committee on Judiciary General.

House Bill No. 233, entitled:

An Act validating certain legal proceedings in the course of which official or legal notice has been published in a newspaper which suspended publication for a limited period.

Which was committed to the Committee on Judiciary General.

REPORTS FROM COMMITTEES

Mr. TALLMAN, from the Committee on State Government, reported as committed, House Bill No. 84, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America, of a certain tract of land in Erie County, Pennsylvania, for use as a veterans' administration hospital, and ceding jurisdiction to the United States.

Mr. PECHAN, from the Committee on State Government, reported as committed, House Bill No. 105, entitled:

An Act to amend sections two three and four of the act, approved the twenty-fourth day of March, one thousand nine hundred thirty-seven (P. L. 109), entitled "An act relating to interstate cooperation, creating the Pennsylvania Commission on Interstate Cooperation, as well as committees on interstate cooperation of the Senate and of the House of Representatives; defining the powers and duties of said commission and of said committees; and imposing duties on the Governor and the Secretary of the Commonwealth" by changing the method of appointing members to the Senate and House committees and of the chairman of the commission.

REPORT FROM JOINT STATE GOVERNMENT COMMISSION

Mr. SNOWDEN. Mr. President, on behalf of the Joint State Government Commission, I desire to submit the following report.

COMMONWEALTH OF PENNSYLVANIA
JOINT STATE GOVERNMENT COMMISSION
OF THE GENERAL ASSEMBLY

Harrisburg, February 22, 1949.

To the Honorable, the Senate of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith a Report of the Joint State Government Commission, February 1949, dealing with "Highways, A Proposed Administrative and Financial Program."

Copies of this report for distribution to the members of the Senate have been delivered to the office of the President pro tempore of the Senate.

Respectfully submitted,

WELDON B. HEYBURN, Chairman.

The PRESIDENT. The communication will be noted in the Journal and the report will be printed in full in the Appendix.

PERMISSION TO ADDRESS SENATE

Mr. LORD, JR., asked and obtained unanimous consent to address the Senate.

Mr. LORD. Mr. President, during the last two years the present Administration, under the leadership of Governor Duff and Charlie R. Barber, Secretary of the Department of Welfare, and with the support of the General Assembly, has embarked on a mental health program which has made a great advance in this field in the Commonwealth. During that period of time comprehensive further studies were made in an effort to correct many of the unfortunate conditions which previously had existed.

In presenting this bill we will have taken a long step forward in our determination to reduce, so far as medi-

cally possible, mental illness and the results that sometime flow from such affliction.

This bill provides for the creation and administration of the Eastern Pennsylvania Psychiatric Institute in Philadelphia. It is the result of a prolonged study by the Governor, the Secretary of Welfare, the officers, deans and psychiatrists of the five medical schools located in the eastern part of the State, and represents the combined thoughts of the leaders in this field of medicine.

It is not to be merely another mental hospital. It recognizes the fact that mental illness is a disease which can be cured if diagnosed correctly and treated immediately and properly. Its studies will be directed at acquiring new and helpful information. Its functions will be research, prevention and teaching. Its courses will instruct State hospital doctors and others throughout the Commonwealth. It will be the means of improving the condition of mental patients all over the State.

But, more than this, will be its benefits as applied to children. We have all been familiar with terrible tragedies occurring throughout the State and Nation by juveniles afflicted with an abnormal mental condition. If such cases had been recognized and treated in a proper way, either by curing them or by isolating them from contacts with the public, these tragedies could have been averted. When you consider that ordinarily a child's mental and nervous future is largely made or broken before the age of ten, it can be seen how tremendously important the bill is. It would then be possible for parents in the State to have the necessary tests made so that a complete diagnosis can be furnished and a report given to them as to how their child can be restored to mental health and a normal and happy life.

It is intended to introduce a companion bill to the present one for the purpose of turning over the Western Psychiatric Institute to a board of trustees to be operated at the University of Pittsburgh for the same purpose and training as outlined in the present bill.

These two great institutes, to study the causes, prevention and cure of mental disorders, will place Pennsylvania in the fore-front of all the States of the Union in the program of dealing with the enormously important question of mental illness.

The effect of these institutes will be to put the emphasis on prevention and cure, rather than custodial care for those suffering from mental illness, because unless this great problem is met head-on for the purpose of restoring to health those suffering from mental illness, it will mean that the Commonwealth every year will be building a vast new number of new hospitals merely for stowing them away, instead of restoring them to their families, to society, and to useful lives.

BILLS INTRODUCED AND REFERRED

Mr. LORD, JR. read in his place and presented to the Chair Senate Bill No. 349, entitled:

An Act establishing within the limits of Philadelphia, the Eastern Pennsylvania Psychiatric Institute, as a State institution; providing for a board of trustees and a medical advisory board therefor; conferring powers and imposing duties upon the Department of Property and Supplies, the Department of Welfare, the board of trustees and the medical advisory board and making an appropriation.

Which was committed to the Committee on State Government.

Mr. CROWE read in his place and presented to the Chair Senate Bill No. 350, entitled:

An Act to amend section seven hundred twenty of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by changing the period for field trials.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Mr. BLASS read in his place and presented to the Chair Senate Bill No. 351, entitled:

An Act to amend sections eight hundred sixty-eight and eight hundred sixty-nine of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" further regulating the use and possession of certain containers.

Which was committed to the Committee on Agriculture.

Mr. DONLAN read in his place and presented to the Chair Senate Bill No. 352, entitled:

An Act providing for a two-platoon system for firemen employed and paid by cities of the second class A and fixing the maximum hours of service in any one day or week for such platoons with certain exceptions.

Which was committed to the Committee on Local Government.

Mr. PEELOR read in his place and presented to the Chair Senate Bill No. 353, entitled:

An Act to amend the act, approved the twenty-eighth day of June, one thousand nine hundred forty-seven (P. L. 1110), entitled "An act defining and regulating certain installment sales of motor vehicles; prescribing the conditions under which such sales may be made and regulating the financing thereof; regulating and licensing persons engaged in the business of making or financing such sales; prescribing the form, contents and effect of instruments used in connection with such sales and the financing thereof; prescribing certain rights and obligations of buyers, sellers, persons financing such sales and others; limiting incidental charges in connection with such instruments and fixing maximum interest rates for delinquencies, extensions and loans; regulating insurance in connection with such sales; regulating reposessions, redemptions, resales and deficiency judgments and the rights of parties with respect thereto; authorizing extensions, loans and forbearances related to such sales; authorizing investigations and examinations of persons engaged in the business of making or financing such sales; prescribing penalties and repealing certain acts," by further prescribing the form and contents of contracts used in connection with such sales and the financing thereof; by further regulating reposessions, redemptions, resales and deficiency judgments and the rights of parties with respect thereto.

Which was committed to the Committee on Judiciary General.

Mr. WOLFE read in his place and presented to the Chair Senate Bill No. 354, entitled:

An Act making an appropriation to the Department of Property and Supplies for use at the Shamokin State

Hospital within the Department of Welfare, for the construction of an additional wing to the main building thereof, the construction, reconstruction and improvement of existing facilities and for the payment of the costs incidental thereto.

Which was committed to the Committee on Public Health and Welfare.

PERMISSION TO ADDRESS SENATE

Mr. MALLERY asked and obtained unanimous consent to address the Senate.

Mr. MALLERY. Mr. President and Members of the Senate, according to the figures of the National Safety Council, there were 198,700 persons killed in the year 1948 in accidents in the United States. The same report states there were 10,300,000 persons injured during the year 1948, and that all of these accidents caused disabilities extending beyond the day of the accident, and no first aid or minor injury cases are included. Property losses resulting from the accidents above mentioned amounted to about \$7,200,000,000; this includes wage losses of \$2,550,000,000; medical expenses of \$450,000,000; overhead cost of insurance of \$1,100,000,000; property damage and motor vehicle accidents of \$1,100,000,000; property loss in fires of \$711,000,000; and the indirect costs of occupational accidents of \$1,300,000,000.

Mr. President, this is most significant. Accidents were the fourth most important cause of death; the only cases with more deaths were heart disease, cancer, and cerebral hemorrhage. Among males alone in recent years, only two causes, heart disease and cancer, rank above accidents as the cause of death.

While our Commonwealth, I am pleased to state, is in the forefront in the drive to reduce accidents, we do not want to leave anything undone.

Therefore, Mr. President, I rise in place, and present to the Chair a bill creating the Pennsylvania Public Safety Commission as a permanent independent administrative commission.

BILLS INTRODUCED AND REFERRED

Messrs. MALLERY, STEVENSON and SNOWDEN read in place and presented to the Chair Senate Bill No. 355, entitled:

An Act creating the Pennsylvania Public Safety Commission as a permanent independent administrative commission; providing for the appointment of a director of Public Safety; setting forth the powers and duties of the commission and the director, defining the scope of existing safety agencies and making an appropriation.

Which was committed to the Committee on State Government.

Messrs. STIEFEL and CHAPMAN read in place and presented to the Chair Senate Bill No. 356, entitled:

An Act making an appropriation to the University of Pennsylvania Episcopal Hospital, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. LANE read in his place and presented to the Chair Senate Bill No. 357, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by adding a new route in Washington County.

Which was committed to the Committee on Highways.

REPORTS FROM COMMITTEES

Mr. ROSENFELD. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ROSENFELD from the Committee on State Government, reported as committed, Senate Bill No. 265, entitled:

An Act to further amend the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employee's retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties" by requiring the retirement board to submit annual statements to contributors.

He also, from the Committee on State Government, reported as amended, Senate Bill No. 324, entitled:

An Act to amend the act, approved the sixth day of May, one thousand nine hundred nine (P. L. 433) entitled "An act fixing the salary of the reporter of the decisions of the Supreme Court of Pennsylvania, and of his assistant," by increasing the salaries provided by the act.

Mr. TARR. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. TARR from the Committee on State Government, reported as committed, House Bill No. 5, entitled:

An Act to further amend paragraph (j) of section fourteen hundred two of the act approved the ninth day of April, one thousand nine hundred twenty-nine, (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions and officers, fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and

commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined" by restricting the application of certain provisions.

Mr. FRAZIER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FRAZIER from the Committee on State Government, reported as committed, Senate Bill No. 153, entitled:

An Act authorizing the Pennsylvania Historical and Museum Commission to accept on behalf of the Commonwealth certain real estate comprising the Crispin Cemetery in Philadelphia, and providing for its restoration and maintenance as an historical shrine.

RESOLUTION No. 21 REPORTED FROM COMMITTEE

Mr. PECHAN from the Committee on State Government, to which was referred resolution offered by Messrs. TALLMAN and WADE, on February 15, 1949, reported the same without amendment as follows, and laid on the table in accordance with the rules:

APPOINTMENT OF A COMMITTEE TO INVESTIGATE THE PROPOSED SALE OF THE WESTERN PENNSYLVANIA TUBERCULOSIS SANATORIUM AT BUTLER TO THE UNITED STATES GOVERNMENT

In the Senate, February 15, 1949.

Whereas, The Commonwealth of Pennsylvania under the General State Authority built the Western Pennsylvania Tuberculosis Sanatorium at Butler, Pennsylvania; and

Whereas, The said institution was planned for providing treatment for, and to accommodate, five hundred fifty persons suffering from tuberculosis; and

Whereas, The said institution cost the tax payers of this Commonwealth in excess of \$2,500,000; and

Whereas, The said institution, prior to its completion, was taken over by the Federal Government during the war and used as a hospital for veterans suffering from mental ailments; and

Whereas, It is now suggested that the institution be sold to the United States Government at about sixty per cent of its cost; and

Whereas, The Commonwealth of Pennsylvania is in dire need of having this institution for the care of its own mental or tuberculosis patients; therefore, be it

Resolved, That the President pro tempore of the Senate appoint a committee of seven Senators to examine the facts, circumstances, advantages and disadvantages involved in the proposed sale by the Commonwealth of Pennsylvania of the Western Pennsylvania Tuberculosis Sanatorium at Butler, Pennsylvania, to the United States Government; and, be it further

Resolved, That the said Senate committee make a report to the Senate of its findings and recommendations at the earliest possible time.

PERMISSION TO ADDRESS THE SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, I regret that in a heated discussion this morning with Mr. Miller, an incident occurred that I deeply regret, and I take this means of apologizing and I hope Mr. Miller will accept my apology.

CALENDAR

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 65, as follows:

An Act to further amend section one of the act approved the twenty-eighth day of May one thousand nine hundred seven (P. L. 292) entitled "An act to provide for the protection of insane persons feeble-minded persons and epileptics and the appointment of a guardian for the said insane persons feeble-minded persons and epileptics unable to care for their own property authorizing the guardian to support the wife and children of the said insane persons feeble-minded persons and epileptics defining the powers of the guardian and authorizing the sale of real estate of the ward" permitting petitions to be presented to the president judge of the court of common pleas when such courts are not in session

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twenty eighth day of May one thousand nine hundred seven (P. L. 292) entitled "An act to provide for the protection of insane persons feeble-minded persons and epileptics and the appointment of a guardian for the said insane persons feeble-minded persons and epileptics unable to care for their own property authorizing the guardian to support the wife and children of the said insane persons feeble-minded persons and epileptics defining the powers of the guardian and authorizing the sale of real estate of the ward" as amended by the act approved the first day of April one thousand nine hundred twenty-five (P. L. 101) is hereby further amended to read as follows

Section 1 Be it enacted &c That whenever hereafter any person being a resident of this State shall become insane or feeble-minded or epileptic or so mentally defective that he or she is unable to take care of his or her property and in consequence thereof is liable to dissipate or lose the same and to become the victim of designing persons it shall be lawful for either the mother father brother sister husband wife child next of kin creditor debtor or in the absence of such person or persons or their inability any other person to present to the court of common pleas of the county in which said person to be cared for resides or to the president judge of the court when such court is not in session his or her petition under oath setting forth the facts praying the court to adjudge such person to be unable to take care of his or her property and to appoint a guardian for the estate of such person

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. M.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 96, as follows:

An Act to further amend section one of the act approved the fourteenth day of May one thousand nine hundred twenty-nine (P. L. 1721) entitled "An act providing for the service of process in civil suits on nonresident operators or nonresident owners of motor vehicles operated within the Commonwealth of Pennsylvania and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said nonresident upon whom civil process may be served and providing for further notice to the defendant in any such suit" by extending the provisions of said act to suits instituted in the United States District Courts in this Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the fourteenth day of May one thousand nine hundred twenty-nine (P. L. 1721) entitled "An act providing for the service of process in civil suits on nonresident operators or nonresident owners of motor vehicles operated within the Commonwealth of Pennsylvania and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said nonresident upon whom civil process may be served and providing for further notice to the defendant in any such suit" as amended by the act approved the twenty-fourth day of April one thousand nine hundred thirty-one (P. L. 50) is hereby further amended to read as follows

Section 1 Be it enacted &c That from and after the passage of this act any nonresident of this Commonwealth being the operator or owner of any motor vehicle who shall accept the privilege extended by the laws of this Commonwealth to nonresident operators and owners of operating a motor vehicle or of having the same operated within the Commonwealth of Pennsylvania or any resident of this Commonwealth being the licensed operator or owner of any motor vehicle under the laws of this Commonwealth who shall subsequently become a nonresident or shall conceal his whereabouts shall by such acceptance or licensure as the case may be and by the operation of such motor vehicle within the Commonwealth of Pennsylvania make and constitute the Secretary of Revenue of the Commonwealth of Pennsylvania his her or their agent for the service of process in any civil suit or proceeding instituted in the courts of the Commonwealth of Pennsylvania or in the United States District Courts of Pennsylvania against such operator or owner of such motor vehicle arising out of or by reason of any accident or collision occurring within the Commonwealth in which such motor vehicle is involved

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,

Diehm, DiSilvestro, Doehla, Donlan, Farrell, Frazier.	Leader, Letzler, Lord, Mahany, Mallery, McPherson, Jr.,	Scarlett, Snowden, Stevenson, Stiefel, Tallman,	Watson, Wolfe, Wood, L. H., Wood, T. N., Yosko,
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NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 156, as follows:

An Act to repeal the act approved the twenty-third day of May one thousand eight hundred ninety-three (P. L. 112) entitled "An Act to prohibit the use of any adulteration or imitation of dairy products in any charitable or penal institution being supplementary to an act entitled 'An act for the protection of the public health and to prevent adulteration of dairy products and fraud in the sale thereof' approved May twenty-one Anno Domini one thousand eight hundred and eighty-five"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twenty-third day of May one thousand eight hundred ninety-three (P. L. 112) entitled "An act to prohibit the use of any adulteration or imitation of dairy products in any charitable or penal institution being supplementary to an act entitled 'An act for the protection of the public health and to prevent adulteration of dairy products and fraud in the sale thereof' approved May twenty-one Anno Domini one thousand eight hundred and eighty-five" is hereby repealed

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. HALUSKA. Mr. President, I desire to interrogate the sponsor of this bill, Senator Scarlett.

The PRESIDENT. Will the gentleman from Chester permit himself to be interrogated?

Mr. SCARLETT. I will, Mr. President.

Mr. HALUSKA. Mr. President, will the Senator from Chester tell us whether this is an Oleo bill or not.

Mr. SCARLETT. Mr. President, this bill is simply to take off any restrictions on margarine for penal institutions and the different state institutions.

Mr. HALUSKA. Under this bill, penal institutions, hospitals and so on will be permitted to use Oleo, is that correct?

Mr. SCARLETT. That is correct.

Mr. HALUSKA. Mr. President, why not make this bill applicable to all the people, restaurants, hotels, and what not? Why pick on hospitals,

Mr. SCARLETT. Mr. President, this bill only applies to institutions.

Mr. HALUSKA. Mr. President, I can not see any reason for passing this measure. If the bill is good, it should apply to all of the people, if it is bad why should it apply to the sick people, It will make them sicker.

Mr. President, I really think we are off on the wrong foot. I see no reason for it. Of course I realize that the Metropolitan cities are now going on record to permit the use of Oleo in hospitals. The next move will be to

permit the use of Oleo in restaurants, hotels, and every other place.

I am going to ask my colleagues to vote no, on this legislation.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr, Barrett, Berger, Blass, Chapman, Crowe, Dent, Diehm, DiSilvestro, Doehla, Donlan, Farrell, Frazier,	Geltz, Hare, Holland, Homsher, Kephart, Lane, Leader, Letzler, Lord, Mahany, Mallery, McPherson, Jr.,	Meade, Neff, Pechan, Peelor, Robinson, Rosenfeld, Ruth, Scarlett, Snowden, Stevenson, Stiefel, Tallman,	Tarr, Taylor, Toole, Wade, Wagner, Walker, Watkins, Watson, Wolfe, Wood, L. H., Wood, T. N., Yosko,
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NAYS—1

Haluska,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

SECOND READING CALENDAR

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 51, entitled:

An Act to further amend subsection (b) of section three of the act approved the twenty-seven day of April one thousand nine hundred twenty-seven (P. L. 450) entitled as amended "An act relating to fires and fire prevention imposing duties and conferring powers upon the Pennsylvania State Police authorizing the appointment of the chiefs of fire departments and certain public officers and others as assistants to the Pennsylvania State Police and defining their powers and duties providing for the investigation of the cause origin and circumstances of fires and the inspection of all and the removal or change of certain buildings by owners and occupants thereof including political subdivisions imposing duties on school authorities and on certain corporations associations and fire rating agencies providing for the attendance of witnesses before the Pennsylvania State Police and the enforcement of its orders and prescribing penalties" by clarifying the provision with regard to appeals.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced informed the Senate that the House has concurred in Resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, February 21, 1949.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, February 28, 1949, at four o'clock p. m., E. S. T. and when the House of Representatives adjourns this week it reconvene on Monday, February 28, 1949 at four-thirty o'clock, p. m., E. S. T.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. LETZLER. Mr. President, I second the motion. The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 5, entitled:

An Act to further amend paragraph (j) of section four hundred two of the act, approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Collogese abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by restricting the application of certain provisions

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 84, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a certain tract of land in Erie County Pennsylvania for use as a veterans' administration hospital and ceding jurisdiction to the United States

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 105, entitled:

An Act to amend sections two three and four of the act approved the twenty-fourth day of March one thousand nine hundred thirty-seven (P. L. 109) entitled "An act relating to interstate cooperation creating the Pennsylvania Commission on Interstate Cooperation as well as committees on interstate cooperation of the Senate and of the House of Representatives defining the powers and duties of said commission and of said committees and imposing duties on the Governor and the Secretary of the Commonwealth" by changing the method of appointing members of the Senate and House committees and of the chairman of the commission

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 153, entitled:

An Act authorizing the Pennsylvania Historical and Museum Commission to accept on behalf of the Commonwealth certain real estate comprising the Crispin Cemetery in Philadelphia, and providing for its restoration and maintenance as an historic shrine.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 265, entitled:

An Act to further amend the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employee's retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties" by requiring the retirement board to submit annual statements to contributors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 324, entitled:

An Act to amend the act, approved the sixth day of May, one thousand nine hundred nine (P. L. 433), entitled "An act fixing the salary of the reporter of the decisions of the Supreme Court of Pennsylvania, and of his assistant," by increasing the salaries provided by the act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILL INTRODUCED AND REFERRED

Mr. MAHANY. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY read in place and presented to the Chair Senate Bill No. 358, entitled:

An Act making an appropriation to the Trustees of the George Jr. Republic Association, Grove City, Pennsylvania, for construction of new buildings and repairs and improvements to existing buildings at the George Jr. Republic School in Mercer County, Pennsylvania.

Which was committed to the Committee on Appropriations.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Wednesday, February 23, 1949, at 11:00 o'clock, a. m., Eastern Standard Time.

Mr. SNOWDEN. Mr. President, I second the motion. The motion was agreed to.

The Senate adjourned at 11:39 o'clock, a. m., Eastern Standard Time until Wednesday, February 23, 1949, at 11:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, February 22, 1949

The House met at 11:00 a. m.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Rev. William Hugh Fryer, offered the following prayer:

Almighty God, our Heavenly Father, in whose hands are the living and the dead; We give Thee thanks for Thy servants who have given of their lives in the service of our country. We pray Thee to perfect the good work which Thou hast begun in them.

Fix in us an urgent longing for the coming of Thy Kingdom of righteousness and peace. In the midst of a changing social order may faith in Thee and obedience to Thy teachings prevail, to build a new life of love in which the ills of this present time may disappear and the glad day of brotherhood and mutual service may dawn. Strengthen all the agencies of men which are laboring for the happiness and welfare of all people, that they may find in Thee their salvation and their peace. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Monday, February 21, 1949.

The Clerk proceeded to read the Journal of Monday, February 21, 1949, when on motion of Mr. ZIEGLER unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. ROYER. HOUSE BILL No. 567.

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for essential repairs and other measures urgently needed for the conservation, protection and development of certain buildings at Ephrata Cloisters, an important historical shrine belonging to the Commonwealth.

Referred to the Committee on Appropriations.

By Messrs. RAY L. RILEY and ANDREWS. HOUSE BILL No. 568.

An Act to enable cities of the third class to adopt the city manager plan of government, providing the procedure for the adoption or discontinuance thereof; making suitable provisions for the conduct of city government thereunder; and, in connection therewith, imposing certain duties on mayors, city councils, county commissioners and election officers.

Referred to the Committee on Cities—Third Class.

By Mr. SCHMIDT. HOUSE BILL No. 569.

An Act to amend section seven hundred one of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by designating all murder committed during the perpetration or attempt to perpetrate sodomy as murder of the first degree.

Referred to the Committee on Judiciary.

By Mr. SCHMIDT.

HOUSE BILL No. 570.

An Act to amend sections five hundred one, five hundred two, seven hundred twenty-one and seven hundred twenty-two, of the Act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by increasing the penalties for sodomy, assault and solicitation to commit sodomy, rape, and assault with intent to ravish.

Referred to the Committee on Judiciary.

By Mr. SCHMIDT.

HOUSE BILL No. 571.

An Act to amend section one hundred nine of the act, approved the fourteenth day of April, one thousand eight hundred thirty-four (P. L. 333), entitled "An act relative to the organization of the Courts of Justice," by increasing the size of the grand jury panel in certain cases.

Referred to the Committee on Judiciary.

By Mr. BARKDOLL.

HOUSE BILL No. 572.

An Act to further amend clause (3) of subsection (b) of section one thousand two hundred five of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for the establishment of a filing system for rating cards in office of the county superintendent by boards of school directors in districts under his supervision.

Referred to the Committee on Education.

By Mr. ANDREWS.

HOUSE BILL No. 573.

An Act to further amend section one of the act, approved the eighth day of May, one thousand nine hundred nine (P. L. 475), entitled "An act to provide that admission now had or that may hereafter be had to practice as an attorney-at-law in the Supreme Court of this Commonwealth shall of itself, without more, operate as an admission of such attorney as an attorney-at-law in every other court of this Commonwealth; and to provide that disbarment or suspension of any attorney by the said Supreme Court shall of itself, without more, operate as a disbarment or suspension of such attorney as an attorney in every other court of this Commonwealth," further defining the right of attorneys-at-law, admitted to practice in the Supreme Court, to practice in the courts of the several counties.

Referred to the Committee on Judiciary.

By Mr. KRATZ.

HOUSE BILL No. 574.

An Act to further amend subsection (y) of section four of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation, providing for cooperation with the Federal Government and its

agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by further defining "Wages of a Compensated Employee."

Referred to the Committee on Workmen's Compensation.

By Mr. TOMPKINS.

HOUSE BILL No. 575.

An Act to amend clause (a) of section four hundred one of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," by authorizing the institution districts to require and accept security for repayment for care given dependents.

Referred to the Committee on Welfare.

By Mr. CLAPPER.

HOUSE BILL No. 576.

An Act to further amend section one thousand one hundred six of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, by the negligent operation of their motor vehicles; imwithin the Commonwealth, liability for damages caused posing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by further regulating local traffic signs.

Referred to the Committee on Motor Vehicles.

By Mr. STUART.

HOUSE BILL No. 577.

An Act to further amend sections one hundred one, one hundred sixteen and two hundred ten of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith," by

requiring approval of State Council of Education and county board of school directors before creation or affecting boundaries of third and fourth class districts.

Referred to the Committee on Education.

By Mr. BOWER.

HOUSE BILL No. 578.

An Act to amend section one of the act, approved the fifteenth day of June, one thousand nine hundred thirty-nine (P. L. 351), entitled "An act authorizing cities, boroughs, incorporated towns and townships to abate certain interest charges and penalties added to municipal claims imposed or assessed for certain improvements; prohibiting the sale of real property for the nonpayment of such claims for a certain period; preserving the liens of such claims; and providing for the extension thereof," by extending the time to which such charges and penalties may be abated.

Referred to the Committee on Municipal Corporations.

By Mr. LOFTUS.

HOUSE BILL No. 579.

An Act making an appropriation to the Philadelphia Committee for Prevention of Blindness to meet demands for additional aid in controlling blindness from glaucoma.

Referred to the Committee on Appropriations.

By Messrs. BOORSE, YEAKEL and KELLER.

HOUSE BILL No. 580.

An Act to further amend section forty-nine of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 869), entitled "An act providing for the organization, government, discipline, maintenance, and regulation of the armed land forces of this Commonwealth," by removing jury exemption of veterans and repealing certain inconsistent legislation.

Referred to the Committee on Military Affairs.

By Mr. BANE.

HOUSE BILL No. 581.

An Act to add clause (m) to section one hundred eight of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by including tuberculosis within meaning of term "occupational disease," in the case of nurses.

Referred to the Committee on Workmen's Compensation.

By Mr. GOODLING.

HOUSE BILL No. 582.

An Act to amend section eight hundred ten of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by further limiting parties hunting small game.

Referred to the Committee on Game and Forestry.

By Messrs. MUSTO and GAFFNEY.

HOUSE BILL No. 583.

An Act authorizing county boards of election to provide voting machines in their districts for permanent demonstration purposes so that assistance at elections will not be necessary.

Referred to the Committee on Elections and Apportionment.

By Mr. WEIDNER.

HOUSE BILL No. 584.

An Act to further amend section six hundred thirteen of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims, registration of certain vehicles, and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing the operator's license year; and fixing the fee for renewal of an operator's license for the license year 1950-1951.

Referred to the Committee on Motor Vehicles.

By Mr. LOVETT.

HOUSE BILL No. 585.

A Joint Resolution proposing an amendment to section eighteen of article three of the Constitution of the Commonwealth of Pennsylvania, under which the General Assembly would be authorized to make appropriations for the payment of pensions to persons over eighteen totally disabled by infantile paralysis.

Referred to the Committee on Judiciary.

By Messrs. JOHN M. JONES and MORAN.

HOUSE BILL No. 586.

An Act relating to mechanics liens; and making wages due or owing to workmen or laborers in connection therewith a first lien on distribution of any payments recovered thereon.

Referred to the Committee on Judiciary.

By Messrs. STIMMEL and HOFFMAN.

HOUSE BILL No. 587.

An Act to amend the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 973), entitled "An act relating to the annual salaries of certain county officers of counties of the third class," by changing the salary of the clerk of courts.

Referred to the Committee on Counties.

By Mr. JOHNSON

HOUSE BILL No. 588.

An Act to reenact and further amend the title of and the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 803), entitled "An act

providing for the creation, maintenance and operation of a county employes' retirement system in counties of the fifth class; imposing certain charges on counties, and prescribing penalties," by extending the provisions of said act to include counties of the sixth, seventh and eighth class.

Referred to the Committee on Counties.

By Messrs. STIMMEL and HOFFMAN.

HOUSE BILL No. 589.

An Act to amend the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 947), entitled "An act relating to the annual salaries of certain county officers of counties of the fourth class," by changing the salary of the clerk of courts.

Referred to the Committee on Counties.

By Mr. SCHMIDT.

HOUSE BILL No. 590.

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto section eighteen providing for absentee voting.

Referred to the Committee on Judiciary.

By Mr. KENT.

HOUSE BILL No. 591.

An Act to further amend the second paragraph of section two of the act, approved the seventh day of June, one thousand nine hundred one (P. L. 493), entitled as amended "An act providing for the examination, licensure and registration of persons, firms or corporations engaged or engaging in the business or work of plumbing or house drainage, and prescribing certain rules, regulations and requirements for the construction of plumbing, house drainage and cesspools, in cities of the second class, second class A and third class, and imposing fines, penalties, and forfeiture for violation thereof," by further providing for the appointment of the plumbing inspector in certain cases in third class cities.

Referred to the Committee on Cities—Third Class.

By Messrs. STUART and KENT. HOUSE BILL No. 592.

An Act making an appropriation to the Department of Forests and Waters for the purchase of land and construction of a dam at the outlet of Canadohta Lake.

Referred to the Committee on Appropriations.

By Mr. STUART.

HOUSE BILL No. 593.

An Act to add section three hundred twenty-two point one to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by making the giving of false information or report to any law enforcement officer or agency as to the commission of a crime, or that a crime has been committed when in fact no crime has been committed, an indictable offense.

Referred to the Committee on Judiciary.

By Mr. SCHMIDT.

HOUSE BILL No. 594.

A Joint Resolution proposing an amendment to section one article nine of the Constitution of the Commonwealth of Pennsylvania, eliminating the requirements of uniformity in the case of income taxes.

Referred to the Committee on Judiciary.

By Messrs. KONDRATH and YETZER.

HOUSE BILL No. 595.

An Act to amend clause (a) of section one hundred eight of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by including poisoning by beryllium within definition of term "occupational disease."

Referred to the Committee on Workmen's Compensation.

By Messrs. WAGNER and HELM. HOUSE BILL No. 596.

An Act to further amend section one thousand three hundred eleven of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations, companies, associations, and persons providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interest; and supervision and regulation of accounts and securities or obligations issued, assumed, or kept by persons, associations, companies, corporations or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners to such property to use the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies, and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repeal-

ing legislation supplied and superseded by or inconsistent with this act."

Referred to the Committee on Public Utilities.

By Mr. ROBERTSON.

HOUSE BILL No. 597.

An Act to further amend section two hundred two of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by requiring additional signatures on petitions for incorporation in certain cases.

Referred to the Committee on Boroughs.

By Messrs. HERMAN and ZIEGLER.

HOUSE BILL No. 598.

An Act to amend section ten of the act, approved the twelfth day of May, one thousand nine hundred twenty-five (P. L. 603), entitled "An act concerning conditional sales; and to make uniform the law relating thereto," by changing the fee for filing conditional sales contracts in the office of the prothonotary.

Referred to the Committee on Judiciary.

By Messrs. CHARLES C. SMITH and COSTA.

HOUSE BILL No. 599.

An Act to further amend section twenty-four of the act, approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by increasing to two per centum the rate of tax upon the gross amount of premiums, premium deposits, and assessments, received by domestic stock fire insurance companies from business transacted within the Commonwealth.

Referred to the Committee on Ways and Means.

By Mr. SPENCER.

HOUSE BILL No. 600.

An Act to amend section one thousand two hundred forty-two point one, of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania; together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by further regulating the reimbursement of school districts of the Commonwealth for the employment of school nurses.

Referred to the Committee on Education.

By Mr. HEWITT.

HOUSE BILL No. 601.

An Act to further amend clause nine of section one of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled, "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees; defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," extending the time within which State employees may become "original members."

Referred to the Committee on State Government.

By Mr. SCOTT.

HOUSE BILL No. 602.

An Act making a deficiency appropriation from the General Fund to the Department of Labor and Industry for use by the State Board of Vocational Rehabilitation.

Referred to the Committee on Appropriations.

By Messrs. REIDENBACH and ROBERT A. PRICE.

HOUSE BILL No. 603.

An Act authorizing cities of the second class A, with the approval of the court of common pleas, to accept less than the full amount of certain municipal claims filed as a lien against real estate in compromise settlements thereof.

Referred to the Committee on Cities and Counties—Second Class.

By Messrs. ZIEGLER and FRANK.

HOUSE BILL No. 604.

An Act to further amend subsection (a) of section seven hundred twenty-two of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence, imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by exempting motor vehicles of war amputees obtained through Veterans' Administration from the payment of registration fees.

Referred to the Committee on Motor Vehicles.

By Messrs. STANK and READINGER.

HOUSE BILL No. 605.

An Act to further amend section one of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 851), entitled "An act fixing the pay and mileage of jurors and witnesses," by changing the pay or jurors.

Referred to the Committee on Judiciary.

By Mr. ROBERTSON.

HOUSE BILL No. 606.

An Act to further amend section one thousand two of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth, providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the

Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties, imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by further regulating speed at intersections controlled by a peace officer or a traffic signal.

Referred to the Committee on Motor Vehicles.

By Mr. STANK.

HOUSE BILL No. 607.

An Act fixing the salary of jury commissioners in counties of the fifth class.

Referred to the Committee on Counties.

By Mr. WAGNER.

HOUSE BILL No. 608.

An Act to further amend article nine of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring that scales used in determining weights of vehicles and loads be tested and approved, and authorizing inspectors of weights and measures to make such tests.

Referred to the Committee on Motor Vehicles.

By Mr. GREER.

HOUSE BILL No. 609.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and

employees of certain departemtns, boards and commissions shall be determined," by reenacting and amending subsections (e), (f) and (h) of section five hundred eight, and by adding section five hundred twenty-eight to the said act authorizing administrative departments, boards and commissions, with the approval of the Governor, to enter into contracts with State Authorities.

Referred to the Committee on State Government.

By Mr. VERONA. HOUSE BILL No. 610.

An Act to further amend subsection (A) and (B) of section seventeen of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agens and boards of school directors and imposing penalties" by changing the provisions relating to the times of registering electors.

Referred to the Committee on Elections and Apportionment.

By Mr. VARNER. HOUSE BILL No. 611.

An Act making an appropriation for the expenses of the committee created by Concurrent Resolution approved 1941.

Referred to the Committee on Appropriations.

By Messrs. MORAN and WATERHOUSE. HOUSE BILL No. 612.

An Act to amend section three hundred three of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," providing that a non-resident's hunting license shall be invalid for hunting during the first week of any deer season.

Referred to the Committee on Game and Forestry.

By Mr. ROYER. HOUSE BILL No. 613.

An Act making a deficiency appropriation to the Department of Military Affairs for use by the Soldiers' and Sailors' Home at Erie, Pennsylvania.

Referred to the Committee on Appropriations.

By Messrs. BLOOM and ROBERTSON. HOUSE BILL No. 614.

An Act to further amend section nine of the act approved the seventh day of June, one thousand nine hundred seventeen (P. L. 363) entitled "An act relating to the organization, jurisdiction, and procedure of the orphans' courts; the powers and duties of the judges thereof; and appeals therefrom," by extending the jurisdiction of orphans' courts to the determination of the custody of minors in certain cases.

Referred to the Committee on Judiciary.

By Mr. WORLEY.

HOUSE BILL No. 615.

An Act to further amend the act approved the fifth day of December one thousand nine hundred and thirty-six (1937 P. L. 2879) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" further regulating eligibility for compensation.

Referred to the Committee on Workmen's Compensation.

By Messrs. HERMAN and ZIEGLER. HOUSE BILL No. 616.

An Act to amend section three of the act, approved the tenth day of June, one thousand nine hundred forty-seven (P. L. 529), entitled "An act concerning liens of factors on merchandise, and on any proceeds arising from the sale of such merchandise, and defining "factor" as one that lends or advances money on the security of merchandise, whether or not employed to sell such merchandise," changing the fee for filing notice of liens in the office of the prothonotary.

Referred to the Committee on Judiciary.

By Messrs. McNALLY, BRICE, DeLONG, and REYNOLDS. HOUSE BILL No. 617.

An Act regulating horse racing with wagering on the results thereof providing for the licensing of race tracks race horse owners riders trainers stewards and officials for such racing imposing license fees creating a departmental administrative commission within the Department of Agriculture for the administration of this act requiring the revenues accruing under this act to be deposited in a special fund in the State Treasury and appropriating the moneys in such funds imposing penalties and repealing inconsistent legislation.

Referred to the Committee on Law and Order.

By Messrs. McNALLY and SCHMIDT. HOUSE BILL No. 618.

An Act to amend subsection (e) of section two of the act, approved the eighteenth day of May, one thousand nine hundred thirty-seven (P. L. 654), entitled "An act to provide for the safety and to protect the health and morals of persons while employed; prescribing certain regulations and restrictions concerning places where persons are employed, and the equipment, apparatus, devices and machinery used therein; prescribing certain powers and duties of the Department of Labor and Industry relative to the enforcement of this act; and fixing penalties," by requiring owners of manufacturing establishments to control dust and gas fumes.

Referred to the Committee on Labor Relations.

By Messrs. GIBSON and JOHNSON. HOUSE BILL No. 619.

An Act to amend the act approved the twenty-fourth day of May, one thousand nine hundred forty-five (P. L. 967) entitled "An act making it unlawful for any individual or individuals to carry on any business under an

assumed or fictitious name, style or designation, unless upon advertisement and the filing of an application to that effect in the office of the Secretary of the Commonwealth and of the prothonotary; requiring nonresident applicants to have a resident agent; prescribing the effect of failure to file such application; providing that certificates of the Secretary of the Commonwealth shall be admitted in evidence; requiring county commissioners, at the expense of the County, to provide books or other means of reproduction for the entry of such applications; requiring the cancellation of such application or the withdrawal from the business; providing methods therefor; fixing the fees of the Secretary of the Commonwealth and prothonotary; and providing penalties," by providing for supplemental applications to be filed by persons entering an existing business, the fictitious name of which has been filed under said act.

Referred to the Committee on Judiciary.

By Mr. ZIEGLER. HOUSE BILL No. 620.

An Act requiring owners, operators or lessees of any amusement to which admission is charged to file proof of financial responsibility; conferring duties upon the Department of Labor and Industry and the courts; and prescribing penalties.

Referred to the Committee on Judiciary.

By Messrs. AMARANDO, GUARNIERI, DOUGHERTY and PETA. HOUSE BILL No. 621.

An Act to promote public safety by requiring owners, lessees and operators of motion picture theatres to exhibit upon the screen a diagram of the interior of the theatre and to accompany the diagram with a request that every person observe the nearest exit to be used in case of fire; and providing penalties.

Referred to the Committee on Judiciary.

By Messrs. McNALLY and SCHMIDT. HOUSE BILL No. 622.

An Act providing for the examination, and licensure by the Department of Labor and Industry of engineers, oilers and firemen having charge of, or working, stationery steam boilers, pressure vessels, steam and hydraulic pipe lines, hydraulic machinery, steam and internal combustion engines, turbines, refrigeration machinery and such power hoisting and portable machinery irrespective of the motive power as shall be used in all construction work, and all necessary appurtenances used in such equipment; imposing powers and duties on the Department of Labor and Industry; providing for the appointment of personnel and their salaries within such department in conjunction therewith adjudication procedure for operators aggrieved by actions of the department and penalties for violations.

Referred to the Committee on Professional Licensure.

By Mr. HELM. HOUSE BILL No. 623.

An Act to repeal the act, approved the sixteenth day of May, one thousand nine hundred forty-five (P. L. 599), entitled "An act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a tract of land in the City of Philadelphia, Commonwealth of Pennsylvania, to be used as the site of the headquarters or capitol of any organization to preserve the peace of the world, which may be created by The United Nations, and ceding jurisdiction to the United States."

Referred to the Committee on State Government.

By Mr. TOMPKINS.

HOUSE BILL No. 624.

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey .4135 acres, more or less, situate in the Township of Franklin, County of Greene, formerly used by the Department of Highways, of the Commonwealth.

Referred to the Committee on State Government.

By Mr. TOOMEY.

HOUSE BILL No. 625

An Act to further amend subsection (c) of section nine hundred two of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence, imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by increasing the total maximum length of certain vehicles.

Referred to the Committee on Motor Vehicles.

By Mr. WACHHAUS.

HOUSE BILL No. 626.

An Act requiring the reporting of cases of blindness or impaired vision by physicians examining or diagnosing such cases; imposing powers and duties on the Department of Welfare and its authorized agents; and providing penalties.

Referred to the Committee on Public Health and Sanitation.

By Messrs. HEATHERINGTON and HAUDENSHIELD.

HOUSE BILL No. 627.

An Act to further amend section three hundred twenty-six of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An Act relating to counties of the second, third, fourth, fifth, sixth, seventh, and eighth classes; and revising, amending and consolidating the laws relating thereto," by eliminating the limitations upon employment of members of the retirement system of counties of the second class.

Referred to the Committee on Cities and County—Second Class.

By Messrs. GOOD and ROBERT A. PRICE.

HOUSE BILL No. 628.

An Act to amend section four hundred seventeen of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by excluding from the definition "road-side menagerie" any animal exhibition at a county fair or any such exhibition when sponsored by any sportsmen's organization with the approval of the Pennsylvania Game Commission.

Referred to the Committee on Game and Forestry.

By Messrs. ZIEGLER and ORBAN.

HOUSE BILL No. 629.

An Act to further amend sections one thousand one hundred one and one thousand one hundred two of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by providing for petition to quarter sessions court when township supervisors fail or refuse to act upon petition of property owners to survey, lay out, open, widen, straighten, vacate or relay township roads.

Referred to the Committee on Townships.

By Messrs. SCOTT and HAUDENSHIELD.

HOUSE BILL No. 630.

An Act making a deficiency appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first, one thousand nine hundred forty-seven and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first, one thousand nine hundred forty-seven.

Referred to the Committee on Appropriations.

By Mr. HELM.

HOUSE BILL No. 631.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of the Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing, adding and deleting certain definitions; changing certain fees; eliminating from the act the requirements and provisions pertaining to engine numbers on engines of motor vehicles, trailers and semi-trailers; further regulating the registration, titling, equipment, license plates and size of certain vehicles and the licensing of operators; and prescribing additional enforcement and penal provisions.

Referred to the Committee on Motor Vehicles.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 159.

An Act to further amend subsection (c) of section twelve of the act approved the third day of May one thousand nine hundred thirty-three (P. L. 252) entitled as amended "An act to regulate and restrain the traffic

in malt and brewed beverages as herein defined providing for the licensing of the manufacture transportation sale and distribution of such beverages imposing license and permit fees and providing for collection and distribution thereof restricting ownership and interest in licensed places permitting municipalities and townships by vote of the electors to prevent the licensing therein of places where such beverages may be sold for consumption on the premises and regulating elections for this purpose imposing duties upon the Pennsylvania Liquor Control Board quarter sessions courts district attorneys the Department of Justice proper authorities of political subdivisions of the State and election officers providing penalties and repealing existing acts" by removing the individual residence requirements of one year in the county of application as to retail dispenser licenses.

Referred to the Committee on Liquor Control.

SENATE BILL No. 160.

An Act to further amend subsections (9) and (10) of section six hundred two of the act approved the twenty-ninth day of November, one thousand nine hundred thirty-three (P. L. 15, 1933-34), entitled as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by further regulating advertisements allowed on and about licensed premises.

Referred to the Committee on Liquor Control.

SENATE BILL No. 195.

An Act to further amend section two of Article XVI of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (P. L. 581) entitled "An act for the better government of cities of the first class of this Commonwealth" by changing the provisions relating to filling vacancies in the office of city councilman in such cities.

Referred to the Committee on City and County—First Class.

SENATE BILL No. 196.

An Act to further amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by providing for the holding of special elections to fill vacancies in the councils or legislative bodies of cities boroughs towns and townships and for nominating candidates therefor.

Referred to the Committee on Elections and Apportionment.

SENATE BILL No. 218.

An Act to further amend the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 252), entitled, as amended "An act to regulate and restrain the traffic in malt and brewed beverages, as herein defined; providing for the licensing of the manufacture, transportation, sale and distribution of such beverages; imposing license and permit fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of the electors, to prevent the licensing therein of places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon the Pennsylvania Liquor Control Board, quarter sessions courts, district attorneys, the Department of Justice, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," by providing for a minimum quantity of malt or brewed beverages to be sold by any manufacturer, distributor, importing distributor or retail dispenser; further regulating advertisements allowed on and about licensed premises.

Referred to the Committee on Liquor Control.

SENATE BILL No. 232.

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Township of Allison, Clinton County, Pennsylvania, with the approval of the Governor.

Referred to the Committee on State Government.

PETITIONS

The SPEAKER laid before the House a resolution from Philadelphia Pilot's Post 968, American Legion, protesting against the passage of any legislation to deprive Veterans of their present rights to preference in Civil Service.

Referred to the Committee on City and County—First Class.

INTERROGATION

Mr. ANDREWS asked and obtained unanimous consent to interrogate the Majority Leader.

Mr. ANDREWS. Mr. Speaker, in order that I may know how many Members on this side of the House I am at liberty to excuse, I would like to have the Majority Leader request leave of absence for such Members of his delegation as will not be here, or announce to the House how many Members he will have on the floor of the House tomorrow because I would like to excuse as many men over here as he excuses over there.

The SPEAKER. Will the gentleman from Montgomery Mr. Brunner, permit himself to be interrogated?

Mr. BRUNNER. I shall Mr. Speaker.

Mr. ANDREWS. The gentleman, I presume, has heard the general tenor of the question which I have propounded to him.

Mr. BRUNNER. I think I have, Mr. Speaker. If the gentleman means how many Members will be on this side of the House tomorrow, I will be in a position to tell him tomorrow. As to his desire to excuse the Members on his side of the House, he has my assurance that I will not question any excuses which he gives to those Members.

Mr. ANDREWS. Mr. Speaker, I thank the gentleman and regret his inability to give me a more definite report as to the soldiers under his direction.

REPORTS FROM COMMITTEES

Mr. ROSEN from the Committee on State Government, reported as committed, House Bill No. 128, entitled:

An Act to amend section nine of the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1410), entitled "An act to fix the salaries and compensation of the judges of the Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny, certain associate judges not learned in the law, and repealing certain acts inconsistent herewith," by increasing the compensation of judges presiding in other districts.

Mr. GRANVILLE E. JONES from the Committee on State Government, reported as amended, House Bill No. 151, entitled:

An Act to further amend section fourteen (c) of the act, approved the tenth day of June, one thousand nine hundred thirty-one (P. L. 485), entitled "An act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination, licensure, and registration of persons, and registration of corporations, engaged in the care, preparation, and disposition of the bodies of deceased persons; and providing penalties," by providing for the appointment of members of the State Board of Undertakers from a list submitted to the Governor by the Funeral Directors Association of the State of Pennsylvania.

Mr. DeLONG from the Committee on Cities Third Class, reported as amended, House Bill No. 161, entitled:

An Act to amend sections four thousand three hundred two and four thousand three hundred three of the act approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising and consolidating the law relating thereto," by prescribing a minimum period of total service and in certain cases a minimum age, for police retirement; and a minimum rate for police pensions.

Mr. ORBAN from the Committee on State Government, reported as committed, House Bill No. 206, entitled:

An Act to further amend section two thousand eight hundred one A, of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges, abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards, and commissions shall be determined," further regulating the disposition of museum material in the custody of the Pennsylvania Historical and Museum Commission.

Mr. STIMMEL from the Committee on State Government, reported as committed, House Bill No. 327, entitled:

An Act providing for the acquisition by purchase by the Department of Forests and Waters in the name of the Commonwealth of certain lands in Carbon County for use as a State Park and recreation area providing for the management of said property by said department and defining the uses to which the property shall be put.

Mr. GOODLING from the Committee on Game and Forestry, reported as committed, House Bill No. 365, entitled:

An Act to amend the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by making it unlawful for any person to hunt with any shotgun or rifle, when such firearm is loaded with live ammunition in either the chamber or magazine, if the firearm is ready to be discharged by normal finger pressure on the trigger, or if the safety device or mechanism is in the "off safe" position, except during the momentary interval of time necessary to discharge such firearm; and providing penalties.

Mr. KENT from the Committee on State Government, reported as committed, House Bill No. 565, entitled:

An Act to promote the welfare of the people of the Commonwealth; creating The General State Authority as a body corporate and politic with power to construct, improve, equip, furnish, and operate projects, and to lease the same, and to fix fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds for said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Property and Supplies to grant, assign, convey, or lease to the Authority lands of the Commonwealth and interests therein, and to acquire lands therefor; granting the right of eminent domain; empowering The General State Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act.

Mr. KENT from the Committee on State Government, reported as committed, House Bill No. 566, entitled:

An Act to promote the welfare of the people of the Commonwealth; creating a State Highway and Bridge Authority as a body corporate and politic with power to construct, reconstruct, improve, maintain, equip, furnish and operate highway and bridge projects and roadside rests, and to lease the same, and to fix and collect fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds by said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Highways to grant, assign, convey or lease to the Authority lands, easements or rights of way of the Commonwealth and interests therein, and to acquire lands therefor; authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized; granting the right of eminent domain; empowering said Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; and making an appropriation.

Mr. WOOD from the Committee on State Government, reported as committed, Senate Bill No. 17, entitled:

An Act to amend section seven of the act approved the eleventh day of June, one thousand nine hundred forty-one (P. L. 101), entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction, operation and maintenance of a turnpike from a point at or near Irwin in Westmoreland County, the western terminus of the turnpike heretofore constructed by said Commission, to a point on the western boundary line of the Commonwealth of Pennsylvania touching on the State of Ohio or the State of West Virginia, and imposing duties on the Pennsylvania Turnpike Commission; authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds and for the cost of maintenance, operation and repair of the turnpike; making such turnpike bonds exempt from taxation; constituting such bonds legal investments in certain instances; requiring suits against the commission to be brought in Dauphin County prescribing conditions upon which such turnpike shall become free; providing for grade separations, grade changes, and relocation and restoration of public roads and State highways affected by the turnpike; providing for condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission; and authorizing the issuance of turnpike revenue refunding bonds," by providing for salaries for appointed members of the Commission.

Mr. FROST from the Committee on State Government, reported as committed, Senate Bill No. 18, entitled:

An Act authorizing the Department of Property and Supplies to accept on behalf of the Commonwealth certain real estate adjoining property of the Philipsburg State Hospital in Rush Township, Centre County, Pennsylvania.

Mr. MILLER from the Committee on Game and Forestry, reported as committed, Senate Bill No. 53, entitled:

An Act to amend Article IX, Clause (h) of Section nine hundred forty-three, and Article X, Section ten hundred four, of the Act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by increasing the penalty for the unlawful killing of bears.

Mr. TAHL from the Committee on State Government, reported as committed, Senate Bill No. 118, entitled:

An Act to amend section one thousand eight hundred one of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by authorizing the Department of Forests and Waters to enter into agreements for protection of natural deposits underlying property owned by the Commonwealth.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. PFAFF asked an obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. ROSEN asked an obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

INTERROGATION

Mr. ANDREWS asked and obtained unanimous consent to interrogate the Majority Leader.

Mr. Speaker, various authority bills have been dumped into Committee and reported on the floor of the House. He have not had the opportunity to examine them, and I would like to ask what provision is made for minority representation in the various Authorities that it is proposed to establish.

Mr. BRUNNER. Mr. Speaker, I do not want to appear or sound evasive in my reply. I will state as a general proposition that in respect of form, the form of these two bills follows the form of the previous bill in 1935, which was the Authority bill, with which the gentleman is familiar.

The General State Authority bill provides as members the Governor, the Secretary of Property and Supplies, the Secretary of Internal Affairs, the Auditor General, the State Treasurer, the Speaker and the President pro-tem. of the Senate; and in addition to those seven members, the Governor, the Speaker and the President pro-tempore of the Senate are given the right to appoint one member each. With regard to the bridge and highway authority, I believe the Secretary of Property and Supplies is not a member of it, and in his place the Secretary of Highways is substituted, and that follows the same pattern which I have outlined for the General State Authority—a total of ten.

Mr. ANDREWS. Mr. Speaker, I thank the gentleman.

I now wish to state to the Majority Leader that on the basis of his statement the bills are not satisfactory to the minority. We recommend to the Majority Leader that he have the bills re-referred to Committee, and that they be amended in such a way as to give the Minority a larger representation.

The Majority Leader very well understands that the Authority bills will of course pass, but that there could conceivably be considerable debate and disagreement considering the appropriation bills necessary in financing the Authority.

We do not wish to appear arbitrary; we wish to cooperate but we feel that we are entitled to minority representation from the majority. In view of the fact that all of these appropriation bills give us an opportunity to insist upon a fair consideration, I strongly recommend that these bills be re-referred to Committee and arrangements be made for minority representation.

Mr. BRUNNER. Mr. Speaker, the gentleman suggests a motion that I am most reluctant to make, and that I am not inclined to make, for this reason; the bills have been reported out of Committee today. They cannot progress farther than through the first reading on this week's calendar. As the gentleman knows, these bills can be amended on Monday, at which time they are on second reading.

The proposition which the gentleman has submitted is new. It does not mean that the bills have to be re-

referred to have the gentleman's proposition worked upon and considered. I assure him that thought will be given to it, and at the earliest possible moment he will be informed as to the reaction to the suggestion or request which he has made.

Under the circumstances, therefore, particularly since the set-up in these two bills follow so closely—as a matter of fact, I am informed that they are exact copies or duplicates in respect to personnel of the provisions of the 1935 Authority Law, I feel that the bills should remain on the calendar, but that the suggestion be given the fullest consideration.

Mr. ANDREWS. Mr. Speaker, I appreciate what the Majority Leader has said, but he will understand that if these bills are to be amended it must necessarily be as a result of conference.

As for the bills themselves, it is not necessary for the Majority Leader to confer. When it comes to appropriation bills it would be advisable in the interests of harmony in this House, in the interests of the general program, for someone speaking for this administration now and then to consult a minority that has 91 votes in this House. I think that the Majority Leader understands very well what I have in mind.

Mr. BRUNNER. Mr. Speaker, I think I have a right at this time to assure the gentleman of the continued cooperation by the majority of this House with the minority of this House. I know of no single instance, where knowingly the rights of the minority were overridden thus far this session, where the Minority Leader and Majority Leader knew of those things in advance and had an opportunity for a full discussion.

Therefore, we submit the idea that we allow the bills to remain on the calendar, assuring the Minority Leader and for that matter those who serve with him on the other side, that even though these bills duplicate the personnel set-up by the 1935 Authority Law, which after all must have been acceptable over there at that time, that we will give due consideration to the suggestion which the gentleman has made, and when I say "due consideration" I mean prompt consideration.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 418, entitled:

An Act to add section four hundred eighteen to the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by creating an additional crime of loitering and prowling at night

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 279, entitled:

An Act to amend section two thousand two hundred one, two thousand two hundred four and two thousand two hundred six of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third

class; and amending, revising, and consolidating the law relating thereto," by authorizing the creation of bureaus of mine inspection and surface support by cities within bituminous regions, and regulating mining and the removal of natural surface support in cities.

The first section was read.

On the question,

Will the House agree to the section?

Messrs. STUART and FROST offered the following amendments:

Amend Sec. 1, page 2, lines 1 and 2, by striking out the words "Sections two thousand two hundred one two thousand two hundred four and two thousand two hundred six of" and inserting in lieu thereof:

Section two thousand two hundred one A is hereby added to

Amend Sec. 1, page 2, line 6, by striking out the words "are hereby amended"

Amend Sec. 1 (Sec. 2201), page 2, lines 7 to 10, by striking out all of said lines and inserting in lieu thereof:

Section 2201-A. Ordinance Creating. Each city within the limits of the bituminous region of the Commonwealth may by ordinance create a bureau of mine inspection and surface support.

They were agreed to.

Messrs. STUART and FROST offered the following amendment:

Amend Bill, page 2, by inserting between lines 10 and 11 the following:

Section 2. Section two thousand two hundred four of said act is hereby amended to read as follows:

It was agreed to.

Messrs. STUART and FROST offered the following amendment:

Amend bill Sec. 1 (Sec. 2206), page 3, lines 10 to 20, by striking out all of said lines and inserting in lieu thereof:

Section 3. Section two thousand two hundred six A is hereby added to said act to read as follows:

Section 2206-A. Certain Surface Supports Not to be Removed. It shall be unlawful for any person copartnership association or corporation to dig mine remove or carry away the coal rock earth or other minerals or materials forming the natural support of the surface beneath any privately owned property or the public highways, streets, alleys, courts and places of any city in the bituminous region to such an extent and in such a manner as to thereby remove the necessary support of the surface without bracing first placed or constructed an artificial permanent support sufficient to uphold and preserve the stability of the surface of such private property public highways, streets, alleys, courts and places.

It was agreed to.

Messrs. STUART and FROST offered the following amendment:

Amend Bill, page 3 by inserting after line 20, the following:

Section 4 This act shall become effective immediately upon final enactment.

It was agreed to.

The title was read.

On the question,

Will the House agree to the title?

Messrs. STUART and FROST offered the following amendment:

Amend Title, page 1, lines 1 and 2 of title, by striking out the words "sections two thousand two hundred one two thousand two hundred four and two thousand two hundred six of"

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 67, entitled:

An Act to amend the act approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1046), entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts; creating a State Tax Equalization Board; and prescribing its powers and duties; imposing duties on certain local officers, agents, boards, commissions and departments; and making an appropriation," by changing the time for the beginning of the use of market values for the determination and apportionment of Commonwealth subsidies.

The first section was read.

On the question,

Will the House agree to the section?

BILL POSTPONED

Mr. BRUNNER. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 101, entitled:

An Act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto.

The first section was read.

On the question,

Will the House agree to the section?

BILL POSTPONED

Mr. BRUNNER. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.

The motion was agreed to.

BILL ON FINAL PASSAGE

BILL PASSED OVER

There being no objection

House Bill No. 28, Printer's No. 71, was passed over at the request of Mr. MILLER.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1, as follows:

An Act to further amend the third paragraph of section eight hundred two of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" changing certain provisions relating to the letting of township contracts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The third paragraph of section eight hundred two of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" as last reenacted and amended by the act approved the tenth day of July one thousand nine hundred forty-seven (P. L. 1481) is hereby further amended to read as follows

Section 802 Letting Contracts

* * * * *

The successful bidder when advertising is required herein shall be required to furnish a bond with suitable reasonable requirements or in lieu thereof a certified or cashier's check to the order of the township guaranteeing the work to be done in the case of the bond with sufficient surety in the amount of fifty per centum (50%) of or in the case of a certified or cashier's check in one-half the amount of the contract within twenty days after the contract has been awarded unless the supervisors shall prescribe a shorter period not less than ten days and upon a failure to furnish such bond or certified or cashier's check within such time the previous award shall be void in all cases of expenditures including the exceptions herein

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Altshuler,	Frost,	Limper,	Robertson,
Amarando,	Gaffney,	Loftus,	Rose,
Andrews,	Gallagher,	Lovett,	Rosen,
Bane,	George,	Madigan,	Rovanssek,
Barkdoll,	Gibson,	McCormack,	Royer,
Baumunk,	Glembocki,	McCullough,	Sarra,
Beaver,	Good,	McGee,	Sax,
Bednarek,	Goodling,	McKinney,	Scanlon,
Blair,	Graybill,	McMillen,	Schmidt,
Bloom,	Green,	McNally,	Schuster,
Boles,	Greenwood,	Mihm,	Scott,
Bomberger,	Greer,	Mikula,	Seyler,
Boorse,	Guarnieri,	Miller,	Shoemaker,
Bower,	Guthrie,	Milliken,	Smith, C. C.,
Brandon,	Hagerty,	Mills,	Smith, W. B.,
Breisch,	Hall,	Mintess,	Snider,
Breth,	Hamilton,	Monroe,	Spencer,
Brice,	Harney,	Moore, C. E.,	Stank,
Brown, H. S.,	Harris,	Moore, H. A.,	Sternberg,
Brown, W. E.,	Haudenschild,	Moran,	Stimmel,
Brunner,	Heatherington,	Munley,	Stuart,
Bucchin,	Helm,	Murray,	Swope,
Cadwalader,	Herman,	Musto,	Tahl,
Clapper,	Hersch,	Nagel,	Taylor,
Clendenning,	Hewitt,	Najaka,	Thompson,
Cochran,	Hocker,	Needham,	Tompkins,
Cole,	Hoffman,	Neff,	Toomey,
Coleman,	Hoggard,	Nixon,	Varallo,
Conway,	Hunter,	O'Dare,	Varnier,
Cooper,	Jenkins,	O'Donnell,	Verona,
Costa,	Jennings,	Olsen,	Wachhaus,
Dalrymple,	Jim,	Orban,	Wagner,
DeLong,	Johnson,	Penglass,	Wargo,
Dennison,	Jones, G. E.,	Pentrack,	Waterhouse,
Depuy,	Jones, J. M.,	Peta,	Watkins,
Dougherty,	Jump,	Petrosky,	Weldner,
Driscoll,	Kamyk,	Pettigrew,	Weiss,
Duffy,	Keller,	Pfaff,	Welsh,
Dye,	Kemp,	Polen,	Wescott,
Elder,	Kent,	Posta,	Westrick,
Erb,	Kirley,	Price, H. W., Jr.,	Wheeler,
Evans,	Kline,	Price, R. A.,	Williams,
Ewing,	Kohl,	Propert,	Wood,
Felton,	Kolankiewicz,	Readinger,	Worley,
Ferster,	Kondrath,	Reagan,	Yaffe,
Filo,	Kratz,	Reese,	Yeakel,
Firmstone,	Kurtz,	Reldenbach,	Yester,
Flack,	Lederer,	Reilly, J. M.,	Yetzer,
Fleming,	Lee,	Reynolds,	Young,

Floyd,
Fox,
Frank,

Leisey,
Leonard,

Riley, R. L.,
Robbins,

Ziegler,
Sorg,
Speaker.

NAYS—0

NOT VOTING—3

Krise,

Powers,

Sollenberger,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 186, as follows:

An Act to amend section one thousand one hundred thirty-five of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by removing restrictions as to length regarding improvement of streets or roads and petitions relating thereto

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand one hundred thirty-five of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" as reenacted and amended by the act approved the tenth day of July one thousand nine hundred forty-seven (P. L. 1481) is hereby further amended to read as follows

Section 1135 Petition of Property Owners Any township may grade curb gutter pave or otherwise improve with brick stone or any suitable materials any public street or road or part thereof [(not less than one thousand feet)] laid out and opened in the township No street or road or any part thereof shall be improved under the provisions of this section except upon the petitions of owners of property representing a majority in number of feet front of the properties abutting on the street or road or part thereof proposed to be improved [nor unless there shall be at least ten separate improved dwellings or places of business in each one thousand feet of road to be so improved]

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Altshuler,	Frost,	Limper,	Robertson,
Amarando,	Gaffney,	Loftus,	Rose,
Andrews,	Gallagher,	Lovett,	Rosen,
Bane,	George,	Madigan,	Rovanssek,
Barkdoll,	Gibson,	McCormack,	Royer,
Baumunk,	Glembocki,	McCullough,	Sarra,
Beaver,	Good,	McGee,	Sax,
Bednarek,	Goodling,	McKinney,	Scanlon,
Blair,	Graybill,	McMillen,	Schmidt,
Bloom,	Green,	McNally,	Schuster,
Boles,	Greenwood,	Mihm,	Scott,
Bomberger,	Greer,	Mikula,	Seyler,
Boorse,	Guarnieri,	Miller,	Shoemaker,
Bower,	Guthrie,	Milliken,	Smith, C. C.,
Brandon,	Hagerty,	Mills,	Smith, W. B.,
Breisch,	Hall,	Mintess,	Snider,
Breth,	Hamilton,	Monroe,	Spencer,
Brice,	Harney,	Moore, C. E.,	Stank,
Brown, H. S.,	Harris,	Moore, H. A.,	Sternberg,

Brown, W. E.,	Haudenshield.	Moran,	Stimmel,
Brunner,	Heatherington,	Munley,	Stuart,
Bucchin,	Helm,	Murray,	Swope,
Cadwalader,	Herman,	Musto,	Tahl,
Clapper,	Hersch,	Nagel,	Taylor,
Clendening,	Hewitt,	Najaka,	Thompson,
Cochran,	Hocker,	Needham,	Tompkins,
Cole,	Hoffman,	Neff,	Toomey,
Coleman,	Hoggard,	Nixon,	Varallo,
Conway,	Hunter,	O'Dare,	Varner,
Cooper,	Jenkins,	O'Donnell,	Verona,
Costa,	Jennings,	Olsen,	Wachhaus,
Dalrymple,	Jim,	Orban,	Wagner,
DeLong,	Johnson,	Penglase,	Wargo,
Dennison,	Jones, G. E.,	Pentrack,	Waterhouse,
Depuy,	Jones, J. M.,	Peta,	Watkins,
Dougherty,	Jump,	Petrosky,	Weldner,
Driscoll,	Kamyk,	Pettigrew,	Weiss,
Duffy,	Keller,	Pfaff,	Welsh,
Dye,	Kemp,	Polen,	Westcott,
Elder,	Kent,	Posta,	Westrick,
Erb,	Kirley,	Price, H. W., Jr.,	Wheeler,
Evans,	Kline,	Price, R. A.,	Williams,
Ewing,	Kohl,	Proper,	Wood,
Felton,	Kolankiewicz,	Readinger,	Worley,
Ferster,	Kondrath,	Reagan,	Yaffe,
Filo,	Kratz,	Reese,	Yeakel,
Firmstone,	Kurtz,	Reidenbach,	Yester,
Flack,	Lederer,	Reilly, J. M.,	Yetzer,
Fleming,	Lee,	Reynolds,	Young,
Floyd,	Lelsey,	Riley, R. L.,	Ziegler,
Fox,	Leonard,	Robbins,	Sorg,
Frank,			Speaker

NAYS—0

NOT VOTING—3

Krise,	Powers,	Sollenberger,
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 249, as follows:

An Act to further amend sections two hundred eleven and eight hundred five of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by providing for special elections of officers on the creation of new boroughs

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 Sections two hundred eleven and eight hundred five of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" as reenacted and amended by the act approved the tenth day of July one thousand nine hundred forty-seven (P. L. 1621) are hereby further amended to read as follows

Section 211 [Existing Government Preserved Temporarily Organization of Borough] The said town village or towns or villages shall continue to be governed as before said incorporation] First Election of Officers The courts of quarter sessions shall fix the time and place of holding the first election in the borough designate a person to give notice of the election at the expense of the borough by publication once a week for two consecutive weeks in two newspapers of general circulation in the county in which the borough is situated and appoint from among the electors of the borough a judge and inspectors to hold the first election Names of candidates both of political parties and of political bodies shall be printed on the ballots or voting machine labels used at such special election Nominations of political parties shall be made

in the same manner as provided by the election laws in the case of substituted nominations where vacancies happen or exist after the date of a primary election and of political bodies by nomination papers The officers elected at such special election shall hold their office from a date to be designated by the court when the borough government shall be organized until the first Monday of January following the municipal election next succeeding occurring at least ninety days after the issuance of the final decree establishing such new borough at which time the officers of said borough chosen in accordance with section eight hundred five of this act at such municipal election shall enter upon their respective terms of office [and the borough government shall be duly organized under this act]

Section 805 Election of Borough Officers When Boroughs Created Etc. Whenever a borough is incorporated and a special election is ordered by the court for the election of borough officers the officers so elected shall hold their office from a date designated by the court until the first Monday of January following the municipal election next succeeding occurring at least ninety days after the issuance of the final decree establishing the new borough Whenever a borough is incorporated under the provisions of sections 201 to 211 inclusive of this act or whenever two or more boroughs are consolidated under the provisions of sections 215 to 222 of this act or whenever a borough is created from a city of the third class under the provisions of sections 225 to 229 of this act the officers of the borough provided for in section 807 of this act shall be elected at the appropriate municipal election as provided in said sections and such officers shall take office on the first Monday of January succeeding such election

At any such election if the borough is not divided into wards of the seven councilmen to be elected three or four councilmen as the case may be shall be elected for terms of two years each and three or four councilmen as the case may be shall be elected for terms of four years each to coincide with the number of councilmen elected at such election in existing boroughs under the provisions of section 810 of this act

In the case of the consolidation of two or more boroughs into one borough or the creation of a borough from a city of the third class and where in either event two councilmen are to be elected from each ward for a term of two years and one councilman shall be elected from each ward for a term of four years

In all boroughs coming within the provisions of this section three auditors shall be elected one for a term of two years one for a term of four years and one for a term of six years

All other officers of the borough shall be elected at such election for terms of two or four years as the case may be to coincide with the terms of officers elected under this act at such election in the existing boroughs

Section 2 The provisions of this act shall become effective immediately upon its final enactment and shall apply to boroughs heretofore incorporated that are now governed as before their incorporation

And said bill having ben read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Altshuler.	Frost,	Limper,	Robertson,
Amarando,	Gaffney,	Loftus,	Rose,
Andrews,	Gallagher,	Lovett,	Rosen,
Bane,	George,	Madigan,	Rovanssek,
Barkdoll,	Gibson,	McCormack,	Royer,
Baumunk,	Glembocki,	McCullough,	Sarrafa,
Beaver,	Good,	McGee,	Sax,
Bednarek,	Goodling,	McKinney,	Scanlon,
Blair,	Graybill,	McMillen,	Schmidt,

Bloom,	Green,	McNally,	Schuster,
Boles,	Greenwood,	Mihm,	Scott,
Bomberger,	Greer,	Mikula,	Seyler,
Boorse,	Guarnieri,	Miller,	Shoemaker,
Bower,	Guthrie,	Milliken,	Smith, C. C.,
Brandon,	Hagerty,	Mills,	Smith, W. B.,
Brelsch,	Hall,	Mintess,	Snider,
Breth,	Hamilton,	Monroe,	Spencer,
Brice,	Harney,	Moore, C. E.,	Stank,
Brown, H. S.,	Harris,	Moore, H. A.,	Sternberg,
Brown, W. E.,	Haudenschild,	Moran,	Stimmel,
Brunner,	Heatherington,	Munley,	Stuart,
Bucchin,	Helm,	Murray,	Swope,
Cadwalader,	Herman,	Musto,	Tahl,
Clapper,	Hersch,	Nagel,	Taylor,
Clendening,	Hewitt,	Najaka,	Thompson,
Cochran,	Hocker,	Needham,	Tompkins,
Cole,	Hoffman,	Neff,	Toomey,
Coleman,	Hoggard,	Nixon,	Varallo,
Conway,	Hunter,	O'Dare,	Varner,
Cooper,	Jenkins,	O'Donnell,	Verona,
Costa,	Jennings,	Olsen,	Wachhaus,
Dalrymple,	Jim,	Orban,	Wagner,
DeLong,	Johnson,	Penglase,	Wargo,
Dennison,	Jones, G. E.,	Pentrack,	Waterhouse,
Depuy,	Jones, J. M.,	Peta,	Watkins,
Dougherty,	Jump,	Petrosky,	Weidner,
Driscoll,	Kamyk,	Pettigrew,	Weiss,
Duffy,	Keller,	Pfaff,	Welsh,
Dye,	Kemp,	Polen,	Wescott,
Elder,	Kent,	Posta,	Westrick,
Erb,	Kirley,	Price, H. W., Jr.,	Wheeler,
Evans,	Kline,	Price, R. A.,	Williams,
Ewing,	Kohl,	Propert,	Wood,
Felton,	Kolankiewicz,	Readinger,	Worley,
Ferster,	Kondrath,	Reagan,	Yaffe,
Filo,	Kratz,	Reese,	Yeakel,
Firmstone,	Kurtz,	Reldenbach,	Yester,
Flack,	Lederer,	Relly, J. M.,	Yetzer,
Fleming,	Lee,	Reynolds,	Young,
Floyd,	Leisey,	Riley, R. L.,	Ziegler,
Fox,	Leonard,	Robbins,	Sorg,
Frank,			Speaker

NAYS—0

NOT VOTING—3

Krise,	Powers,	Sollenberger,
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 304, as follows:

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section providing for absentee voting by bedridden or hospitalized war veterans

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows

Section 1 That the following amendment to the Constitution of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That article eight of the Constitution of the Commonwealth of Pennsylvania be amended by adding thereto a new section to read as follows

Section 18 The General Assembly may by general law provide a manner in which and the time and place at which qualified war veteran voters who may on the occurrence of any election be unavoidably absent from the State or county of their residence because of their being bedridden or hospitalized due to illness or physical disability contracted or suffered in connection with or as a direct result of their military service may vote and for the return and canvass of their votes in the election district in which they respectively reside

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarraf,
Baumunk,	Glembocki,	McGee,	Sax,
Beaver,	Good,	McKinney,	Scanlon,
Bednarek,	Goodling,	McMillen,	Schmidt,
Blair,	Graybill,	McNally,	Schuster,
Bloom,	Green,	Mihm,	Scott,
Boles,	Greenwood,	Mikula,	Seyler,
Bomberger,	Greer,	Miller,	Shoemaker,
Boorse,	Guarnieri,	Milliken,	Smith, C. C.,
Bower,	Guthrie,	Mills,	Smith, W. B.,
Brandon,	Hagerty,	Mintess,	Snider,
Brelsch,	Hall,	Monroe,	Spencer,
Breth,	Hamilton,	Moore, C. E.,	Stank,
Brice,	Harney,	Moore, H. A.,	Sternberg,
Brown, H. S.,	Harris,	Moran,	Stimmel,
Brown, W. E.,	Haudenschild,	Munley,	Stuart,
Brunner,	Heatherington,	Murray,	Swope,
Bucchin,	Helm,	Musto,	Tahl,
Cadwalader,	Herman,	Nagel,	Taylor,
Clapper,	Hersch,	Najaka,	Thompson,
Clendening,	Hewitt,	Needham,	Tompkins,
Cochran,	Hocker,	Neff,	Toomey,
Cole,	Hoffman,	Nixon,	Varallo,
Coleman,	Hoggard,	O'Dare,	Varner,
Conway,	Hunter,	O'Donnell,	Verona,
Cooper,	Jenkins,	Olsen,	Wachhaus,
Costa,	Jennings,	Orban,	Wagner,
Dalrymple,	Jim,	Penglase,	Wargo,
DeLong,	Johnson,	Pentrack,	Waterhouse,
Dennison,	Jones, G. E.,	Peta,	Watkins,
Depuy,	Jones, J. M.,	Petrosky,	Weidner,
Dougherty,	Jump,	Pettigrew,	Weiss,
Driscoll,	Kamyk,	Pfaff,	Welsh,
Duffy,	Keller,	Polen,	Wescott,
Dye,	Kemp,	Posta,	Westrick,
Elder,	Kent,	Price, H. W., Jr.,	Wheeler,
Erb,	Kirley,	Price, R. A.,	Williams,
Evans,	Kline,	Propert,	Wood,
Ewing,	Kohl,	Readinger,	Worley,
Felton,	Kolankiewicz,	Reagan,	Yaffe,
Ferster,	Kondrath,	Reese,	Yeakel,
Filo,	Kratz,	Reldenbach,	Yester,
Firmstone,	Kurtz,	Relly, J. M.,	Yetzer,
Flack,	Lederer,	Reynolds,	Young,
Fleming,	Lee,	Riley, R. L.,	Ziegler,
Floyd,	Leisey,	Robbins,	Sorg,
Fox,	Leonard,	Robertson,	Speaker
Frank,	Limper,		

NAYS—0

NOT VOTING—3

Krise,	Powers,	Sollenberger,
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 442, as follows:

An Act making it lawful for the Board of Directors of any railroad company to elect a chairman of said Board in such manner and with such powers and duties and compensation including pensions as may be fixed by said Board making it lawful for the Board of Directors of any such company to select from among their num-

ber or from the stockholders a president and one or more vice-presidents in such manner and with such powers and duties and compensation including pensions as may be fixed by said Board making it lawful for the Board of Directors of any such company to provide for the number of Directors of any such company not less than three and providing for the effectiveness of action taken by any such Board in accordance herewith without further corporate action and notwithstanding any contrary or inconsistent provision and any previously enacted Act or in any existing charter or by-laws of any such company and for other purposes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 It shall be lawful for the Board of Directors of any railroad company incorporated under or by any general or special Act of Assembly of this Commonwealth to elect from among their number at such time or times and in such manner as the said Board may determine a chairman of said Board who shall have such powers and duties as may from time to time be prescribed by resolution of said Board and who shall be entitled to receive for discharging his duties as such chairman such compensation including pensions as may be fixed by resolutions of said Board

Section 2 It shall be lawful for the Board of Directors of any railroad company incorporated under or by any general or special Act of Assembly of this Commonwealth to select from among their number or from the body of the stockholders of said company at such time or times and in such manner as said Board may determine a president and one or more vice-presidents of said company who if selected from among the Directors may continue to serve as Director or Directors or who if selected from the body of the stockholders may but need not serve as Director or Directors and who in any case shall have such powers and duties and receive such compensation including pensions as may be prescribed by resolution of said Board

Section 3 It shall be lawful for the Board of Directors of any railroad company incorporated under or by any general or special Act of Assembly of this Commonwealth to provide for the number of Directors of said Company but said number shall be not less than three

Section 4 Action of the Board of Directors taken in accordance with the provisions of this Act shall be effective without further corporate action and notwithstanding any contrary or inconsistent provision in any special or general Act of Assembly of this Commonwealth or in any charter or by-laws of any such railroad company

Section 5 This Act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

Mr. SCHMIDT. Mr. Speaker, I would like to interrogate the gentleman from Cameron, Mr. Tompkins.

The SPEAKER. Will the gentleman from Cameron, Mr. Tompkins, permit himself to be interrogated?

Mr. TOMPKINS. I shall, Mr. Speaker.

Mr. SCHMIDT. Mr. Speaker, will the gentleman from Cameron please inform us of the reason for this bill?

Mr. TOMPKINS. Mr. Speaker, the reasons for this bill are several. Most of the railroads operating in the state of Pennsylvania were chartered prior to the time of our present Constitution in 1874. There are administrative set-ups provided by the charter, and additional administrative set-ups provided by numerous special acts relating only to railway companies. This bill is designed to bring in line railway companies with second class business corporations, as far as the directors administrative set-up is concerned.

Mr. SCHMIDT. Mr. Speaker, is it not possible that

these individual railroads could in their own corporate structure take care of the changes that are proposed in this bill?

Mr. TOMPKINS. Mr. Speaker, no, because of the restrictions which require legislation, which are contained in special acts relating to railroads alone. I would refer the gentleman to the Act of 1869 which limits the number of directors of any railway company to a maximum of seventeen. This bill would remove that restriction and put on merely a minimum requirement of three. I might also state that the powers of the officers of railway companies are provided for in the Act of 1849, which provides for presidents only. This bill would bring in line the second class corporations with the railroads, and also give them the same latitude to conduct their internal affairs as authorized for other second class business corporations.

Mr. SCHMIDT. Mr. Speaker, is it not usual among second class corporations to select among their directors vice-presidents of corporations who would have all the powers of a board of directors, should they themselves desire those powers?

Mr. TOMPKINS. Mr. Speaker, it is in the present Second Class Corporation Law that any officer of a corporation may be selected outside of the board of directors from among the stockholders.

Mr. SCHMIDT. Mr. Speaker, and would receive the same compensation, including pensions, set-up under these railroad acts?

Mr. TOMPKINS. I am sorry, Mr. Speaker, I did not quite get that question.

Mr. SCHMIDT. Mr. Speaker, I notice that in section two it provides for the selection of vice-presidents who may be selected from among the stockholders; that such a vice-president shall have the powers and duties and receive such compensation, including pensions, as may be prescribed by resolution of said board?

Mr. TOMPKINS. Mr. Speaker, that is right; that is the same provision which is in the present Second Class Corporation Law.

Mr. SCHMIDT. Mr. Speaker, would it be possible for one not selected as a member of the board of directors—

Mr. TOMPKINS. Mr. Speaker, I do not understand the gentleman.

Mr. SCHMIDT. Mr. Speaker, under the proposed section, would it not be possible for one selected as a member of the board of directors to be chosen because of some family affiliation or dynasty or whatever you want to call it, to receive compensation and pensions paid for by the stockholders and the customers of the railroad?

Mr. TOMPKINS. Mr. Speaker, that is a provision which could also be possible under the present Second Class Corporation Law, that the stockholders can always restrict.

Mr. SCHMIDT. Mr. Speaker, but we as public users of railroads would be indirectly paying the compensation or expense for a man who is not a member of the board of directors?

Mr. TOMPKINS. Mr. Speaker, there are additional provisions that protect the passengers of the railroad and the stockholders, and it would be their privilege to go to the

Public Utility Commission or to the Interstate Commerce Commission to prevent such abuse.

Mr. SCHMIDT. Mr. Speaker, in section four I note it states that the action of the board of directors taken in accordance with the provisions of this proposed act shall be effected without any further action, and notwithstanding any contrary or inconsistent provision in any special or general Act of Assembly of this Commonwealth, or in any charter or bylaw of such railroad company. Now, what is intended by this section?

Mr. TOMPKINS. Mr. Speaker, it is intended by this section, as I have previously stated, that most of your railroads now operating in the state of Pennsylvania were chartered prior to the time of the present Constitution. In order to get any latitude in their administration they have not been able to do it by legislative action heretofore, but only by means of amending their charter, which is a much more difficult procedure. This is intended to eliminate the necessity of amending their charter, and you can bring them within the jurisdiction of your general corporation law.

Mr. SCHMIDT. Mr. Speaker, does the gentleman not think that it would be more of a democratic action to amend the charter and bylaws on the part of the stockholders of the corporation, to give the stockholders an opportunity to do these things, which we as legislators propose to do, but which may not be to the liking of the majority of the stockholders of the railroads?

Mr. TOMPKINS. Mr. Speaker, that can always be controlled by you stockholders.

Mr. SCHMIDT. Mr. Speaker, but we as a legislative body are saying to you "you do this whether you like it or not."

Mr. TOMPKINS. Mr. Speaker, I do not believe that is in the intent of the bill.

Mr. SCHMIDT. That is all.

Mr. Speaker, I feel that we as a legislative body should not endeavor to read into the corporate structure of a corporation that has stockholders a provision which would put upon the stockholders and upon us as the traveling public an item of expense that the stockholders themselves may not desire.

We are also going out of the usual manner of selecting officers of a corporation by permitting the selection of a member of the corporation not a member of board of directors,—but an executive vice-president who is other than a member of the board of directors. I say that if such a provision is necessary, leave it to the individual railroad corporations to do and not to us as legislators, endeavoring to force this upon them.

On the question recurring,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—111

Altshuler,	Flack,	Kratz,	Robbins,
Barkdoll,	Fleming,	Kurtz,	Royer,
Baumunk,	Fox,	Lee,	Sax,
Bednarek,	Frank,	Lelsey,	Scott,
Blair,	Frost,	Loftus,	Shoemaker,
Bomberger,	Gallagher,	Madigan,	Smith, C. O.,

Boorse,	George,	McCormack,	Spencer,
Bower,	Gibson,	McCullough,	Stimmel,
Brelsch,	Goodling,	McKinney,	Stuart,
Brown, W. E.,	Graybill,	McMillen,	Tahl,
Brunner,	Green,	Mikula,	Thompson,
Cadwalader,	Greenwood,	Miller,	Tompkins,
Clapper,	Greer,	Milliken,	Toomey,
Clendenen,	Guthrie,	Mintess,	Varnier,
Conway,	Harney,	Moore, C. E.,	Wachhaus,
Cooper,	Haudenshield,	Moore, H. A.,	Wagner,
Costa,	Helm,	Murray,	Waterhouse,
Dalrymple,	Herman,	Najaka,	Watkins,
DeLong,	Hewitt,	Neff,	Weldner,
Dennison,	Hocker,	O'Dare,	Wescott,
Depuy,	Hoffman,	O'Donnell,	Wood,
Driscoll,	Jennings,	Orban,	Worley,
Elder,	Johnson,	Penglass,	Yaffe,
Erb,	Jump,	Price, H. W., Jr.,	Yeakel,
Ewing,	Kemp,	Propert,	Young,
Felton,	Kent,	Reagan,	Ziegler,
Ferster,	Kline,	Reilly, J. M.,	Sorg,
Firmstone,	Kohl,	Riley, B. L.,	Speaker.

NAYS—85

Amarando,	Harris,	Monroe,	Rovansek,
Andrews,	Heatherington,	Moran,	Scanlon,
Bane,	Hersch,	Munley,	Schmidt,
Beaver,	Hoggard,	Musto,	Schuster,
Bloom,	Hunter,	Nagel,	Seyler,
Boles,	Jenkins,	Needham,	Smith, W. B.,
Brandon,	Jim,	Nixon,	Snider,
Breth,	Jones, G. E.,	Olsen,	Stank,
Brown, H. S.,	Jones, J. M.,	Pentraak,	Sternberg,
Buchin,	Kamyk,	Peta,	Swope,
Cole,	Kirley,	Petrosky,	Taylor,
Dougherty,	Kolankiewicz,	Pettigrew,	Varallo,
Duffy,	Kondrath,	Pfaff,	Verona,
Evans,	Lederer,	Polen,	Wargo,
Filo,	Leonard,	Posta,	Weiss,
Gaffney,	Limper,	Reese,	Welsh,
Glembocki,	Lovett,	Reidenbach,	Westrick,
Good,	McGee,	Reynolds,	Wheeler,
Guarnieri,	McNally,	Robertson,	Williams,
Hagerty,	Mihm,	Rose,	Yester,
Hamilton,	Mills,	Rosen,	Yetsar,

NOT VOTING—12

Brice,	Dye,	Keller,	Price, R. A.,
Cochran,	Floyd,	Krise,	Readinger,
Coleman,	Hall,	Powers,	Sarraf,
			Sollenberger,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 2, as follows:

An Act to amend article fourteen of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation

of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by adding thereto a new section placing additional powers upon the Department of Military Affairs and increasing the duties of other administrative departments in connection with the establishment of a recreational camp at Indiantown Gap Military Reservation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article fourteen of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" is hereby amended by adding thereto a new section one thousand four hundred thirteen to read as follows

Section 1413 Indiantown Gap Military Reservation The Department of Military Affairs in cooperation with the Department of Public Instruction the Department of Health and other State departments or agencies shall have power to establish a recreational camp at Indiantown Gap Military Reservation for underprivileged children based upon the population of the various counties

In connection with this camp the Department of Military Affairs subject to the approval of the Governor shall except as hereinafter provided have all powers necessary for the carrying out of the aforesaid purpose including but without limiting the generality of the foregoing the power to

- (a) Provide transportation to and from the camp
- (b) Provide food and medical care for the children and personnel engaged with the operation of said camp
- (c) Determine the opening and closing dates of said camp
- (d) Make rules and regulations covering the maintenance and operation of said camp

In connection with this camp the Department of Public Instruction subject to the approval of the Governor shall have the power to

- (a) Establish age limits for admittance to said camp
- (b) Establish a method of selecting underprivileged children for the camp through the public schools and private and parochial schools of the Commonwealth such selection shall be made without regard to race color or creed
- (c) Employ necessary personnel to supervise the activities at said camp
- (d) Provide recreational facilities health educational and patriotic programs at said camp
- (e) Arrange for religious services or attendance at churches

Section 2 The provisions of this act shall become effective immediately upon final enactment

On the question,
Will the House agree to the bill on third reading?
It was agreed to.
On the question,
Shall the bill pass finally?

Mr. HOMER S. BROWN. Mr. Speaker, I rise for the purpose of making some brief comments on this bill.

First of all we want to publicly express our appreciation to the Majority Floor Leader of this House, who when asked to postpone action on this bill because of matters coming to our attention, gladly consented to do so, and we have tried in cooperation with the Majority Floor Leader to meet some of the objections that were raised by the American Camping Association, the Allegheny and Pennsylvania Sections in the Commonwealth of Pennsylvania. This is not an organization, of course, or a Department of the Commonwealth, but it is operating camps, supervising and furnishing personnel to all of the camps throughout the Commonwealth of Pennsylvania. It is purely a voluntary association and has for many, many years been in the field of camping for children.

First of all we were somewhat concerned with the word "underprivileged," which appears on page 6, line 3 of this bill. We believe and the American Camping Association believes also that that word is highly undesirable for it may place a stigma on the children who go to this camp. We try to avoid a situation that we have now by placing a stigma upon the children who might be termed as underprivileged, because it is very difficult, from the standpoint of our interpretation, to define the word "underprivileged." We are hoping that the word "underprivileged" will be lost in the content of the act, so that there will not be a stigma placed upon the children such as we place sometimes upon the people who are forced to receive relief and they are known thereafter as "relievers." We do hope that those who administer this very laudable program will see that that word is lost in the whole content of this bill.

Secondly, there is some opposition, and I think rightfully so, in the matter of having children in large barracks for the purpose of camping. That is not the ideal situation. Camping experiences at its best is a small camp near the neighborhood of a child, where he can live with his fellow campers in a small tent or some small house. We are somewhat skeptical of this idea of regimentation of children in large barracks, which could become barracks containing at least ten thousand children.

We have tried to do something about this. At first we thought that money might be spent fairly, but because many of these camps are operated by sectarian institutions, under the law, they cannot, of course, receive money from the Commonwealth. We shall watch this experiment; we hope it will prove worthy of the name that is given to it.

There is another suggestion, Mr. Speaker, those who have had considerable experience in camping should be selected to advise the Department in regard to the matter, but we do not feel it is necessary to state such a proposition in the bill. Therefore, we have suggested that the Department consult those who have had experience in this field and work out something whereby the Commonwealth will feel justly proud of this very, very fine experiment.

Mr. BRUNNER. Mr. Speaker, I thank the gentleman from Allegheny County, Mr. Brown, for his remarks.

It is true that to a certain extent we did go over this measure in order to clarify it and to take from it anything that might be considered to be a stigma. The word

"undeprieviled" was ascertained to be the only word which in my opinion, and I trust Mr. Brown's, had a significance, and certainly could not be classified as a stigma. It merely separated from the children as a whole those children who have all the privileges that society, wealth, and position can give them. It separates from those children those whom we seek to help by this measure. It is not a stigma, therefore; it is not in the same category as the "reliefers," nor is it in the same category where over one hundred years ago in Pennsylvania paupers were compelled to wear a "P" on their sleeve. We think this is a very forward step, a forward looking program.

The facilities here were intended to take care of army troops. It is a vast reservation of thousands of acres. The children will be there for shelter purposes only in these barracks, during their stay at the camp, these twenty-five hundred children the first year, and five thousand children the second year. For their fifteen day stay they will be allowed to participate in all kinds of athletic activities; they will be awakened at a prescribed time in the morning, and I trust that they will be put to bed at a prescribed time in the evening. That is the only regimentation of any sort. They are free to go on the reservation as they see fit. They will be supervised by the most skillful people available to this state.

On Sundays they will have an opportunity to attend church services of their own faith, of their own choosing. I think this is a forward step. It is true it is the first step by this state and perhaps by any other state to my knowledge. Perhaps in a few years from now we will be in a position to acknowledge that a good job has been done, and that additional funds will be made available for the extension of this program.

Mr. BROWN. Mr. Speaker, I ask the indulgence of the House for a moment in a matter which escaped my attention, but I think we ought to have the record straight.

There has been some criticism of this bill because it says on page 6, line 5, that parochial school children shall be entitled to the same privileges as the children from public and private schools. The question has arisen as to whether or not we are transgressing upon our constitutional question as to the separation between church and state.

It is my candid opinion that this has nothing to do with the tearing down of that barrier which we know exists, and rightfully so, insofar as the separation of the church and schools is concerned. This is just as to how the children shall be selected; this has nothing to do with any such money going into the operation of any parochial school.

I wanted to make that clear because there has been a question raised in that respect and I believe that we ought to have that clear on the record.

Mr. ROSE. Mr. Speaker, I listened to the explanation by the distinguished Majority Leader on this bill. It is entirely a worthy and laudable bill.

I just wish to point out to the Members of the House that in Philadelphia we have "Camp Happy," a city operated camp. Unfortunately, in the operation of that camp political consideration comes first, and individuals

who are assigned to the camp have to ordinarily be sponsored by some political person.

I am hopeful that here in Pennsylvania, in the administration of this camp program, this situation will not arise. I am confident that the administration in the conduct of the affairs in regard to this camp will not be, as they have been in Philadelphia, partisan. I feel with that in mind that we in Philadelphia will wholeheartedly support this worthwhile measure and bill.

Mr. BRUNNER. Mr. Speaker, may I reply briefly to the gentleman?

What he has said as to Philadelphia is a conclusion and not a fact, and he has a right to assume that as far as the Commonwealth of Pennsylvania is concerned, partisanship will not enter into it.

Mr. ANDREWS. Mr. Speaker, I have advised the Members of the Democratic caucus to vote for this measure. To vote for this measure, because a vote against it would be absolutely misconstrued.

The bill is tending in the wrong direction. There is no way of defining an underprivileged child. The heir to millions, divorced from parental care and love, in the hands of hired nurses, is an underprivileged child. The dirty-faced boy from an attic with patched clothes, surrounded by parental love at home is a privileged child. There is no way of selecting out of a mass of, what is it, fifty thousand, two hundred thousand, twenty-five thousand, a particular twenty-five hundred or five thousand that are the most underprivileged. On what are we embarking? A state subsidized recreational program of twenty-five hundred? A state subsidized recreational program of five thousand? A state subsidized recreational program of ten thousand?

The state of Pennsylvania, Mr. Speaker, is not a partial parent; the state of Pennsylvania's heart beats equally for every child, and it is wrong in principle for our state to say to this child, "The summer camp is for you" but to say to the other child "Sorry, no summer camp for you."

I can only echo what the gentleman from Allegheny, Mr. Brown has said. We will try this thing. I am confident that it is not in line with modern camping practice. I believe it is not in line with child psychology and I believe that it is wrong to handle this problem of recreation at the state level; that it should be handled at the local level. Nevertheless, I say, because of the distinguished sponsorship at the other end of this House, because of the interest the Governor of this Commonwealth has evinced in this project, because of the support given it by people who have not thought this thing through, that it is necessary to give it a tryout. I want to say on the floor of this House that I am confident after we have given it a trial we will return the supervised recreation to the local level and will cease to try it at the state level.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Altshuler,
Amarando,
Andrews,

Frost,
Gaffney,
Gallagher,

Limper,
Loftus,
Lovett,

Robertson,
Rose,
Rosen,

Bane,	George,	Madigan,	Rovansek,
Barkdoll,	Gibson,	McCormack,	Royer,
Baumunk,	Glendon,	McCullough,	Sarra,
Beaver,	Good,	McGee,	Sax,
Bednarek,	Goodling,	McKinney,	Scanlon,
Blair,	Graybill,	McMillen,	Schmidt,
Bloom,	Green,	McNally,	Schuster,
Boles,	Greenwood,	Mihm,	Scott,
Bomberger,	Greer,	Mikula,	Seyler,
Boorse,	Guarnieri,	Miller,	Shoemaker,
Bower,	Guthrie,	Milliken,	Smith, C. C.,
Brandon,	Hagerty,	Mills,	Smith, W. B.,
Brelsch,	Hall,	Mintess,	Snider,
Breth,	Hamilton,	Monroe,	Spencer,
Brice,	Harney,	Moore, C. E.,	Stank,
Brown, H. S.,	Harris,	Moore, H. A.,	Sternberg,
Brown, W. E.,	Haudenschild,	Moran,	Stimmel,
Brunner,	Heatherington,	Munley,	Stuart,
Bucchin,	Helm,	Murray,	Swope,
Cadwalader,	Herman,	Musto,	Tahl,
Clapper,	Hersch,	Nagel,	Taylor,
Clendening,	Hewitt,	Najaka,	Thompson,
Cochran,	Hocker,	Needham,	Tompkins,
Cole,	Hoffman,	Neff,	Toomey,
Coleman,	Hoggard,	Nixon,	Varallo,
Conway,	Hunter,	O'Dare,	Varner,
Cooper,	Jenkins,	O'Donnell,	Verona,
Costa,	Jennings,	Olsen,	Wachhaus,
Dalrymple,	Jim,	Orban,	Wagner,
DeLong,	Johnson,	Pengilase,	Wargo,
Dennison,	Jones, G. E.,	Pentrack,	Waterhouse,
Depuy,	Jones, J. M.,	Peta,	Watkins,
Dougherty,	Jump,	Petrosky,	Weldner,
Driscoll,	Kamyk,	Pettigrew,	Weiss,
Duffy,	Keller,	Pfaff,	Welsh,
Dye,	Kemp,	Polen,	Wescott,
Elder,	Kent,	Posta,	Westrick,
Erb,	Kirley,	Price, H. W., Jr.,	Wheeler,
Evans,	Kline,	Price, R. A.,	Williams,
Ewing,	Kohl,	Proper,	Wood,
Felton,	Kolankiewicz,	Readinger,	Worley,
Ferster,	Kondrath,	Reagan,	Yaffe,
Filo,	Kratz,	Reese,	Yeakel,
Firmstone,	Kurtz,	Reidenbach,	Yester,
Flack,	Lederer,	Reilly, J. M.,	Yetzer,
Fleming,	Lee,	Reynolds,	Young,
Floyd,	Lelsey,	Riley, R. L.,	Ziegler,
Fox,	Leonard,	Robbins,	Sorg,
Frank			Speaker

NAYS—0

NOT VOTING—3

Krise, Powers, Sollenberger,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 114, as follows:

An Act to amend sections six hundred fourteen and six hundred fifteen of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" relating to bribery in athletic contests and soliciting or accepting a bribe in athletic contests

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections six hundred fourteen and six hundred fifteen of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" are hereby amended to read as follows

Section 614 Bribery in Athletic Contests Whoever [participates in any athletic contest and accepts from another

any money or other thing of value or any advantage in any respect with the understanding that he is so to conduct himself during such athletic contest as to bring about or tend to bring about his defeat or the defeat of his team in the contest in which he participates or influences or attempts to influence any person participating in any athletic contest to so conduct himself during such athletic contest as to bring about or tend to bring about his defeat or the defeat of his team in the contest in which he participates is guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars (\$1000) or to undergo imprisonment of not exceeding three (3) years or both gives or promises or offers or conspires to give or promise or offer to anyone who participates or expects to participate in any professional or amateur game or contest or match or race or sport or to any owner or manager or coach or trainer of or to any relative of or to any person having any direct or indirect or remote or possible connection with any team or individual or participant or prospective participant in any such professional or amateur game or contest or match or race or sport any bribe or money or goods or present or reward or any valuable thing whatsoever or any promise contract or agreement whatsoever with intent to influence him or them to lose or cause to be lost any game or contest or match or race or sport or to limit his or their or any person's or any team's margin of victory in any game or contest or match or race or sport or to fix or throw any game or contest or match or race or sport is guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding three thousand dollars (\$3000) or undergo imprisonment not exceeding three (3) years or both

Section 615 Soliciting or Accepting a Bribe in Athletic Contests Whoever [being a professional baseball player professional football player professional boxer or professional wrestler solicits receives or accepts or agrees to receive or accept any bribe in the form of money goods present reward or promise contract or agreement for the payment or delivery thereof to influence him to lose or try to lose a baseball game football game or boxing or wrestling match in which he is taking part or expects to take part is guilty of a misdemeanor and on conviction shall be sentenced to pay a fine not exceeding one thousand dollars (\$1000) or to undergo imprisonment by separate or solitary confinement at labor not exceeding three (3) years or both participates or expects to participate in any professional or amateur game or contest or match or race or sport or any owner or manager or coach or trainer of or any relative of or any person having any direct or indirect or remote or possible connection with any team or individual or participant or prospective participant in any such professional or amateur game or contest or match or race or sport in any way solicits or receives or accepts or agrees to receive or accept or who conspires to receive or accept any bribe or money or goods or present or reward or any valuable thing whatsoever or any promise contract or agreement whatsoever with intent to lose or cause to be lost any game or contest or match or race or sport or to limit his or their or any person's or any team's margin of victory in any game or contest or match or race or sport or to fix or throw any game or contest or match or race or sport is guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding three thousand dollars (\$3000) or undergo imprisonment not exceeding three (3) years or both

Section 2 This act shall become effective ten days after its final enactment.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Altshuler,	Frank,	Limper,	Robertson,
Amarando,	Frost,	Loftus,	Rose,
Andrews,	Gaffney,	Lovett,	Rosen,
Bane,	Gallagher,	Madigan,	Royer,
Barkdoll,	George,	McCormack,	Sarrafi,
Baumunk,	Gibson,	McCullough,	Sax,
Beaver,	Glembocki,	McGee,	Scanlon,
Bednarek,	Good,	McKinney,	Schmidt,
Blair,	Goodling,	McMillen,	Schuster,
Bloom,	Graybill,	McNally,	Scott,
Boles,	Green,	Mihm,	Seyler,
Bomberger,	Greenwood,	Mikula,	Shoemaker,
Boorse,	Greer,	Miller,	Smith, C. C.,
Bower,	Guarnieri,	Milliken,	Smith, W. B.,
Brandon,	Guthrie,	Mills,	Snider,
Brelsch,	Hagerty,	Mintess,	Spencer,
Breth,	Hall,	Monroe,	Sternberg,
Brice,	Hamilton,	Moore, C. E.,	Stimmel,
Brown, H. S.,	Harney,	Moore, H. A.,	Stuart,
Brown, W. M.,	Harris,	Munley,	Swope,
Brunner,	Haudenshield,	Murray,	Tahl,
Bucchin,	Heatherington,	Musto,	Taylor,
Cadwalader,	Helm,	Nagel,	Tompson,
Clapper,	Herman,	Najaka,	Tompkins,
Clendening,	Hersch,	Needham,	Toomey,
Cochran,	Hewitt,	Neff,	Varallo,
Cole,	Hocker,	Nixon,	Varner,
Coleman,	Hoffman,	O'Dare,	Verona,
Conway,	Hoggard,	O'Donnell,	Wachhaus,
Cooper,	Hunter,	Olsen,	Wagner,
Costa,	Jenkins,	Orban,	Wargo,
Dalrymple,	Jennings,	Penglase,	Waterhouse,
DeLong,	Jim,	Pentrack,	Watkins,
Dennison,	Johnson,	Peta,	Weidner,
Depuy,	Jones, G. E.,	Petrosky,	Weiss,
Dougherty,	Jump,	Pettigrew,	Welsh,
Driscoll,	Kamyk,	Pfaff,	Wescott,
Duffy,	Keller,	Polen,	Westrick,
Dye,	Kemp,	Posta,	Wheeler,
Elder,	Kent,	Price, H. W., Jr.,	Williams,
Erb,	Kirley,	Price, R. A.,	Wood,
Evans,	Kline,	Propert,	Worley,
Ewing,	Kohl,	Readinger,	Yaffe,
Felton,	Kolankiewicz,	Reagan,	Yeakel,
Ferster,	Kondrath,	Reese,	Yester,
Filo,	Kratz,	Reidenbach,	Yetzer,
Firmstone,	Kurtz,	Reilly, J. M.,	Young,
Flack,	Lederer,	Reynolds,	Ziegler,
Fleming,	Lee,	Riley, R. L.,	Sorg,
Floyd,	Lelsey,	Robbins,	Speaker
Fox,	Leonard,		

NAYS—0

NOT VOTING—3

Krise, Powers, Sollenberger,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

RESOLUTION

WASHINGTON'S BIRTHDAY

Messrs. JUMP, BEDNAREK and ROBBINS offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and unanimously adopted as follows:

In the House of Representatives, February 22, 1949.

Whereas, We are today observing the two hundred and seventeenth anniversary of the birth of him who not only led the patriots of his day through a successful revolution against tyranny and oppression, but triumphantly builded

this Nation amid an angry conflict of passion and prejudice.

His genius in military affairs begat the Nation, but his greatest service to mankind was the holding together of the feeble life that marked its inauguration as an independent power among the governments of the world.

The same high degree of courage and perseverance that inspired the half-frozen patriots at Valley Forge to carry on in the face of starvation and death, met and conquered every political disease that threatened the life of this new child in the world's family of nations, and made its growth sure and its development certain.

The days that marked his military service to his Country were constantly fraught with danger for all, food was scarce, property was insecure, and death lurked everywhere; but the courage of this man dispelled fear, inspired a patriotism that laughed at disaster, gave birth to a faith that was unconquerable, and won for him the love and devotion of all his countrymen.

During the years of his presidency, his courage met a greater task than Valley Forge, but with that same perseverance and devotion to duty, he carried on against enemies who sought to drag him from the heights, and despoil the Nation for their personal gain.

Amidst the innumerable pages of history, we find none other whose courage and genius contributed as much to free our land from bondage and elevate it to the rank of an independent and sovereign power.

George Washington was the noblest figure that ever stood in the forefront of a Nation's life; therefore be it

Resolved, That as no statue could ever reflect his stature, no memorial could ever reflect our memory of him. It is deep, respectful, filled with owe, and at once frightening but reassuring. Frightening in the realization that the destiny of a nation could rest upon the already burdened shoulders of one man. But reassuring in that, in accepting this destiny and in fulfilling his own, Washington set the pattern for men of America in every generation. While he can never be equalled, his example of life has been an inspiration to and the guiding light of every American who has achieved greatness in sacrifice to his country. Because Washington lived, America will always have great men.

RESOLUTION

CONGRATULATIONS

Mr. FELTON offered a resolution which was read, considered and unaimously adopted as follows:

In the House of Representatives, February 22, 1949.

During the period of a legislative session, when the time and attention of Members of the General Assembly is preoccupied with the seriousness of affairs of state, the occasions in the private lives of individual Members, which otherwise would stand out, are too often overlooked. Among such occasions are birthdays and wedding anniversaries.

Yesterday, the 21st of February, was the 21st wedding anniversary of a Member of this House, as well as the 19th birthday of his daughter, Florence Patricia.

Honorable Edward J. Driscoll, one of the Members from the Tenth District of Philadelphia, although a freshman among us at this session, has already shown his capabilities as a law maker, as he has heretofore shown his outstanding ability as a committeeman of the Fifteenth Ward of Philadelphia, and in his personal life as a very, very good husband and father. He is a life-long resident of Philadelphia, and, all in all, a worth-while individual and public servant; therefore, be it

Resolved, That the House of Representatives hereby tenders its congratulations, although a bit be-lated, to Mr. and Mrs. Driscoll on the occasion of their 21st wedding anniversary and to their daughter Florence Patricia on the occasion of her 19th birthday, falling as it does on that same day; and be it further

Resolved, That copies of this resolution be sent by the Chief Clerk of the House to Mr. and Mrs. Driscoll and to their daughter, Florence Patricia, at their residence 872 North 27th Street, Philadelphia, Pennsylvania.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Driscoll.

Mr. DRISCOLL. Thank you, Mr. Speaker, and Members of the House.

RESOLUTION

Mr. DeLONG offered a resolution which was filed with the Clerk.

PERMISSION TO ADDRESS HOUSE

Mr. OLSEN asked and obtained unanimous consent to address the House.

Mr. Speaker, I would like to state that the first President of the United States was not George Washington; he was John Hanson of Delaware—not President, he was Provincial President, is that right? John Hanson was the first Provincial President of the United States, elected by the people of the country at that time, is that not correct?

The SPEAKER. The Chair understands that George Washington was the first President.

Mr. ANDREWS. Mr. Speaker, we doubt the ability of the Speaker to re-write history. Now, the first Provincial President, who anteceded George Washington undoubtedly was a Swede. You've got to hand that much to the gentleman from Allegheny, Mr. Olsen. The first Provincial President was a Swede; Olsen is a Sewe—

Mr. OLSEN. Mr. Speaker, I beg the gentleman's pardon, I am a Norwegian.

The SPEAKER. The Chair apologizes to both the gentleman from Cambria, Mr. Anderws, and the gentleman from Allegheny, Mr. Olsen. Does the gentleman from Allegheny desire recognition?

Mr. OLSEN. Yes, Mr. Speaker, I wish to say that there is a fine bunch of fellows in this House. I like them all on both sides.

REPORT OF JOINT STATE GOVERNMENT COMMISSION

Mr. ROYER presented a report on behalf of the Joint State Government Commission, February 1949, dealing with "Highways, a Proposed Administrative and Financial Program." Copies of this report have been delivered to the office of the Chief Clerk and are available to the Members.

(For report, see Appendix)

SENATE MESSAGES

HOUSE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 65.

An Act to further amend section one of the act, approved the twenty-eighth day of May, one thousand nine hundred seven (P. L. 292), entitled "An act to provide for the protection of insane persons, feeble-minded persons, and epileptics, and the appointment of a guardian for the said insane persons, feeble-minded persons, and epileptics, unable to care for their own property; authorizing the guardian to support the wife and children of the said insane persons, feeble-minded persons, and epileptics; defining the powers of the guardian, and authorizing the sale of real estate of the ward," permitting petitions to be presented to the president judge of the court of common pleas when such courts are not in session.

With the information that the Senate has passed the same without amendment.

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence 96 and 156.

ADJOURNMENT

Mr. VARNER. Mr. Speaker, I move that this House do now adjourn until Wednesday, February 23, 1949 at 10:00 a. m.

The motion was agreed to, and (at 12:38 p. m.) the House adjourned.

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., WEDNESDAY, FEBRUARY 23, 1949.

No. 18.

SENATE

WEDNESDAY, February 23, 1949

The Senate met at 11:00 o'clock, a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

PRAYER

The Chaplain, Rev. JOHN B. WILLIAMS, offered the following prayer:

Oh God, though our moods vary and our feelings change, though we go from keenness to dullness, though our prayers have become too formal and seem dry and fruitless, save us, we pray Thee, from quitting and from despair. Show us that Thou art with us in the depths even as on the heights, and that Thou dost look upon the intention of heart and spirit rather than on emotion.

We thank Thee for the opportunity for honest work; help us that we may put forth our best efforts and earn what we need to keep us sound and whole. Give us joy in our tasks and a spirit of generosity and helpfulness toward other men who plan and labor with us. Show us how to lighten our interests and responsibilities.

May we not cherish our own narrow privileges and rights, but may we spend ourselves in devoted service to the good of all.

As we cherish freedom, may we restrain ourselves so that we do not interfere with the rights and privileges of our fellowman. As we cry for justice, help us practice fairplay in all our relations and activities. As we yearn for love to rule in this our land, may we be severe with our own faults and gentle with the failings of others. Make our thinking and our living be an active part of Thy saving truth. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. FARRELL, further reading was dispensed with, and the Journal was approved.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being intro-

duced presented for concurrence bills of the House, as follows:

House Bill No. 1, entitled:

An Act to further amend the third paragraph of section eight hundred two of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103), entitled "The Second Class Township Law," changing certain provisions relating to the letting of township contracts.

Which was committed to the Committee on Local Government.

House Bill No. 186, entitled:

An Act to amend section one thousand one hundred thirty-five of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "The Second Class Township Law," by removing restrictions as to length regarding improvement of streets or roads and petitions relating thereto.

Which was committed to the Committee on Local Government.

House Bill No. 249, entitled:

An Act to further amend sections two hundred eleven and eight hundred five of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519), entitled "General Borough Act," by providing for special elections of officers on the creation of new boroughs.

Which was committed to the Committee on Local Government.

House Bill No. 304, entitled:

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section providing for absentee voting by bedridden or hospitalized war veterans

Which was committed to the Committee on Constitutional Changes and Federal Relations.

House Bill No. 442, entitled:

An Act making it lawful for the Board of Directors of any railroad company to elect a chairman of said Board in such manner and with such powers and duties and compensation including pensions as may be fixed by said Board making it lawful for the Board of Directors of any such company to select from among their number or from the stockholders a president and one or more vice-presidents in such manner and with such powers and duties and compensation including pensions as may be fixed by said Board making it lawful for the Board of Directors of any such company to provide for the number

of Directors as thereof not less than three and providing for the effectiveness of action taken by any such Board in accordance herewith without further corporate action and notwithstanding any contrary or inconsistent provision and any previously enacted Act or in any existing charter or by-laws of any such company and for other purposes

Which was committed to the Committee on Corporations.

HOUSE CONCURS IN SENATE BILL No. 2

He also returned to the Senate, Senate Bill No. 2 entitled:

An Act to amend article fourteen of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P.L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by adding thereto a new section placing additional powers upon the Department of Military Affairs and increasing the duties of other administrative departments in connection with the establishment of a recreational camp at Indiantown Gap Military Reservation.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 114

He also returned to the Senate, Senate Bill No. 114 entitled:

An Act to amend sections six hundred fourteen and six hundred fifteen of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine, (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," relating to bribery in athletic contests and soliciting or accepting a bribe in athletic contests.

with the information that the House has passed the same without amendments.

BILL SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

House Bill No. 65, entitled:

An Act to further amend section one of the act, approved the twenty-eighth day of May, one thousand nine hundred seven (P. L. 292), entitled "An act to provide for the protection of insane persons, feeble-minded persons, and epileptics, and the appointment of a guardian for the said insane persons, feeble-minded persons, and epileptics,

unable to care for their own property; authorizing the guardian to support the wife and children of the said insane persons, feeble-minded persons, and epileptics; defining the powers of the guardian and authorizing the sale of real estate of the ward," permitting petitions to be presented to the president judge of the court of common pleas when such courts are not in session.

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

REPORTS FROM COMMITTEES

Mr. ROBINSON, from the Committee on Elections, reported as committed, Senate Bill No. 44, entitled:

An Act requiring the consent of the electors of any political subdivision when such political subdivision, or any part thereof is to be annexed by a city of the first class.

Mr. DIEHM, from the Committee on Banking, reported as committed, Senate Bill No. 191, entitled:

An Act to further amend Section three of the act, approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 568), entitled "An act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of money," by making further provision for the collection and dishonor of demand items by banks and the revocation of credit for, and payment of such items.

He also from the Committee on Banking, reported as committed, Senate Bill No. 192, entitled:

An Act to further amend subsection A of Section one thousand twelve of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons, restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by authorizing investments in second liens in cases and under conditions herein specified.

BILLS INTRODUCED AND REFERRED

Mr. WADE read in his place and presented to the Chair Senate Bill No. 359, entitled:

An Act to amend section six hundred ninety-nine point four of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by increasing penalties for Sunday violations.

Which was committed to the Committee on Judiciary General.

Messrs. HOLLAND, NEFF and BARRETT read in place and presented to the Chair Senate Bill No. 360, entitled:

An Act to reenact and amend the title of, and the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of, and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation and prescribing penalties," by making the schedules of compensation compulsory upon all employers and extending the liability of employers to pay damages for occupational diseases contracted by an employee arising out of and in the course of employment; modifying the procedure and determination of liability thereunder; making an additional appropriation; and prescribing penalties.

Which was committed to the Committee on Labor and Industry.

They also read in place and presented to the Chair Senate Bill No. 361, entitled:

An Act to further reenact and amend the title of and the act approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment, establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder and prescribing penalties," by making the schedules of compensation compulsory upon all employees, changing maximum and minimum rates, periods, total amounts and aggregate of compensation; changing the system of computation of wages for compensation purposes; changing practice and rules of evidence; defining earning power after personal injury; authorizing the board to terminate compensation in certain cases; changing the classes of dependents entitled to compensation in case of death; changing powers and duties of the board, and imposing additional penalties; authorizing the department, the board, and the referees to approve compromise agreements in certain cases, and generally amending, clarifying and changing the provisions of said act.

Which was committed to the Committee on Labor and Industry.

They also read in place and presented to the Chair Senate Bil No. 362, entitled:

An Act to reenact and amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and the deans of medical schools; creating a medical board to determine controverted medical issues, establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by further defining and extending the liability of an employer to pay damages

for occupational disease contracted by an employee arising out of, and in the course of employment; modifying the procedure and determination of liability thereunder; making an additional appropriation; and prescribing penalties.

Which was committed to the Committee on Labor and Industry.

They also read in place and presented to the Chair Senate Bill No. 363, entitled:

An Act to further reenact and amend the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment, establishing an elective schedule of compensation, providing procedure for the determination of liability and compensation thereunder and prescribing penalties," by changing maximum and minimum rates, periods, total amounts and aggregate of compensation, changing the system of computation of wages for compensation purposes, changing practice and rules of evidence, defining earning power after personal injury, authorizing the board to terminate compensation in certain cases, changing the classes of dependents entitled to compensation in case of death, changing powers and duties of the board and imposing additional penalties, authorizing the department, the board, and the referees to approve compromise agreements in certain cases and generally amending, clarifying and changing the provisions of said act.

Which was committed to the Committee on Labor and Industry.

REPORT FROM COMMITTEE

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN from the Committee on Labor and Industry, re-reported as amended, Senate Bill No. 263, entitled:

An Act to re-enact and amend the title and the act, approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1161), entitled "An act to provide for the prompt, peaceful and just settlement of labor disputes between public utility employers engaged in furnishing electric, gas, water and steam heat services to the public and their employees which cause or threaten to cause strikes, lockouts, slowdowns or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service; providing procedures for the adjustment and settlement of such disputes; declaring that the public policy of the Commonwealth requires the continuation, without cessation, of such public utility services; and providing means, including regulations, affecting the rights, powers and privileges of employers and employees for the enforcement of such public policy, and providing penalties," by bringing within the provisions of this act public utility employers and employees engaged in furnishing certain transportation services.

RESOLUTION

SENATE RESOLUTION No 21 TAKEN FROM TABLE

Mr. WALKER. Mr. President, I call from the table for consideration at this time, Senate Resolution No. 21, reported from the Committee on State Government yesterday.

The Clerk read the resolution as follows:

**APPOINTMENT OF A COMMITTEE TO INVESTIGATE
THE PROPOSED SALE OF THE WESTERN PENNSYLVANIA
TUBERCULOSIS SANATORIUM AT BUTLER
TO THE UNITED STATES GOVERNMENT**

In the Senate, February 15, 1949.

Whereas, The Commonwealth of Pennsylvania under the General State Authority built the Western Pennsylvania Tuberculosis Sanatorium at Butler, Pennsylvania; and

Whereas, The said institution was planned for providing treatment for, and to accommodate, five hundred fifty persons suffering from tuberculosis; and

Whereas, The said institution cost the tax payers of this Commonwealth in excess of \$2,500,000; and

Whereas, The said institution, prior to its completion, was taken over by the Federal Government during the war and used as a hospital for veterans suffering from mental ailments; and

Whereas, It is now suggested that the institution be sold to the United States Government at about sixty per cent of its cost; and

Whereas, The Commonwealth of Pennsylvania is in dire need of having this institution for the care of its own mental or tuberculosis patients; therefore, be it

Resolved, That the President pro tempore of the Senate appoint a committee of seven Senators to examine the facts, circumstances, advantages and disadvantages involved in the proposed sale by the Commonwealth of Pennsylvania of the Western Pennsylvania Tuberculosis Sanatorium at Butler, Pennsylvania, to the United States Government; and, be it further

Resolved, That the said Senate committee make a report to the Senate of its findings and recommendations at the earliest possible time.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

COMMITTEE APPOINTED

The PRESIDENT. The Chair announces on behalf of the President pro tempore, the committee appointed under Resolution No. 21, just passed:

The gentleman from Armstrong, Mr. PECHAN, Chairman; the gentleman from Lehigh, Mr. TALLMAN; the gentleman from Cumberland, Mr. WADE; the gentleman from Montgomery, Mr. L. H. WOOD; the gentleman from Indiana, Mr. PEELOR; the gentleman from Westmoreland, Mr. DENT and the gentleman from Lawrence, Mr. NEFF.

CALENDAR

**BILL ON THIRD READING AND FINAL
PASSAGE**

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 51, as follows:

An Act to further amend subsection (b) of section three of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 450) entitled as amended "An act relating to fires and fire prevention imposing duties and conferring powers upon the Pennsylvania State Police authorizing the appointment of the chiefs of fire departments and certain public officers and others as assistants to the Pennsylvania State Police and defining their powers and duties providing for the investigation of the cause origin and circumstances of fires and the inspection of all and the removal or change of certain buildings by owners and occupants thereof including political subdivisions imposing duties on school authorities and on certain cor-

porations associations and fire rating agencies providing for the attendance of witnesses before the Pennsylvania State Police and the enforcement of its orders and prescribing penalties" by clarifying the provision with regard to appeals

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (b) of section three of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 450) entitled as last amended "An act relating to fires and fire prevention imposing duties and conferring powers upon the Pennsylvania State Police authorizing the appointment of the chiefs of fire departments and certain public officers and others as assistants to the Pennsylvania State Police and defining their powers and duties providing for the investigation of the cause origin and circumstance of fires and the inspection of all and the removal or change of certain buildings by owners and occupants thereof including political subdivisions imposing duties on such authorities and on certain corporations associations and fire rating agencies providing for the attendance of witnesses before the Pennsylvania State Police and the enforcement of its orders and prescribing penalties" as last amended by the act approved the sixteenth day of May one thousand nine hundred forty-five (P. L. 620) is hereby further amended to read as follows

Section 3

* * * * *

(b) If such order is made by any assistant to the Pennsylvania State Police such owner or occupant may within five days appeal to the Pennsylvania State Police who shall within ten days review such order and file its decision thereon and unless by its authority the order is revoked or modified it shall remain in full force and be obeyed by such owner or occupant Any owner or occupant who feels aggrieved by any order of the Pennsylvania State Police or by any decision upholding or modifying any order of any of its assistants may within five days after the same has been made or filed by the Pennsylvania State Police file his petition with the court of common pleas of the [proper] county where the property subject to the proceeding is located praying a review of such order and it shall be the duty of the court to hear the same at the first convenient day and to make such order in the premises as right and justice may require

And said bill having read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

SECOND READING CALENDAR

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 5, entitled:

An Act to further amend paragraph (j) of section fourteen hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined by restricting the application of certain provisions

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 84, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a certain tract of land in Erie County Pennsylvania for use as a veterans' administration hospital and ceding jurisdiction to the United States

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 105, entitled:

An Act to amend sections two three and four of the act approved the twenty-fourth day of March one thousand nine hundred thirty-seven (P. L. 109) entitled "An act relating to interstate cooperation creating the Pennsylvania Commission on Interstate Cooperation as well as committees on interstate cooperation of the Senate and of the House of Representatives defining the powers and duties of said commission and of said committees and imposing duties on the Governor and the Secretary of the Commonwealth" by changing the method of appointing members to the Senate and House Committees and of the chairman of the commission

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 153, entitled:

An Act authorizing the Pennsylvania Historical and Museum Commission to accept on behalf of the Commonwealth certain real estate comprising the Crispin Cemetery in Philadelphia and providing for its restoration and maintenance as an historic shrine

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 265, entitled:

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employee's retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by requiring the retirement board to submit annual statements to contributors.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 324, entitled:

An Act to amend the act approved the sixth day of May one thousand nine hundred nine (P. L. 433) entitled "An act fixing the salary of the reporter of the decisions of the Supreme Court of Pennsylvania and of his assistance" by increasing the salaries provided by the act.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 2, entitled:

An Act to amend article fourteen of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reor-

ganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers, providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by adding thereto a new section placing additional powers upon the Department of Military Affairs and increasing the duties of other administrative departments in connection with the establishment of a recreational camp at Indiantown Gap Military Reservation.

Senate Bill No. 114, entitled:

An Act to amend sections six hundred fourteen and six hundred fifteen of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" relating to bribery in athletic contests and soliciting or accepting a bribe in athletic contests.

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

BILLS INTRODUCED AND REFERRED

Mr. LETZLER. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LETZLER read in place and presented to the Chair Senate Bill No. 364, entitled:

A Further Supplement to the act, approved the first day of April, one thousand eight hundred sixty-three (P. L. 213), entitled "An act to accept the grant of Public Lands, by the United States, to the several states, for the endowment of Agricultural Colleges," making an appropriation for carrying the same into effect.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 365, entitled:

An Act making an appropriation to the Land-Grant College of Pennsylvania for the purpose of matching certain moneys appropriated by the Congress of the United States.

Which was committed to the Committee on Appropriations.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. LETZLER. Mr. President, I second the motion. The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 44, entitled:

An Act requiring the consent of the electors of any political subdivision when such political subdivision, or any part thereof is to be annexed by a city of the first class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 191, entitled:

An Act to further amend Section three of the act, approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 568), entitled "An act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of money," by making further provision for the collection and dishonor of demand items by banks and the revocation of credit for, and payment of such items.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 192, entitled:

An Act to further amend subsection A of Section one thousand twelve of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by authorizing investments in second liens in cases and under conditions herein specified.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILL INTRODUCED AND REFERRED

Mr. STEVENSON. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. STEVENSON, MALLERY, MAHANY and HALUSKA read in place and presented to the Chair Senate Bill No. 366, entitled:

An Act relating to public records of political subdivisions; authorizing the recording and copying of documents, plates, papers, and instruments of writing by photostatic, photographic, microfilm, or other mechanical process and the admissibility thereof and enlargements thereof in evidence; providing for the storage of duplicates, and sale of microfilm copies of official records and for the

destruction of other records deemed valueless; and providing for the services of the Department of Property and Supplies to political subdivisions.

Which was committed to the Committee on Judiciary General.

ANNOUNCEMENT BY MAJORITY FLOOR LEADER

Mr. WALKER. Mr. President, I would like to remind the Members of the Senate of the fact that next week we will have a four day session, and we would like to continue at least four day sessions up until the time we adjourn sine die.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Monday, February 28, 1949, at 4:00 o'clock, p. m., Eastern Standard Time.

Mr. BERGER. Mr. President, I second the motion. The motion was agreed to.

The Senate adjourned at 11:47 o'clock, a. m., Eastern Standard Time until Monday, February 28, 1949, at 4:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, February 23, 1949

The House met at 10:00 a. m.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Reverend J. Creighton Christman, pastor of Zion Evangelical Congregational Church of Hazleton, Pa., a guest of the gentleman from Luzerne, Mr. Mikula, offered the following prayer:

Almighty God, Father of all men, were it not for our recognizing Thy power we would have no need of prayer; and were it not for Thy grace in Jesus Christ, we would not have hope in prayer. But knowing Thy will we pray that we might be courageous, and knowing Thy justice we pray we might be honest. Give us a mind to think straight, a heart to think right, a will to do without fear or favor. Through Jesus Christ, our Savior, Who died because He so lived. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Tuesday, February 22, 1949.

The Clerk proceeded to read the Journal of Tuesday, February 22, 1949, when, on motion of Mr. PROPERT, unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Messrs. PENTRACK and LEONARD.

HOUSE BILL No. 632.

An Act to further amend the act approved the twenty-fifth day of July, one thousand nine hundred thirteen (P. L. 1024), entitled "An act to protect the public health and welfare, by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment; by establishing certain sanitary regulations in the establishments in which

they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for violations thereof; by defining the procedure in prosecutions; and by repealing all acts and parts of acts inconsistent with the provisions thereof," by changing hours of labor and restrictions relative to age in certain employments.

Referred to the Committee on Labor Relations.

By Mr. McKINNEY.

HOUSE BILL No. 633.

An Act making an appropriation to the Pennsylvania Game Commission for the payment of certain moral claims and providing for the hearing, adjustment and payment of moral claims of any corporation, person or association suffering damage to or loss of its property or equipment through negligence of the Pennsylvania Game Commission, its employees or independent contractors hired by the commission in breaking or rupturing oil lines belonging to any such corporation, person or association.

Referred to the Committee on Judiciary.

By Mr. PROPERT.

HOUSE BILL No. 634.

An Act to further amend the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," authorizing the establishment of a contingency reserve fund in annual budgets of certain school districts, and limiting the amount of such fund and the uses to which it may be put.

Referred to the Committee on Education.

By Mr. SCHMIDT.

HOUSE BILL No. 635.

An Act relating to the bringing of civil actions or proceedings against corporations.

Referred to the Committee on Judiciary.

By Mr. SCHMIDT.

HOUSE BILL No. 636.

An Act to add sections four hundred seven point one and seven hundred eight point one to the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by defining and penalizing the offense of committing a public nuisance as a public scold and of taking indecent liberties with the person of another.

Referred to the Committee on Judiciary.

By Mr. DEPUY.

HOUSE BILL No. 637.

An Act to provide revenue for State purposes by imposing a tax on certain corporations, joint-stock associations and limited partnerships; providing for the assessment, collection, settlement and resettlement of taxes and reviews and appeals therefrom; prescribing penalties.

Referred to the Committee on Ways and Means.

By Mr. DEPUY.

HOUSE BILL No. 638.

An Act to amend the title and section one of the act approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, town-

ships of the first class, school districts of the third class and school districts of the fourth class to levy, assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," by restricting the classes of political subdivisions which may levy such taxes, the classes of taxes which may be levied, and the persons upon whom such taxes may be imposed.

Referred to the Committee on Municipal Corporations.

By Mr. DEPUY. HOUSE BILL No. 639.

An Act to provide revenue by imposing a tax on the use and storage of tangible personal property within the Commonwealth; providing for the assessment and collection of the same and the settlement and resettlement thereof and appeals therefrom; providing for the duties of prothonotaries in connection therewith; prescribing penalties; and providing for the distribution of the proceeds among the school districts and other political subdivisions.

Referred to the Committee on Ways and Means.

By Mr. DEPUY. HOUSE BILL No. 640.

An Act to provide revenue by imposing a tax on retail sales of tangible personal property to consumers; providing for the assessment and collection of the same and the settlement and resettlement thereof and appeals therefrom; imposing duties upon prothonotaries in connection therewith; prescribing penalties; and providing for the distribution of the proceeds among the school districts and other political subdivisions.

Referred to the Committee on Ways and Means.

By Mr. DEPUY. HOUSE BILL No. 641.

An Act to provide revenue for State purposes by imposing a tax upon unincorporated businesses; providing for the assessment, collection, settlement and resettlement of taxes and revenues and appeals therefrom; imposing duties upon prothonotaris in connection therewith; prescribing penalties.

Referred to the Committee on Ways and Means.

By Mr. DEPUY. HOUSE BILL No. 642.

An Act to provide revenue for State and county purposes in cities coextensive with counties for city and county purposes; imposing taxes upon the income from certain classes of personal property; providing for the assessment and collection of the same by the State; imposing duties upon prothonotaries in connection therewith; providing for the settlement and resettlement of taxes and appeals therefrom; prescribing penalties; and providing for the distribution of portions of the proceeds among the counties.

Referred to the Committee on Ways and Means.

By Messrs. HEATHERINGTON and FLEMING.
HOUSE BILL No. 643.

An Act to amend the act approved the first day of June, one thousand nine hundred forty-five (P. L. 1242), entitled "An act relating to roads, streets, highways and bridges; amending, revising, consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto," by specifying

the rate of wages paid to labor employed by the Department of Highways.

Referred to the Committee on Highways.

By Messrs. PFAFF, LIMPER and STERNBERG.
HOUSE BILL No. 644.

An Act providing for the conduct of horse racing with pari-mutuel wagering; creating the Pennsylvania Racing Commission; conferring powers and imposing duties upon such commission; imposing certain taxes and providing for the collection of the same; appropriating the net tax revenues to state-aided institutions; and providing penalties.

Referred to the Committee on Law and Order.

By Messrs. PFAFF, LIMPER and STERNBERG.
HOUSE BILL No. 645.

An Act providing for the conducting of and legalizing lotteries by the State and dedicating the revenue received therefrom to the payment of the soldiers' bonus to Pennsylvania veterans of World War II; creating a State Lottery Commission; and making appropriations.

Referred to the Committee on Law and Order.

By Messrs. MILLER and EVANS. HOUSE BILL No. 646.

An Act to amend section seventy-eight of the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," increasing amount payable by counties for defraying expenses of controllers' association's annual meeting.

Referred to the Committee on Counties.

By Mr. MILLER. HOUSE BILL No. 647.

An Act to amend part of section one of the act approved the tenth day of May, one thousand nine hundred twenty-one (P. L. 455), entitled "An act to fix the number of Representatives in the General Assembly of the State, and to apportion the State into representative districts as provided by the Constitution," by changing the membership in the districts in Blair County.

Referred to the Committee on Elections and Apportionment

By Mr. COLE. HOUSE BILL No. 648.

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Township of Franklin, Greene County, Pennsylvania, with the approval of the Governor.

Referred to the Committee on State Government.

By Mr. NIXON. HOUSE BILL No. 649.

An Act further regulating the recording of papers and documents in the office of recorder of deeds.

Referred to the Committee on Counties.

By Mr. TOMPKINS. HOUSE BILL No. 650.

An Act authorizing and prescribing the procedure for civil proceedings to compel the support of dependent husbands, wives, children, fathers and/or mothers within and without the State.

Referred to the Committee on Judiciary.

By Mr. LOFTUS.

HOUSE BILL No. 651.

An Act ascertaining and appointing the fees to be received by the prothonotaries of the courts of common pleas of the Commonwealth in counties of the first class; and providing for the time of paying the same.

Referred to the Committee on City and County—First Class.

By Mr. STUART.

HOUSE BILL No. 652.

An Act to further amend section eleven of the act approved the twenty-second day of May, one thousand nine hundred thirty-five (P. L. 233), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employees of the Bureau of Police in cities of the second class; providing a pension fund for said employees; and providing for the payment of certain dues, fees, assessments, fines, and appropriations thereto; regulating membership therein; creating a board for the management thereof; providing the amount, mode, and manner of payment to beneficiaries thereof, and for the care and disposition of said fund; providing for the payment into this fund by cities of the second class of all monies heretofore payable into any other funds, organizations, corporations, or associations having the same or similar purposes, and of such additional monies as may be necessary to carry out the provisions of this act," by further regulating the use of dues and monies paid into the fund.

Referred to the Committee on Cities and County—Second Class.

By Mr. STUART.

HOUSE BILL No. 653.

An Act to amend article nine of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing further penalties for overloading.

Referred to the Committee on Motor Vehicles.

By Mr. STUART.

HOUSE BILL No. 654.

An Act to amend article six of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1005), entitled "An act relating to and regulating tractors and trailers and their operation; providing for their registration, and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen,

justices of the peace, the courts and the clerks thereof, owners of tractors and trailers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors and trailers; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation; and providing for refunds," by providing further penalties for overloading.

Referred to the Committee on Motor Vehicles.

By Messrs. McMILLEN and HELM.

HOUSE BILL No. 655.

An Act to further amend section six hundred fifteen of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for mandatory suspension of operating privileges in cases involving reckless driving or speed violations.

Referred to the Committee on Motor Vehicles.

By Messrs. HELM and GUTHRIE.

HOUSE BILL No. 656.

An Act to further amend subsection (b) of section nine hundred two of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," as amended, by changing the total maximum heights of vehicles and loads.

Referred to the Committee on Motor Vehicles.

By Messrs. CHARLES C. SMITH and COSTA.

HOUSE BILL No. 657.

An Act to further amend section two of the act approved the twenty-eighth day of June, one thousand eight hundred ninety-five (P. L. 408), entitled, as amended "A supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine,' approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section, by providing for the payment by the State Treasurer of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities, towns, townships and boroughs, within this Commonwealth," by providing for the payment by the State Treasurer of one-half of the tax on premiums paid by domestic fire insurance companies to the treasurers of the several cities, towns, townships and boroughs within this Commonwealth.

Referred to the Committee on Ways and Means.

By Messrs. HEWITT and HAUDENSHIELD.

HOUSE BILL No. 658.

An Act to further amend clause (6) of section two of the act approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act, prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and re-

pealing legislation supplied and superseded by or inconsistent with this act," by further defining "Common Carrier by Motor Vehicle" to include persons or corporations furnishing for use, dump trucks for the transportation of ashes, rubbish, excavated and road construction materials; and eliminating expired provisions.

Referred to the Committee on Public Utilities.

By Mr. REESE.

HOUSE BILL No. 659.

An Act making an appropriation for the expenses of the joint legislative committee created by Concurrent Resolution Number — approved the —, one thousand nine hundred forty-nine.

Referred to the Committee on Appropriations.

By Messrs. ROSEN and McGEE. HOUSE BILL No. 660.

An Act making an appropriation to the Trustees of the University of Pennsylvania, for the School of Veterinary Medicine.

Referred to the Committee on Appropriations.

By Messrs. ROSEN and McGEE. HOUSE BILL No. 661.

An Act making an appropriation to the Trustees of the University of Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. DALRYMPLE.

HOUSE BILL No. 662.

An Act to further amend the first paragraph and clause (b) of section nine of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," further providing for and regulating assistance to aged persons and redefining aged persons and their eligibility for assistance.

Referred to the Committee on Welfare.

By Messrs. DALRYMPLE and WATERHOUSE.

HOUSE BILL No. 663

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto section eighteen providing for absentee voting.

Referred to the Committee on Judiciary.

By Messrs. DALRYMPLE and WATERHOUSE.

HOUSE BILL No. 664

A Joint Resolution proposing an amendment to article three, section eighteen of the Constitution of the Commonwealth of Pennsylvania authorizing appropriations for pensions to certain aged persons.

Referred to the Committee on Judiciary.

By Messrs. REESE and WILLIAMS.

HOUSE BILL No. 665.

An Act to further amend subsection (c) of section one thousand four hundred six and section one thousand four hundred eighteen of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by requiring the furnishing of free transportation or board and lodging in certain boroughs and reimbursement by the Commonwealth therefor; and validating Commonwealth reimbursements heretofore made.

Referred to the Committee on Education.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 96.

An Act to further amend section one of the act approved the fourteenth day of May one thousand nine hundred twenty-nine (P. L. 1721) entitled "An act providing for the service of process in civil suits on non-resident operators or nonresident owners of motor vehicles operated within the Commonwealth of Pennsylvania and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said nonresident upon whom civil process may be served and providing for further notice to the defendant in any such suit" by extending the provisions of said act to suits instituted in the United States District Courts in this Commonwealth.

Referred to the Committee on Judiciary.

SENATE BILL No. 156.

An Act to repeal the act approved the twenty-third day of May one thousand eight hundred ninety-three (P. L. 112) entitled "An act to prohibit the use of any adulteration or imitation of dairy products in any charitable or penal institution being supplementary to an act entitled 'An act for the protection of the public health and to prevent adulterations of dairy products and fraud in the sale thereof, approved May twenty-one Anno Domini one thousand eight hundred and eighty-five.'"

Referred to the Committee on Agriculture and Dairy Industries.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. REESE and WILLIAMS

(Concurrent) RESOLUTION No. 22

In the House of Representatives, February 22, 1949.

Whereas, Vast technological and scientific advances and improvements have been made during the past several decades in all branches of industry; and

Whereas, Such advances and improvements have been made in coal mining techniques as a result of which conditions in coal mines have changed radically particularly in so far as safety is concerned; and

Whereas, Coal mines and mining represent an industry vital to the economy of this Commonwealth; and

Whereas, Safety conditions in coal mines must be such as will protect the lives and insure the feeling of comparative security of the miners who work such mines; and

Whereas, The laws regulating coal mines and mining, especially as they relate to safety measures are antiquated and have not kept up with the changes resulting from such technological advances and the use of modern methods and machinery so that the lives and security of miners and indirectly the economy of the Commonwealth are endangered; now therefore be it

Resolved, (if the Senate concur) That twelve members of the General Assembly be named as a joint legislative committee to investigate conditions in the coal mines of this Commonwealth with particular regard to new mining techniques used therein and to safety measures in use or necessary because of such techniques, six members to be named from the Senate and six members to be named from the House of Representatives; and be it further

Resolved, That the committee shall have power to meet, hold hearings, and make investigations and studies. The committee shall report to the next session of the General Assembly and shall recommend legislation necessary to achieve the proper safety measures required by the use of modern mining techniques and machinery; and be it further

Resolved, That the committee created hereby shall have the power to issue subpoenas under the hand and seal of its chairman requesting or commanding any proper person to appear before it and to answer such questions touching matters with respect to such inquiry for and on behalf of the General Assembly and to procure such books, papers records and documents as the committee may deem necessary. Such subpoenas may be served upon any proper person and shall have the force and effect of subpoenas issued out of the courts of this Commonwealth. Each member of the committee shall have the power to administer oaths and affirmations to witnesses appearing before it.

Referred to the Committee on Mines and Mining.

By Mr. DeLONG (Concurrent) RESOLUTION No. 23.

In the House of Representatives, February 22, 1949.

Resolved, (if the Senate concurs), That concurrent resolution No. 5, approved the third day of April, 1947, (P. L. 1850), is hereby amended to read as follows:

Whereas, The Pennsylvania Roadside Council, wishing to cooperate in the nation-wide Blue Star Memorial Program sponsored by the National Council of State Garden Clubs, is desirous of recognizing and commemorating the splendid services and achievements of our sons and daughters who served in the Armed Forces of the United States in World War II; and

Whereas, It is fitting and appropriate that legislative recognition be accorded the services and sacrifices of citizens so valiantly rendered; and

Whereas, The State of New Jersey has designated one of its state highways leading to Easton, Pennsylvania, as New Jersey's link in this nation-wide program; therefore, be it

Resolved, (if the Senate concurs), That State Highway Route Number 22 from Easton to Harrisburg, the Pennsylvania Turnpike from its interchange nearest to Harrisburg to Irwin, Westmoreland County, State Highway Route Number 30 from Irwin to Pittsburgh, via the Penn-Lincoln Parkway, and State Highway Route Number 22 from Pittsburgh to the Pennsylvania-West Virginia State line, is designated as the Blue Star Drive as a memorial in commemoration of the services of the men and women of Pennsylvania who served in the Armed Forces of the United States in World War II; and be it further

Resolved, That the Department of Highways shall erect along said highways suitable tablets or markers and shall carry out suitable landscape development to perpetuate this resolution, but shall not replace or change the officially designated route number or name or marker

thereof of any highway or turnpike hereby included as a part of such Blue Star Drive.

Referred to the Committee on Highways.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HOUSE BILL No. 65.

An Act to further amend section one of the act approved the twenty-eighth day of May one thousand nine hundred seven (P. L. 292) entitled "An act to provide for the protection of insane persons feeble-minded persons and epileptics and the appointment of a guardian for the said insane persons feeble-minded persons and epileptics unable to care for their own property authorizing the guardian to support the wife and children of the said insane persons feeble-minded persons and epileptics defining the powers of the guardian and authorizing the sale of real estate of the ward" permitting petitions to be presented to the president judge of the court of common pleas when such courts are not in session.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous permission to address the House.

Mr. Speaker, I suggest to the Majority Floor Leader that if he wants to start anything during this session, if he really wants to rough it up and be tough, that he start it this morning.

Mr. BRUNNER. Mr. Speaker, any time that we start anything on this side of the House we expect to have sufficient merit in our program that the other side will go along with us.

Mr. ANDREWS. Mr. Speaker, I would like to know from the Majority Floor Leader whether those Members over there are the teetotalers or the four-bottle men.

LEAVE OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. Madigan for Mr. BARKDOLL for today's session.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 128, entitled:

An Act to amend section nine of the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1410) entitled "An act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County certain associate judges not learned in the law and repealing certain acts inconsistent herewith" by increasing the compensation of judges presiding in other districts

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 151, entitled:

An Act to further amend section fourteen (c) of the act approved the tenth day of June one thousand nine hundred thirty-one (P. L. 485) entitled "An act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination licensure and registration of persons and registration of corporations engaging in the care preparation and disposition of the bodies of deceased persons and providing penalties" by providing for the appointment of members of the State Board of Undertakers from a list submitted to the Governor by the Funeral Directors Association of the State of Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 161, entitled:

An Act to amend sections four thousand three hundred two and four thousand three hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by prescribing a minimum period of total service and in certain cases a minimum age for police retirement and a minimum rate for police pensions

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 206, entitled:

An Act to further amend section two thousand eight hundred one A of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" further regulating the disposition of museum material in the custody of the Pennsylvania Historical and Museum Commission

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 327, entitled:

An Act providing for the acquisition by purchase by the Department of Forests and Waters in the name of the Commonwealth of certain lands in Carbon County for use

as a State Park and recreation area providing for the management of said property by said department and defining the uses to which the property shall be put

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 365, entitled:

An Act to amend the Act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by making it unlawful for any person to hunt with any shotgun or rifle when such firearm is loaded with live ammunition in either the chamber or magazine if the firearm is ready to be discharged by normal finger pressure on the trigger or if the safety device or mechanism is in the "off safe" position except during the momentary interval of time necessary to discharge such firearm and providing penalties

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 565, entitled:

An Act to promote the welfare of the people of the Commonwealth creating The General State Authority as a body corporate and politic with power to construct improve equip furnish and operate projects and to lease the same and to fix fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds for said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Property and Supplies to grant assign convey or lease to the Authority lands of the Commonwealth and interests therein and to acquire lands therefor granting the right of eminent domain empowering the General State Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 566, entitled:

An Act to promote the welfare of the people of the Commonwealth creating a State Highway and Bridge Authority as a body corporate and politic with power to construct reconstruct improve maintain equip furnish and operate highway and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of way of the Commonwealth and interests therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized granting the right of eminent domain em-

powering said Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act and making an appropriation

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 17, entitled:

An Act to amend section seven of the act, approved the eleventh day of June, one thousand nine hundred forty-one (P. L. 101), entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction, operation and maintenance of a turnpike from a point at or near Irwin in Westmoreland County, the western terminus of the turnpike heretofore constructed by said Commission, to a point on the western boundary line of the Commonwealth of Pennsylvania touching on the State of Ohio or the State of West Virginia, and conferring powers and imposing duties on the Pennsylvania Turnpike Commission; authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds and for the cost of maintenance, operation and repair of the turnpike; making such turnpike bonds exempt from taxation; constituting such bonds legal investments in certain instances; requiring suits against the commission to be brought in Dauphin County; prescribing conditions upon which such turnpike shall become free; providing for grade separation, grade changes, and relocation and restoration of public roads and State highways affected by the turnpike; providing for condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the Commission; and authorizing the issuance of turnpike revenue refunding bonds," by providing for salaries for appointed members of the Commission.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 18, entitled:

An Act authorizing the Department of Property and Supplies to accept on behalf of the Commonwealth certain real estate adjoining property of the Philipsburg State Hospital in Rush Township, Centre County, Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 53, entitled:

An Act to amend Article IX Clause (h) of Section nine hundred forty-three and Article X Section ten hundred four of the Act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by increasing the penalty for the unlawful killing of bears.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 118, entitled:

An Act to amend section one thousand eight hundred one of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by authorizing the Department of Forests and Waters to enter into agreements for protection of natural deposits underlying property owned by the Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILL ON SECOND READING**Agreeably to order,**

The House proceeded to the second reading and consideration of House Bill No. 418, entitled:

An Act to add section four hundred eighteen to the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by creating an additional crime of loitering and prowling at night

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

BILL ON FINAL PASSAGE**BILL PASSED OVER****There being no objection**

House Bill No. 28, Printer's No. 80
was passed over at the request of the SPEAKER.

BILL ON THIRD READING**BILL PASSED OVER****There being no objection**

House Bill No. 279, Printer's No. 79,
was passed over at the request of the SPEAKER.

PORTER TOWNSHIP HIGH SCHOOL WELCOMED

The SPEAKER. The Chair desires to welcome at this time to the Hall of the House the Junior Class of the Porter Township High School of Reinerton, who are making an educational tour of the Capitol. They are the guests of the gentleman from Schuylkill, Mr. Watkins.

REQUEST FOR PERMISSION TO ADDRESS HOUSE

Mr. WORLEY. Mr. Speaker, while the House is at ease I would like to have unanimous consent to make a very short speech.

The SPEAKER. Has the gentleman consulted with the Majority and Minority Floor Leaders?

Mr. BRUNNER. Mr. Speaker, I do not know whether the Minority Floor Leader has been consulted. I believe in view of the fact that today is a small day in point of attendance, and in view of the endeavor of all Members who came back to get away as soon as possible, I must of necessity and with great reluctance object.

Mr. ANDREWS. Mr. Speaker, I refer the matter to the tender mercies of the Majority Leader.

Mr. WORLEY. It won't take over three minutes, Mr. Speaker.

The SPEAKER. The Chair hears objection and consent is not granted.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. ZIEGLER asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. SCANLON asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

BILLS INTRODUCED AND REFERRED

By Mr. GOODLING (By Request).

HOUSE BILL No. 666.

An Act to amend section seven hundred twenty-one of the Act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by distinguishing between certain classes of dogs used in Retriever Trials, and establishing certain periods for such trials with and without permit.

Referred to the Committee on Game and Forestry.

By Mr. YEAKEL.

HOUSE BILL No. 667.

An Act authorizing the Department of Property and Supplies with the approval of the Governor, to sell the tracts of land with the improvements thereon, occupied by the former Pennsylvania Maritime Academy, in Bucks County, and providing for the disposition of the proceeds of such sale.

Referred to the Committee on State Government.

By Mr. BOWER.

HOUSE BILL No. 668.

An Act to amend sections two and three of the act, approved the twenty-fourth day of June, one thousand nine hundred nineteen (P. L. 579), entitled "An act to fix the salary and mileage of the members of the General Assembly, and to provide for the furnishing of such postage, stationery, and supplies, as may be necessary for the conduct of their offices, and repealing all acts or parts of acts inconsistent therewith," by authorizing direct purchases in certain cases.

Referred to the Committee on State Government.

By Mr. BOWER.

HOUSE BILL No. 669.

An Act authorizing and empowering certain police officers to make arrests on Sunday under certain conditions.

Referred to the Committee on Judiciary.

By Mr. BOMBERGER.

HOUSE BILL No. 670.

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for study and research, including archaeological excavations, pertaining to the activities and glass works of the famous Pennsylvania ironmaster, glassmaker and town-builder.

Referred to the Committee on Appropriations.

By Mr. CLAPPER.

HOUSE BILL No. 671.

An Act to further amend the act, approved the seventh day of May, one thousand nine hundred thirty-seven (P. L. 585), entitled "An act prohibiting the use of the designation of "college" by any institution not conforming to the standards of a college prescribed by the State Council of Education; and providing for injunctions, and penalties," extending the provisions of the act to the use of the word "university."

Referred to the Committee on Education.

By Mr. KRATZ.

HOUSE BILL No. 672.

An Act to further amend sections two, four, five and six of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 465), entitled "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class, and second class A, by requiring certain construction and ways of egress, equipment and maintenance; providing for the licensing of projectionists; requiring the submission of plans for examination and approval; providing for the promulgation of rules and regulations for the enforcement of this act; providing for the enforcement of this act by the Department of Labor and Industry and, in certain cases, by the chiefs of fire departments in cities of the third class; providing penalties for violations of the provisions of this act; and repealing certain acts," by bringing additional types of buildings under the provisions of the act; further revising the classification of buildings covered by this act; further regulating ways of egress; providing for fire proofing or the closing of vertical openings in buildings; regulating the installation of equipment for the display or sale of merchandise; prescribing the level on which gymnasiums used for public assembly may be placed; prescribing permits for use of buildings used for exhibition of non-theatrical motion pictures or television broadcasts.

Referred to the Committee on Public Health and Sanitation.

By Mr. DeLONG.

HOUSE BILL No. 673.

An Act to further amend paragraph A of section two hundred two of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "An act relating to non-profit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," prohibiting

the use of the word "university" in corporate names except in certain cases.

Referred to the Committee on Judiciary.

By Mr. HARVEY A. MOORE.

HOUSE BILL No. 674.

A Further Supplement to the act, approved the first day of April, one thousand eight hundred sixty-three (P. L. 213), entitled "An act to accept the grant of public lands by the United States to the several states for the endowment of Agricultural Colleges," by authorizing the Attorney General of the Commonwealth of Pennsylvania to issue to the prothonotaries of the courts of common pleas in the State of Pennsylvania his praecipe for the satisfaction of liens entered on the real estate of the land grant college of Pennsylvania under the provisions of the act, approved the ninth day of June, one thousand nine hundred eleven (P. L. 736), and prescribing procedure therefor.

Referred to the Committee on State Government.

By Mr. CHARLES C. SMITH.

HOUSE BILL No. 675.

An Act authorizing the Interstate Commission on the Delaware River Basin to make surveys and investigations to determine and report on the feasibility and advisability of the future construction of an integrated water project designed to meet the combined prospective water supply requirements of political subdivisions and metropolitan areas in the Commonwealth of Pennsylvania and the States of New York and New Jersey, within and outside of said Basin, empowering such Commission to enter upon lands, structures and waters, fixing the responsibility for damages resulting therefrom, and making an appropriation to such Commission.

Referred to the Committee on State Government.

By Mr. FERSTER.

HOUSE BILL No. 676.

An Act making an appropriation to the Department of Agriculture for reimbursing incorporated agricultural associations for premiums paid for exhibits of agricultural products.

Referred to the Committee on Appropriations.

By Mr. WESCOTT.

HOUSE BILL No. 677.

An Act to add section eight hundred twenty-three point one to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedertrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by authorizing the Secretary of Revenue to require proof of inspection to be displayed on nonresident motor vehicles.

Referred to the Committee on Motor Vehicles.

By Mr. HOFFMAN.

HOUSE BILL No. 678.

An Act to further amend paragraph A of section two hundred two of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 364), entitled "An act relating to business corporations; defining and providing for the organization, merger, consolidation, reorganization, winding up and dissolution of such corporations; conferring certain rights, powers, duties and immunities upon them and their officers and shareholders; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the second class within the provisions of this act; prescribing the terms and conditions upon which foreign business corporations may be admitted, or may continue, to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, and certain State departments, commissions, and officers; authorizing certain State departments, boards, commissions, or officers to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," prohibiting the use of the word "university" in corporate names except in certain cases.

Referred to the Committee on Judiciary.

By Messrs. ZIEGLER, FRANK, HERMAN and HOCKER.
HOUSE BILL No. 679.

An Act to amend section one thousand seven hundred nine of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by authorizing the leasing of the State Farm Show Building and State Farm Show Arena for the purpose of holding athletic events.

Referred to the Committee on State Government.

By Messrs. BREISCH and FERSTER.

HOUSE BILL No. 680.

An Act to reenact and further amend the act, approved the twelfth day of May, one thousand nine hundred thirty-nine (P. L. 133), entitled "An act to regulate the sale and possession of sulfanilamide and its derivatives in the interest of public health."

Referred to the Committee on Public Health and Sanitation.

By Messrs. HERSCH and DUFFY.

HOUSE BILL No. 681.

An Act to further amend section four hundred eleven of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (1933-34 P. L. 15), entitled as last amended, "An act to regulate and restrain

the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by further regulating the hours when sales may be made by licensees.

Referred to the Committee on Liquor Control.

By Mr. HERSCH.

HOUSE BILL No. 682.

An Act to amend the title and section fifteen of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 465), entitled "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class, and second class A, by requiring certain construction and ways of egress, equipment, and maintenance; providing for the licensing of protectionists; requiring the submission of plans for examination and approval; providing for the promulgation of rules and regulations for the enforcement of this act; providing for the enforcement of this act by the Department of Labor and Industry and, in certain cases by the chiefs of fire departments in cities of the third class, providing penalties for violations of the provisions of this act; and repealing certain acts," by extending its provisions to include cities of the first class.

Referred to the Committee on City and County—First Class.

By Mr. HERSCH.

HOUSE BILL No. 683.

An Act to further amend section four hundred eleven of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (1933-34 P. L. 15), entitled, as amended, "An act to regulate and restrain the sale, manufacture, possession transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses subject to local option to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by permitting licensees to make sales on the first day of January when it is a Sunday.

Referred to the Committee on Liquor Control.

By Mr. HERSCH.

HOUSE BILL No. 684.

An Act permitting certain organizations to conduct the playing of the game of bingo under certain circumstances, providing for the issuance of permits and fees therefor, and providing penalties.

Referred to the Committee on Law and Order.

By Messrs. DUFFY and HERSCH.

HOUSE BILL No. 685.

An Act to further amend section one thousand two hundred six of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled, "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county-commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by requiring a judge to remain in continuous session at a police station in each legislative district in counties of the first class on the day of each election.

Referred to the Committee on City and County—First Class.

By Messrs. DOUGHERTY, GUARNIERI, AMARANDO and PETA.

HOUSE BILL No. 686.

An Act to amend section seven hundred twenty-one of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by prescribing mandatory life sentence in cases of the commission of the crime of rape, accompanied with aggravated assault and battery.

Referred to the Committee on Judiciary.

By Messrs. DUFFY and REIDENBACH.

HOUSE BILL No. 687.

An Act to further amend subsection (f) of section three hundred six of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation and prescribing penalties," by requiring the employer to furnish hospital treatment services and supplies as long as the employee is hospitalized by any particular disability.

Referred to the Committee on Workmen's Compensation.

By Messrs. DUFFY and HERSCH.

HOUSE BILL No. 688.

An Act to further amend section four hundred one of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (1933-34 P. L. 15), entitled, as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local

option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by permitting licensees other than clubs to sell liquor by the bottle in certain cases.

Referred to the Committee on Liquor Control.

By Mr. DUFFY.

HOUSE BILL No. 689.

An Act making an appropriation to the Moore Institute of Art, Science and Industry, formerly Philadelphia School of Design for Women at Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. DUFFY.

HOUSE BILL No. 690.

An Act to further amend section ten of the act, approved the fourteenth day of June, one thousand nine hundred twenty-three (P. L. 710), entitled, "An act allowing and regulating boxing, sparring, and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties," by providing for three judges to decide boxing or sparring matches or exhibitions and eliminating the power of the referee to so decide.

Referred to the Committee on Law and Order.

By Messrs. DUFFY and REIDENBACH.

HOUSE BILL No. 691.

An Act to further amend subsection (f) of section three hundred six of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by requiring the employer to furnish hospital treatment, services and supplies as long as the employee is hospitalized by any particular accident.

Referred to the Committee on Workmen's Compensation.

By Mr. FROST.

HOUSE BILL No. 692.

An Act to amend the act, approved the ninth day of June, one thousand nine hundred eleven (P. L. 736), entitled "An act making appropriations to institutions not wholly managed by the Commonwealth of Pennsylvania liens on the premises of such institutions, for the use of the Commonwealth, and providing for the collection thereof," by exempting therefrom appropriations made to land grant colleges of Pennsylvania.

Referred to the Committee on Appropriations.

RESOLUTION INTRODUCED AND REFERRED

Mr. PENGLASE offered the following resolution:

In The House of Representatives, February 23, 1949.

Whereas, Some years ago various groups of people in the City of Philadelphia decided something should be done to make their city more livable and as a result, definite long range plans were drawn to that end, which plans were so interesting and inspiring that enthusiasm became widespread and a demand arose for immediate action; and

Whereas, These enthusiasts inquired as to what could be done now. To which inquiry Mary Davis Gillies, Mc-

Call's Interior and Architecture editor replied—"Why not begin in your own back yards And everyone said, "Yes, why not?" and

Whereas, The City Planning Commission of Philadelphia and editor Gillies thereupon sat out to find a place to begin in converting ugly back yards into beautiful, usable and livable gardens. It was not long before they found a group of people living in the lower end of the 4000 block of North 7th Street and the lower end of the 4000 block of North Marshall Street, the yards of whose houses, backed up to each other, who were most eager to help in bringing about the desired transformation; and

Whereas, The result has now become history as "Yardville, U.S.A." with its story as to how twenty ugly, unimportant back yards were converted through the application of ideas, plans, a little money and cooperation into twenty beautiful, usable, livable gardens which have not only revolutionized the home life of the people living in the homes to which these gardens are connected, but also have become a joy and inspiration to all who see them; therefore be it

Resolved, That the House of Representatives hereby congratulates and expresses its appreciation to the Citizen's Council on City Planning; the City Planning Commission; the architect Oscar Stonorov and the planner Edmund Bacon, Mary Davis Gillies of McCall's Magazine, and all the people living in these houses and all others who contributed in any way to the beautification of this project—"Yardville, U.S.A." and be it further

Resolved, That the Chief Clerk of this House send a copy of this resolution to the Council on City Planning, the City Planning Commission, the architect Oscar Stonorov, the planner Edmund Bacon, and to Mary Davis Gillies of McCall's Magazine.

Referred to the Committee on Rules.

ANNOUNCEMENT

The SPEAKER. Bills that have been placed on the Members' desks for their use on the calendar this morning, will be filed if left on the desks. Members are requested not to remove them because there are not sufficient copies to replace them. Will the Members please leave the bills on their desks for filing by the Sergeant-at-arms.

DEMOCRATIC CAUCUS

The SPEAKER. The Chair is requested to announce

that there will be a caucus of the Democratic Members at 3:00 p. m. on Monday, February 28, in the old House Caucus Room.

RESOLUTION

CONGRATULATIONS

Messrs. LEISEY and HARNEY offered the following resolution which was read, considered and unanimously adopted.

In the House of Representatives, February 23, 1949.

Henry M. Hoffner, Jr., a former Member of this House of Representatives, died at his home near West Chester, June 2, 1948.

Mr. Hoffner was born in Philadelphia, November 19, 1871. In the farming business since 1905 at his Bybrook Farm, he was widely known as a prominent dairyman.

He was a public-spirited citizen of his community and an indefatigable worker in his many endeavors. He was a member of Fernwood Lodge, No. 543, F. & A. M.; the Delaware County Horse Club; Goshen Grange; P. of H.; the Delaware County Quoit Club; and a Trustee of the Methodist Church of West Chester.

Mr. Hoffner served as a School Director and Supervisor in his township for many years—clear proof that his wisdom and abilities were appreciated and sought after in his community.

As a Representative during the 1935 session from the Eastern District of Chester County, he was conscientious and rendered valuable service not only to his district but also to his fellow Members of the General Assembly; therefore, be it

Resolved, by the House of Representatives of the Commonwealth of Pennsylvania, That, in the passing of Henry M. Hoffner, Jr., his community and State have lost one who served them well; and be it further

Resolved, That a copy of this Resolution be transmitted by the Chief Clerk of the House to his widow, Mary Elizabeth Atkins Hoffner, as evidence of the deep sympathy and sense of loss felt by the Members of this House.

ADJOURNMENT

Mr. SNIDER. Mr. Speaker, I move that this House do now adjourn until Monday, February 28, 1949 at 4:30 p. m.

The motion was agreed to, and (at 10:45 a. m.) the House adjourned.

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., MONDAY, FEBRUARY 28, 1949.

No. 19.

SENATE

MONDAY, February 28, 1949

The Senate met at 4:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

PRAYER

The Chaplain, Rev. JOHN B. WILLIAMS, offered the following prayer:

Eternal King, Father of all men, free us from every prejudice born of hate and fear and kept alive by ignorance and pride. Keep us humble to learn from the strange and unfamiliar, and never let us take cowardly refuge in half-truths and lies. Enrich our lives by the great thoughts and experiences of all peoples and countries.

Thou hast created in each one of us a throne for Thyself. Oh do Thou reign from it! Train our love and obedience that we may be wholly Thine. Grant, O God, that no thoughts of ours shall obscure Thy truth, no deed of ours oppose Thy will.

Increase among us, Our Master, all worthy plans and efforts to rebuild the structure of our world society on Thy sure foundations and to transform it into Thy Kingdom.

Give us the vision and courage to establish and maintain universal brotherhood and peace with all nations joined in love and lawfulness to foster the life more abundant for all men. Restore to us a belief in spiritual values and the dignity and worth of all Thy children.

Free us from all false teachings of the superiority of one group over another, and from all distrust and fear of each other. Help us provide for all men the opportunities for work and growth and a fair enjoyment of profits and benefits. Unite us in one continuous prayer and effort, that, under Thy leadership, we may make our world a place where fruitful industry, valiant truth, responsible freedom, creative love, and pure religion flourish and all men dwell as sons of God in harmony and order. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when on motion of Mr. WALKER and Mr. WATKINS, further reading was dispensed with, and the Journal was approved.

THANKS OF SENATE EXTENDED TO THE RETIRING CHAPLAIN

Mr. WALKER. Mr. President, I would like at this time to convey to the gentleman who occupied the position of Senate Chaplain for the past semi-monthly period, the very deep appreciation of the Senate for his very lovely prayers. They have been an inspiration to each and every one of us, Reverend Williams, and we have enjoyed having you with us.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

MAJOR GENERAL OF THE ADJUTANT GENERAL'S DEPARTMENT IN THE PENNSYLVANIA NATIONAL GUARD

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 28, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Frank A. Weber, Patterson Heights, Beaver Falls, Beaver County, for appointment as Major General of the Adjutant General's Department in the Pennsylvania National Guard, to serve until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

JAMES H. DUFF.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 28, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following appointments:

JUSTICE OF THE PEACE

Henry G. Zeber, Box 254, Harmony, Butler County, as Justice of the Peace in and for the Borough of Harmony, Butler County, until the first Monday of January, 1950, vice Louis Z. Hardie, resigned.

ALDERMAN

Mrs. Viola J. Lewis, 19 Sharpsville Avenue, Sharon, Mercer County, as Alderman in and for the Second Ward of the City of Sharon, Mercer County, until the first Monday of January, 1950, vice Alfred C. Lewis, deceased.

JUSTICE OF THE PEACE

Walter Moore, R. D. 1, Washington, Washington County, as Justice of the Peace in and for the Township of South Strabane, Washington County, until the first Monday of January, 1950, vice Fred C. Paraska, deceased.

JAMES H. DUFF.

MEMBERS OF THE ELK COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 28, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Elk County Board of Assistance:

C. H. Frederick (Republican), 218 Cook Avenue, Ridgway, Elk County, to serve until December 31, 1950. (Re-appointment)

LaRue Knapp (Republican), 524 High Street, Johnsonburg, Elk County, to serve until December 31, 1951. (Re-appointment)

Miss Katharine A. Signor (Republican), 9 South Broad Street, Ridgway, Elk County, to serve until December 31, 1950, and until her successor is duly appointed and qualified. (Reappointment)

Mrs. Barbara Glaus (Republican), Ridgway, Elk County, to serve until December 31, 1951, and until her successor is duly appointed and qualified. (Reappointment)

Mrs. Frances Whamond (Republican), R. D., Brockport, Elk County, to serve until December 31, 1949, and until her successor is duly appointed and qualified, vice Harrison Beardsley, Johnsonburg, resigned.

JAMES H. DUFF.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. LORD, JR. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on February 28, 1949.

Mr. DIEHM. Mr. President, I second the motion.

The motion was agree to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 28, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

ALLEGHENY COUNTY

Andrew B. Conley, Edgewood.

Mrs. Evelyn A. Heil, Pittsburgh, 706 People Bank Building.

Harold I. Lytle, Heidelberg.

J. M. Quinn, Pittsburgh, 3968 Forbes St. (13).

Mrs. Estella B. Schorr, Shaler Twp., Glenshaw.

BERKS COUNTY

Charles S. Rhoads, Amity Twp., Athol.

CENTRE COUNTY

Richard M. Sharp, Philipsburg.

CRAWFORD COUNTY

David L. Jones, Titusville.

DELAWARE COUNTY

Mrs. Ann Lloyd Comly, Haverford Twp., Ardmore.

ERIE COUNTY

Miss Mildred L. Kidder, Erie.

Miss Betty A. Willey, Union City.

LAWRENCE COUNTY

D. J. Daniels, New Castle.

NORTHAMPTON COUNTY

Ralph O. Rohrbaugh, Bethlehem.

PHILADELPHIA COUNTY

Leon Greenberg, Phila., 1147 N. 4th St.

Richard S. Rommel, Phila., 555 N. 17th St.

Mrs. Sylvia Weiss, Phila., 1225 Vine St. (7).

SOMERSET COUNTY

F. A. Millott, Windber.

Mrs. Doris L. Rayman, Somerset.

WASHINGTON COUNTY

Richard S. Holt, Smith Twp., Langeloth.

WAYNE COUNTY

Donald J. Knaz, Honesdale.

WESTMORELAND COUNTY

Miss Imogene Slivsek, Hempfield Twp., R. D. 6, Greensburg.

To compute from dates set opposite their names

ALLEGHENY COUNTY

Miss Catherine Farbaugh, Pittsburgh, 512 S. Winebiddle Ave. (24), March 2, 1949.

PHILADELPHIA COUNTY

Harry W. Rommel, 555 N. 17th Street, March 2, 1949.

LEBANON COUNTY

Reuben F. King, Lebanon, March 3, 1949.

BLAIR COUNTY

Mrs. Edith S. Bartley, Altoona, March 5, 1949.

ERIE COUNTY

Walter A. Gleason, Erie, March 5, 1949.

ALLEGHENY COUNTY

John R. Patterson, Swissvale, March, 6, 1949.

LANCASTER COUNTY

J. Andrew Frantz, Lancaster, March 6, 1949.

MONTGOMERY COUNTY

Henry Friedman, Lower Merion Twp., 30 W. Lancaster Ave., Ardmore, March 6, 1949.

PHILADELPHIA COUNTY

Mitchell M. Cohen, 301 City Centre Bldg., March 6, 1949.

T. Curtis Lloyd, 730 U. G. I. Bldg., March 6, 1949.
Maurice L. Van Zandt, 709 E. Allegheny Ave., March 6, 1949.

WASHINGTON COUNTY

Charles W. Richey, Canonsburg, March 6, 1949.

ALLEGHENY COUNTY

R. A. Cargo, Wilkinsburg, March 7, 1949.

MERCER COUNTY

E. T. Light, Grove City, March 7, 1949.

PHILADELPHIA COUNTY

John A. Shedwick, Phila., 521 N. 40th St., (4), March 7, 1949.

DELAWARE COUNTY

Miss Anna E. Graham, Upper Darby Twp., Box 151, Drexel Hill, March 12, 1949.

HUNTINGDON COUNTY

Miss Gretta M. Drake, Huntingdon, March 12, 1949.

ALLEGHENY COUNTY

George Vetter, Pittsburgh, 5141 Butler St., March 14, 1949.

BLAIR COUNTY

Mrs. Mary D. Dematteis, Altoona, March 16, 1949.

Miss Adeline Feters, Tyrone, March 17, 1949.

ALLEGHENY COUNTY

George W. Seel, Etna, March 23, 1949.

MERCER COUNTY

Miss Edith I. Wageman, Greenville, March 24, 1949.

INDIANA COUNTY

R. E. Walbeck, Homer City, March 26, 1949.

ALLEGHENY COUNTY

Miss N. M. Gaertner, Pittsburgh, 1013 Penn Ave., March 30, 1949.

WESTMORELAND COUNTY

John T. Lasher, New Kensington, March 31, 1949.

JAMES H. DUFF.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 28, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for the terms of four years to compute from the dates shown:

To compute from date of confirmation

ALLEGHENY COUNTY

Robert A. Absalom, Pittsburgh, 638 Grant St.
Mrs. Mary E. Cooley, Pittsburgh, 921 Bessmer Bldg.
Paul H. Dietz, West Mifflin.
Mrs. Marion H. McCune, McKeesport.
Raymond L. Scheib, Pittsburgh, 501 Keystone Bldg.
John F. Thomas, Pittsburgh, 1200 Muriel St. (3.)

BLAIR COUNTY

Mrs. Mary Teresa Brady, Altoona.

BRADFORD COUNTY

Mrs. M. H. Wiggins, Towanda.

COLUMBIA COUNTY

John H. Shuman, Bloomsburg.

CUMBERLAND COUNTY

Harold F. Weaver, Mechanicsburg.

DELAWARE COUNTY

William G. Benham, Upper Darby Twp., Lansdowne.

ELK COUNTY

William R. Long, Ridgway.

Theodore H. Wilhelm, Johnsonburg.

FAYETTE COUNTY

Joseph S. Varver, Georges Twp., R. D. 2, Smithfield.

GREENE COUNTY

Paul D. Greenlee, Waynesburg.

HUNTINGDON COUNTY

Donald A. Barley, Huntingdon.

JEFFERSON COUNTY

Miss Helen G. Croasmun, Sykesville.

LANCASTER COUNTY

Frank S. Deen, Lancaster.

LUZERNE COUNTY

Mrs. Winifred M. Learn, Hazleton.

LYCOMING COUNTY

Mrs. Geneva K. Frits, Williamsport.

MERCER COUNTY

John L. Beck, Greenville.

MONTGOMERY COUNTY

Miss L. B. Calvert, Abington Twp., No. 117, Bldg. 6.
Jericho Manor Apts., Jenkintown.
Thomas A. Zendt, Telford.

NORTHAMPTON COUNTY

Frank L. Maurer, Easton.

NORTHUMBERLAND COUNTY

J. C. Billman, Herndon.

PHILADELPHIA COUNTY

Miss Olive M. Cannon, Phila., 5604 Woodland Ave. (43).
Paul Cohen, Phila., 1817 N. 33rd St. (21).
Harold L. Cunningham, Phila., 3653 North Broad St.
Miss Gertrude B. Grabiak, Phila., McNeely & Price Co., Tioga & Richmond Sts. (34).
Joseph A. Griffin, Phila., 3022 Frankford Ave.
Henry S. Hamilton, Phila., Charles Eneu Johnson & Co., 10th & Lombard Sts. (47).
Miss Anna Mary Hopkins, Phila., 36 E. Oregon Ave. (48).
Miss Anna K. Kilcourse, Phila., 2124 N Corlies St
Harry Murray, Phila., 1st Fl., 1350 Ridge Ave.
John C. A. Rigney, Phila., 705 Chestnut St. (6).
John P. Stanton, 3929 "G" St. (24).

SUSQUEHANNA COUNTY

Kenneth L. Ivey, Susquehanna Depot.

WARREN COUNTY

E. H. Beshlin, Warren.

Miss Beverly Ann Washburn, Warren.

WESTMORELAND COUNTY

J. R. Gething, New Kensington.
Philip J. Shehab, New Kensington.

WYOMING COUNTY

Miss Nellies Phinney, Tunhannock.

YORK COUNTY

Thomas C. Mills, York.

To compute from dates set opposite their names.

ALLEGHENY COUNTY

Franklin Blackstone, Pittsburgh, 3rd Fl., 352 Fifth Ave., March 2, 1949.

Miss R. R. Telford, Pittsburgh, 6004 Center Ave., (6), March 2 1949.

CHESTER COUNTY

Miss Myrtle A. Harvey, Coatesville, March 2, 1949.

GREENE COUNTY

D. Herman Roberts, Waynesburg, March 2, 1949.

PHILADELPHIA COUNTY

Kenneth D. Matthews, Phila., Rm. 401, 12 S. 12th St., (7), March 2, 1949.

John G. Miller, Phila., 221 W. Sparks St., March 2, 1949.

ALLEGHENY COUNTY

Jerome G. Stone, Pittsburgh, 5818 Penn Ave., March 3, 1949.

Miss Mary F. Collins, McKees Rocks, March 5, 1949.

P. W. Grubbs, Oakmont, March 5, 1949.

Ray W. Nash, Munhall, March 5, 1949.

DELAWARE COUNTY

Miss Helen M. Maag, Media, March 5, 1949.

LUZERNE COUNTY

Peter J. Karazusky, Hanover Twp., 13 Garrahan St., Wilkes-Barre, March 5, 1949.

PHILADELPHIA COUNTY

Frederick W. Cloak, Phila., 321-23 Market St. (6), March 5, 1949.

Miss Dorothea M. Keenan, Phila., 362 City Hall (7), March 5, 1949.

Miss Katherine Koenemann, Phila., 1632 Chestnut St. (3), March 5, 1949.

John V. Pfluger, Phila., 933 W. Somerset St. (33).

Eric Ruegenberg, Phila., 1026 Filbert St., March 5, 1949.

Miss Helen M. Wilcox, Phila., 5037 Walton Ave (43), March 5, 1949.

YORK COUNTY

Miss Ella M. Gemmill, Red Lion, March 5, 1949.

ALLEGHENY COUNTY

William H. Granger, Whitaker, March 6, 1949.

BUCKS COUNTY

Hobart G. Biehn, Quakertown, March 6, 1949.

CHESTER COUNTY

Miss Frances E. Trego, Phoenixville, March 6, 1949.

FAYETTE COUNTY

James V. Connell, Connellsville, March 6, 1949.

PHILADELPHIA COUNTY

Joseph A. O'Neill, Phila., 1834 S. 65th St. (42), March 6, 1949.

SCHUYLKILL COUNTY

Miss Helen P. Miller, Tremont, March 6, 1949.

WESTMORELAND COUNTY

W. J. O'Connell, Jeannette, March 6, 1949.

ALLEGHENY COUNTY

C. Elrod Lenhart, McKeesport, March 7, 1949.

LANCASTER COUNTY

Mrs. Ruth M. Sheeler, Lancaster, March 7, 1949.

ALLEGHENY COUNTY

Sam Frankel, Pittsburgh, 207 Oliver Bldg., March 8, 1949.

JEFFERSON COUNTY

Miss Anna J. Batsatini, Brookville, March 8, 1949.

LACKAWANNA COUNTY

Mrs. Helen R. Dworzak, Scranton, March 8, 1949.

MONTGOMERY COUNTY

Mrs. Kathryn B. Ramsey, West Conshohocken, March 9, 1949.

PHILADELPHIA COUNTY

Miss Helen M. Connor, Phila., 1600 Arch St. (1), March 9, 1949.

PERRY COUNTY

Mrs. Emma E. Hain, Marysville, March 10, 1949.

PHILADELPHIA COUNTY

Miss Fay Levv, Phila., 1635 Nedro Ave., March 10, 1949.
Mrs. Marian W. McMurtrie, Phila., 3946 Lancaster Ave., March 10, 1949.

YORK COUNTY

J. Harold Trattner, York, March 10, 1949.

ALLEGHENY COUNTY

N. O. Patterson, Pittsburgh, 1304 Grant Building (16), March 12, 1949.

CAMBRIA COUNTY

Miss Grace T. Leonard, Johnstown, March 12, 1949.

CENTRE COUNTY

John R. Doty, State College, March 12, 1949.

PHILADELPHIA COUNTY

Miss Katherine Caldwell, Phila., 3645 N. Smedley St. (40), March 13, 1949.

ALLEGHENY COUNTY

Thomas J. Vunak, Braddock, March 14, 1949.

PHILADELPHIA COUNTY

Samuel Salkowe, Phila., 508 Market St. Natl. Bank Bldg., March 14, 1949.

WESTMORELAND COUNTY

J. W. Fisher, New Kensington, March 14, 1949.

ALLEGHENY COUNTY

Miss Margaret C. McConaughy, Pittsburgh, 6202 Alder St., March 15, 1949.

LUZERNE COUNTY

Miss Marian Littleton, Kingston, March 15, 1949.

MONROE COUNTY

Howard S. Eckert, East Stroudsburg, March 15, 1949.

ALLEGHENY COUNTY

John W. Simmonds, Mt. Lebanon Twp., 729 Washington Rd., Pittsburgh (16), March 19, 1949.

DELAWARE COUNTY

Mrs. Sarah C. Clark, Radnor Twp., 411 Bellevue Ave., Wayne, March 19, 1949.

LUZERNE COUNTY

E. Walter Samuel, Wilkes-Barre, March 19, 1949.

LACKAWANNA COUNTY

Preston Badger, Scranton, March 20, 1949.

PHILADELPHIA COUNTY

Miss Ruth Mildred Emerson, Phila., 6th Fl., Lasher Bldg., 1309 Noble St., March 20, 1949.

YORK COUNTY

Miss A. Jane Schellhaas, York, March 20, 1949.

ALLEGHENY COUNTY

Mrs. Olive McGregor, Oakmont, March 24, 1949.
Mrs. Irene Vollbrecht, Pittsburgh, 1108 House Bldg., (22), March 24, 1949.
George W. West, McKeesport, March 24, 1949.

PHILADELPHIA COUNTY

Frank J. Dolge, Phila., 2042 Bridge St. (24), March 24, 1949.

ALLEGHENY COUNTY

William B. Anderson, Pittsburgh, 708 Sheraton Hotel Bldg., March 25, 1949.

BERKS COUNTY

Miss Lillie M. Fry, Reading, March 25, 1949.

ALLEGHENY COUNTY

E. Dexter Pool, Pittsburgh, 1202 Commonwealth Bldg., March 26, 1949.

PHILADELPHIA COUNTY

Joseph Larkin, Jr., Phila., 1227 N. Broad St. (22), March 26, 1949.

LYCOMING COUNTY

Mrs. Ethel J. Neffe, Jersey Shore, March 27, 1949.

PHILADELPHIA COUNTY

Miss Mary Weisenburger, Phila., 605 Otis Bldg. (2), March 27, 1949.

BRADFORD COUNTY

Miss Elizabeth L. Lake, Sayre, March 28, 1949.

DELAWARE COUNTY

Ernest Hibberd, Media, March 28, 1949.

SCHUYLKILL COUNTY

Marvin W. Shellhamer, Tamaqua, March 29, 1949.

JAMES H. DUFF.

A motion was made by Mr. LORD, JR. and Mr. DIEHM, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. LORD, JR. from the Committee on Executive Nominations reported with a favorable recommendation the following nominations, made by His Excellency, the Governor, which were laid on the table:

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 21, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

CENTRE COUNTY

Charles E. Gavier (Republican), 518 South Atherton street, State College, Centre County, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice W. Scott Wieland, State College, deceased.

Mrs. Lucetta P. Kennedy (Republican), 256 Woodland Drive, State College, Centre County, to serve until December 31, 1951, and until her successor is duly appointed and qualified, vice Rev. Charles W. Maclay, Philipsburg, whose term expired.

Robert B. Stauffer (Republican), 411 Center Street, Philipsburg, Centre County, to serve until December 31, 1950, and until his successor is duly appointed and qualified, to fill a vacancy.

LYCOMING COUNTY

Clarence G. Ebert (Republican), 24 Brandon Place, Williamsport, Lycoming County, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment.)

Mrs. Mary Fisher Gleason (Republican), 348 Washington Avenue, Jersey Shore, Lycoming County, to serve until December 31, 1951, and until her successor is duly appointed and qualified. (Reappointment.)

JAMES H. DUFF.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 22, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert E. Baer, Box 84, New Kingstown, Cumberland County, for appointment as Justice of the Peace in and for the

Township of Silver Spring, Cumberland County, until the first Monday of January, 1950, vice William A. Baer, Sr., deceased.

JAMES H. DUFF.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania.

Governor's Office, Harrisburg, February 21, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

Alfred B. Hennessy, Pebble Hill Road, Doylestown, Bucks County, as Justice of the Peace in and for the Borough of Doylestown, Bucks County, until the first Monday of January, 1950, vice Russell B. Gulick, resigned

John A. Carr, R. D. 2, Benton, Columbia County, as Justice of the Peace in and for the Township of Benton, Columbia County, until the first Monday of January, 1950, to fill a vacancy.

JAMES H. DUFF.

BILLS INTRODUCED AND REFERRED

Mr. LLOYD H. WOOD read in his place and presented to the Chair Senate Bill No. 367, entitled:

An Act to further amend sections four, three hundred one and five hundred one of, and to repeal section three hundred thirteen of, and to add two new sections numbered three hundred two and three hundred three to, the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2896), entitled "An Act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by providing for modification of the manner in which employer contribution rates are determined.

Which was committed to the Committee on Labor and Industry.

Messrs. MALLERY and LETZLER read in place and presented to the Chair Senate Bill No. 368, entitled:

An Act to further amend sections ten and fourteen of the act approved the third day of May one thousand nine hundred and thirty-three (P. L. 252) entitled as amended "An Act to regulate and restrain the traffic in malt and brewed beverages as herein defined providing for the licensing of the manufacture transportation sale and distribution of such beverages imposing license and permit fees and providing for collection and distribution thereof restricting ownership and interest in licensed places permitting municipalities and townships by vote of the electors to prevent the licensing therein of places where such beverages may be sold for consumption on the premises and regulating elections for this purpose imposing duties upon the Pennsylvania Liquor Control Board quarter sessions courts district attorneys the Department of Justice proper authorities of political subdivisions of the State and election officers providing penalties and repealing existing acts" further regulating applications for and transfers of retail dispensers' licenses to new locations or to other licensees and hearings on such proceedings and

providing adequate notice of such applications and transfers.

Which was committed to the Committee on Law and Order.

They also read in place and presented to the Chair Senate Bill No. 369, entitled

An Act to further amend sections four hundred two and four hundred eight of the act approved the twenty-ninth day of November one thousand nine hundred and thirty-three (P. L. 15, 1933-34) entitled as amended "An Act to regulate and restrain the sale or manufacture possession transportation importation traffic in and use of alcohol and alcoholic and malt or brewed beverages conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents the Department of Public Instruction other officers of the State government courts and district attorneys authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises and the granting of licenses subject to local option to sell such beverages for consumption on and off the premises forbidding importation or bringing of such beverages into the State except as herein provided prohibiting certain sales or practices in connection with and transactions in such beverages by licensees and others providing for the forfeiture of certain property making disposition of the receipts from State stores and of fees and imposing penalties" further regulating applications for transfers of hotel liquor licenses restaurant liquor licenses or club liquor licenses to new locations or to other licensees and hearings in such proceedings and providing adequate notice of such applications and transfers.

Which was committed to the Committee on Law and Order.

Mr. LORD, JR. read in his place and presented to the Chair Senate Bill No. 370, entitled

A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania; authorizing agreements between Redevelopment Authorities and local taxing authorities; limiting for a term not exceeding twenty-five years, the amount of annual taxes to be levied upon land acquired for urban redevelopment.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

PERMISSION TO ADDRESS SENATE

Mr. LETZLER asked and obtained unanimous consent to address the Senate.

Mr. LETZLER. Mr. President and Members of the Senate, Governor Duff in his message to the Joint Session of the General Assembly pointed out the necessity for providing help for the unfortunate child. He said: "Every crippled child should have the chance to become self-supporting and whole, and it is our obligation to see that they have this opportunity." We have noticed a tremendous increase in interest in the rehabilitation of handicapped children in recent years. There is one type of crippled child that has not equitably shared the advantages of this interest. The child born with a cleft palate has suffered serious neglect. Most persons have a relatively poor conception of this deformity and practically no insight into its personal and social significance. This physical deformity carries with it the penalty of feeling unfit, unneeded, unwanted. Most of these children have an unpleasant physical appearance; their hearing is sometimes defective; their health record is bad; they shy away

from associating with people or in some cases they show some over-aggressive traits. Any hasty conclusion might hold that they are without assets and that they do not have the requirements for becoming happy, efficient personalities. I have personally seen such conclusions refuted by the results obtained in an integrated course of treatment. A careful study of the effects of sympathetic, intelligent, and imaginative care in cases of persons afflicted with cleft lip and/or cleft palate shows that their physical condition and their mental hygiene can be greatly improved and that they can be restored to a useful and happy life. There are more children born with cleft palate and harelip than most people realize. Studies made in our own Department of Health show that one cleft case occurs approximately in every 800 children born. In Pennsylvania in 1942 there were 245 children born with this deformity. A cleft palate person presents a series of complicated clinical problems. It requires a co-ordinated effort on the part of specialists employing surgery and/or prosthesis to accomplish total rehabilitation for the child with a cleft palate. Because of personal observation of some of the work done which has resulted in total rehabilitation of the cleft palate child, I feel that this service should be made available to the hundreds of children in Pennsylvania who are now unable to pay for treatment by private specialists. This can be done by the establishment of clinics at several points in the Commonwealth where we already have the professional talent required. I am happy to know that our Secretary of Health, Dr. Vaux, is cognizant of the great good that can be accomplished for these unfortunate children.

Mr. President I read in place and present to the chair the following Bill.

BILLS INTRODUCED AND REFERRED

Mr. LETZLER read in his place and presented to the Chair Senate Bill No. 371, entitled:

An Act authorizing and directing the Department of Health to establish and maintain one or more clinics and diagnostic centers for the treatment and rehabilitation of children suffering from cleft lip, cleft palate, and associated abnormalities; and making appropriation.

Which was committed to the Committee on Public Health and Welfare.

Mr. WATKINS read in his place and presented to the Chair Senate Bill No. 372, entitled:

An Act to amend section four of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1513), entitled "An act regulating the construction, equipment, maintenance, operation and inspection of boilers; granting certain authority to and imposing certain duties upon the Department of Labor and Industry; providing penalties for violations of this act; and repealing all acts or parts of acts inconsistent with this act," by providing for initial inspection of boilers not inspected during construction.

Which was committed to the Committee on Labor and Industry.

Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 373, entitled:

An Act making an appropriation to the Jefferson Medical College of Philadelphia, Pennsylvania, for medical education.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 374, entitled:

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Art Philadelphia.

Which was committed to the Committee on Appropriations.

Mr. GELTZ read in his place and presented to the Chair Senate Bill No. 375, entitled:

An Act to further amend paragraph four of subsection A of section one thousand one of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation; association or person and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further regulating the making of installment loans.

Which was committed to the Committee on Banking.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 376, entitled:

An Act to further amend sections one thousand two hundred fourteen and one thousand two hundred fifteen of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for the employment of a supervising principal, granting certain powers, and defining his duties.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 377, entitled:

An Act to amend section four hundred three of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws general, special or local, or any parts thereof, that are or may be inconsistent therewith," by making further provision for the appointment of teachers.

Which was committed to the Committee on Education.

Messrs. HARE and WAGNER read in place and presented to the Chair Senate Bill No. 378, entitled:

An Act to amend the act, approved the first day of July, one thousand nine hundred thirty-seven (P. L. 2460), entitled "An act creating a joint legislative commission, to be known as the Joint State Government Commission; providing for the appointment of its members; and defining its powers and duties," by establishing the office of Legislative Budget Officer in the Joint State Government Commission; defining his powers and duties; imposing duties upon said executive and certain administrative departments and agencies of the State Government, and upon agencies receiving State appropriations; and making an appropriation.

Which was committed to the Committee on State Government.

Messrs. LANE and TARR read in place and presented to the Chair Senate Bill No. 379, entitled:

An Act to add section eight to Article two of the act, approved the ninth day of June, one thousand nine hundred eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania, and for the protection and preservation of property connected therewith," by making unlawful the removal of surface support in certain cases; and providing penalties.

Which was committed to the Committee on Mines and Mining.

Mr. ROSENFELD read in his place and presented to the Chair Senate Bill No. 380, entitled:

An Act making an appropriation to the Department of Welfare, for the maintenance of the Wills Hospital, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations

Mr. BARR read in his place and presented to the Chair Senate Bill No. 381, entitled:

An Act to further amend the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1132), entitled, "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," abolishing the registration commission in such cities and requiring the county commissioners at the expense of the county to act as the registration commission thereof.

Which was committed to the Committee on Elections.

He also read in his place and presented to the Chair Senate Bill No. 382, entitled:

An Act to further amend the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-

seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by abolishing the registration commission in such cities and requiring the county commissioners at the expense of the county to act as the registration commission therefor.

Which was committed to the Committee on Elections.

Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 383, entitled:

An Act establishing certain requirements of, and providing for statements by certain individual sureties where real property is offered as security, and making such statements a part of the bond or undertaking under which the same is given; providing for the recording of such bonds or undertaking; making them a lien upon the real property given as security; and regulating the manner of recording and discharge of such liens.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 384, entitled:

An Act appropriating the sum of One Hundred and Fifty Thousand dollars (\$150,000) for the two fiscal years beginning June first one thousand nine hundred and forty-nine to The Jefferson Medical College of Philadelphia, Pennsylvania for the further maintenance and support of a Research Institute of Preventive and Industrial Medicine.

Which was committed to the Committee on Appropriations.

Messrs. STEVENSON and HALUSKA read in place and presented to the Chair Senate Bill No. 385, entitled

An Act providing that State-aided hospitals upon giving notice of claim shall have first liens on the proceeds of certain insurance policies for services rendered to persons injured in accidents entitled to payments from such proceeds.

Which was committed to the Committee on Judiciary General.

RESOLUTION

SENATE OF THE COMMONWEALTH OF PENNSYLVANIA DENOUNCES COMMUNISTIC PRESSURE TO FORCE CONVICTIONS OF RELIGIOUS LEADERS

Mr. LORD, JR. offered the following resolution which was twice read, considered and agreed to:

In the Senate, February 28, 1949.

Whereas, The entire civilized world is shocked by the arrest by the Bulgarian Government of 15 Protestant

clergymen on absurd charges of espionage and treason; and

Whereas, it is against every logical concept of reason to accept as voluntarily the abject and servile statements of ministers of God confessing to treason against Communism when they have always been strong opponents to a system of government which denounces all religion; and

Whereas, The well-founded belief of those of all faiths is that this is further proof of the intention of the Communists to destroy religion wherever it exists; and

Whereas, The destruction of the freedom of religion is only one of the many freedoms being destroyed by the Communists in every country in which they have control; and

Whereas, People in all walks of life in all these countries of profound religious convictions are obliged to suffer on a scale civilization has never heretofore experienced; therefore be it

Resolved, That the Senate of the Commonwealth of Pennsylvania, hereby denounces the pattern invoked by the Communist countries of bringing to bear Communist pressure to force convictions in purge trials of religious leaders, and hereby expresses its conviction that such trials should be condemned by God-fearing peoples of all nations as an attack on all religion which cannot be tolerated if our cherished ideals of religion and freedom which we enjoy in this country are to continue and survive.

SENATE CONCURRENT RESOLUTION

TIME OF NEXT MEETING

Mr. DIEHM offered the following resolution, which was twice read, considered and agreed to:

In the Senate, February 28, 1949

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, March 7, 1949, at four o'clock, p. m., E.S.T., and when the House of Representatives adjourns this week it reconvene on Monday, March 7, 1949, at four-thirty o'clock, p. m., E.S.T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

EXECUTIVE NOMINATIONS

RULE 33 SUSPENDED

A motion was made by Mr. LORD, JR. and Mr. WADE,

To grant unanimous consent to immediate consideration of the nominations reported from the Committee on Executive Nominations, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at today's session.

Which was agreed to.

The Clerk read the nominations as follows:

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 21, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

Alfred B. Hennessy, Pebble Hill Road, Doylestown, Bucks County, as Justice of the Peace in and for the Borough of Doylestown, Bucks County, until the first Monday of January, 1950, vice Russell B. Gulick, resigned.

John A Carr, R. D. 2, Benton, Columbia County, as Justice of the Peace in and for the Township of Benton,

Columbia County, until the first Monday of January, 1950, to fill a vacancy.

JAMES H. DUFF.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania.

Governor's Office, Harrisburg, February 22, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert E. Baer, Box 84, New Kingstown, Cumberland County, for appointment as Justice of the Peace in and for the Township of Silver Spring, Cumberland County, until the first Monday of January, 1950, vice William A. Baer, Sr., deceased.

JAMES H. DUFF.

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, February 21, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

CENTRE COUNTY

Charles E. Gavier (Republican), 518 South Atherton Street, State College, Centre County, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice W. Scott Wieland, State College, deceased.

Mrs. Lucetta P. Kennedy (Republican), 256 Woodland Drive, State College, Centre County, to serve until December 31, 1951, and until her successor is duly appointed and qualified, vice Rev. Charles W. Maclay, Philipsburg, whose term expired.

Robert B. Stouffer (Republican), 411 Center Street, Philipsburg, Centre County, to serve until December 31, 1950, and until his successor is duly appointed and qualified, to fill a vacancy.

LYCOMING COUNTY

Clarence G. Ebert (Republican), 24 Brandon Place, Williamsport, Lycoming county, to serve until December 31, 1951, and until his successor is duly appointed and qualified. (Reappointment.)

Mrs. Mary Fisher Gleason (Republican), 348 Washinton Avenue, Jersey Shore, Lycoming County, to serve until December 31, 1951, and until her successor is duly appointed and qualified. (Reappointment.)

JAMES H. DUFF.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Whereupon,

A motion was made by Mr. LORD, JR., and Mr. WADE, That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Geltz.	Meade.	Tarr.
Barrett.	Haluska.	Neff.	Taylor.
Berger.	Hare.	Pechan.	Toole.
Blass.	Holland.	Peelor.	Wade.
Chapman.	Homsher.	Robinson.	Wagner.
Crowe.	Kephart.	Rosenfeld.	Walker.
Dent.	Lane.	Ruth.	Watkins.
Diehm.	Leader.	Scarlett.	Watson.
DiSilvestro.	Letzler.	Snowden.	Wolfe.
Doehla.	Lord.	Stevenson.	Wood, L. H.

Donlan,
Farrell,
Frazier,

Mahany,
Mallery,
McPherson, Jr.,

Stiefel,
Tallman,

Wood, T. N.,
Yosko,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. LORD, JR. Mr. President, I move that the Executive Session do now rise.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

CALENDAR

THIRD READING CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 5, on third reading, entitled:

An Act to further amend paragraph (j) of section fourteen hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined by restricting the application of certain provisions

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 84, as follows:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a certain tract of land in Erie County Pennsylvania for use as a veterans' administration hospital and ceding jurisdiction to the United States

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The consent of the Commonwealth of Pennsylvania is hereby granted in accordance with the seventeenth clause eight section of the first article of the Constitution of the United States to the acquisition by the United States of America of a certain tract or parcel of land lying in the City of Erie Erie County Pennsylvania for use as a Veterans' Administration Hospital bounded and described as follows

Commencing at an iron pipe located at the most southerly corner of the intersection of East 38th Street Boulevard and Old French Road said iron pipe being designated as Station Y 714,227.46/ X 1,372,646.08 thence southerly

along the westerly line of Old French Road a distance of 305.0 feet to an iron pin the point of beginning thence continuing southerly and along the westerly line of Old French Road a distance of 819.15 feet to an angle iron thence South 65°08' West a distance of 901.9 feet to an iron pipe thence North 24°38' West a distance of 1071.9 feet to an ironwood tree located on the southerly line of East 38th Street Boulevard thence northeasterly along the southerly line of East 38th Street Boulevard a distance of 309.5 feet to a point thence South 24°34' East a distance of 288.8 feet to a point thence North 65°05' East a distance of 319.1 feet to the point of beginning containing approximately 23,503 acres

Section 2 Exclusive jurisdiction in and over the aforesaid parcel of land is hereby ceded to the United States of America by the Commonwealth of Pennsylvania for the erection of forts magazines arsenals dockyards and other needful buildings to be used by the United States for military and other public purposes with the exception of roads abutting on the said land which are not already under the jurisdiction of the United States

Section 3 The jurisdiction so ceded to the United States is granted upon the express condition that the Commonwealth of Pennsylvania shall retain concurrent jurisdiction with the United States in and over the land and buildings aforesaid in so far that civil process in all cases and such criminal process as may issue under the authority of the Commonwealth of Pennsylvania against anyone charged with crime committed outside said land may be executed thereon in the same manner as if this jurisdiction had not been ceded The United States shall retain such jurisdiction so long as the said land shall be used for the purposes for which jurisdiction is ceded and no longer

Section 4 The jurisdiction so ceded to the United States shall be upon the further condition that the Commonwealth reserves to itself and its political subdivisions whatever power of taxation it may constitutionally reserve to levy and collect all taxes now or hereafter imposed by the Commonwealth and its political subdivisions upon property persons and franchises within the boundaries so ceded

Section 5 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,
Barrett,
Berger,
Blass,
Chapman,
Crowe,
Dent,
Diehm,
DiSilvestro,
Doehla,
Donlan,
Farrell,
Frazier.

Geltz,
Haluska,
Hare,
Holland,
Homsher,
Kephart,
Lane,
Leader,
Letzler,
Lord,
Mahany,
Mallery,
McPherson, Jr.,

Meade,
Neff,
Pechan,
Peelor,
Robinson,
Rosenfeld,
Ruth,
Scarlett,
Snowden,
Stevenson,
Stiefel,
Tallman,

Tarr,
Taylor,
Toole,
Wade,
Wagner,
Walker,
Watkins,
Watson,
Wolfe,
Wood, L. H.,
Wood, T. N.,
Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 105, as follows:

An Act to amend sections two three and four of the act approved the twenty-fourth day of March one thousand nine hundred thirty-seven (P. L. 109) entitled "An act relating to interstate cooperation creating the Pennsylvania Commission on Interstate Cooperation as well as committees on interstate cooperation of the Senate and of the House of Representatives defining the powers and duties of said commission and of said committees and imposing duties on the Governor and the Secretary of the Commonwealth" by changing the method of appointing members to the Senate and House committees and of the chairman of the commission. The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections two three and four of the act approved the twenty-fourth day of March one thousand nine hundred thirty-seven (P. L. 109) entitled "An act relating to interstate cooperation creating the Pennsylvania Commission on Interstate Cooperation as well as committees on interstate cooperation of the Senate and of the House of Representatives defining the powers and duties of said commission and of said committees and imposing duties on the Governor and the Secretary of the Commonwealth" are hereby amended to read as follows

Section 2 There is hereby established a select Committee on Interstate Cooperation of the Senate to consist of five senators. The members [and chairman] of this committee shall be [designated in the same manner as is customary in the case of the members and chairman of standing committees] appointed by the President pro tempore of the Senate who shall also designate one of the members of the committee as chairman. The Lieutenant Governor may [serve] be appointed as one of the five members of this committee.

Section 3 There is hereby established a similar select Committee on Interstate Cooperation of the House of Representatives also to consist of five members and the members [and chairman] of this committee shall be [designated in the same manner as is customary in the case of the members and chairmen of standing committees] appointed by the Speaker of the House of Representatives who shall also designate one of the members of the committee as chairman.

Section 4 The said Commission on Interest Cooperation shall be composed of fifteen members namely

The five members of the Committee on Interstate Cooperation of the Senate

The five members of the Committee on Interstate Cooperation of the House of Representatives and

Five officials of the State government named by the Governor [one of whom shall be designated by him as the chairman of the commission]

The members of the commission shall elect one of its members as chairman and one of its members as vice-chairman

The Governor shall be an honorary member of the commission

Section 2 The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Geltz.	Meade.	Tarr.
Barrett.	Haluska.	Neff.	Taylor.
Berger.	Hare.	Pechan.	Toole.
Blass.	Holland.	Peelor.	Wade.
Chapman.	Homsher.	Robinson.	Wagner.
Crowe.	Kephart.	Rosenfeld.	Walker.
Dent.	Lane.	Ruth.	Watkins.
Diehm.	Leader.	Scarlett.	Wolfe.
DiSilvestro.	Letzler.	Snowden.	

Doehla.
Donlan.
Farrell.
Frazier.

Lord,
Mahany.
Mallery.
McPherson, Jr..

Stevenson.
Stiefel.
Tallman.

Wood, L. H.,
Wood, T. N.,
Yosko.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 153, as follows:

An Act authorizing the Pennsylvania Historical and Museum Commission to accept on behalf of the Commonwealth certain real estate comprising the Crispin Cemetery in Philadelphia and providing for its restoration and maintenance as an historic shrine

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Pennsylvania Historical and Museum Commission is hereby authorized and empowered to accept on behalf of the Commonwealth the one acre or more or less of land on Holme Avenue Boulevard in the city of Philadelphia comprising the Crispin Cemetery in which lie buried the remains of the descendants of Thomas Holme and Captain William Crispin direct descendants of Captain Giles Penn the grand father of William Penn. Captain William Crispin was appointed by William Penn to head a commission of four for settling the Colony of Pennsylvania and as the first Chief Justice of the colony Thomas Holme as the first Surveyor General of the colony laid out the plan of the city of Philadelphia

Section 2 The title to said real estate shall be taken in the name of the Commonwealth and shall before its acquisition be approved by the Department of Justice

Section 3 Upon acquiring the property the Pennsylvania Historical and Museum Commission shall be charged with the restoration and maintenance thereof and shall have full control supervision and management thereof in accordance with the provisions of the Administrative Code of 1929

Section 4 The sum of five thousand dollars (\$5000) or as much thereof as may be necessary is hereby appropriated to the Pennsylvania Historical and Museum Commission for the two fiscal years beginning the first day of June one thousand nine hundred forty-nine for the purpose of restoring and maintaining the Crispin Cemetery

Section 5 The provisions of this act shall become effective the first day of June one thousand nine hundred forty-nine

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Geltz.	Meade.	Tarr.
Barrett.	Haluska.	Neff.	Taylor.
Berger.	Hare.	Pechan.	Toole.
Blass.	Holland.	Peelor.	Wade.
Chapman.	Homsher.	Robinson.	Wagner.
Crowe.	Kephart.	Rosenfeld.	Walker.
Dent.	Lane.	Ruth.	Watkins.
Diehm.	Leader.	Scarlett.	Wolfe.
DiSilvestro.	Letzler.	Snowden.	
Doehla.	Lord.	Stevenson.	Wood, L. H.,
Donlan.	Mahany.	Stiefel.	Wood, T. N.,
Farrell.	Mallery.	Tallman.	Yosko.
Frazier.	McPherson, Jr..		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILL RECOMMENDED

Mr. WALKER. Mr. President, I move that Senate Bill No. 263, on third reading, entitled:

An Act to reenact and amend the title and the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1161) entitled "An act to provide for the prompt peaceful and just settlement of labor disputes between public utility employers engaged in furnishing electric gas water and steam heat services to the public and their employes which cause or threaten to cause strikes lockouts slowdowns or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service providing procedures for the adjustment and settlement of such disputes declaring that the public policy of the Commonwealth requires the continuation without cessation of such public utility services and providing means including regulations affecting the rights powers and privileges of employers and employes for the enforcement of such public policy and providing penalties" by bringing within the provisions of this act public utility employers and employes engaged in furnishing certain transportation services

be recommitted to the Committee on Labor and Industry, for the purpose of further study.

Mr. HARE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. KEPHART. Mr. President, this motion to recommit Senate Bill No. 263 sounds to me like the death knell of this bill. If it is, the public will know where to place the responsibility, and it will not be on me or any of my Philadelphia Republican colleagues, as I shall ask them to vote along with me against the recommitment of this bill.

Mr. President, thousands of people in Philadelphia have been put to great inconvenience and great hardship during the recent PTC strike, waitresses; shop girls, stenographers, scrub women, textile workers, and the rank and file of labor in Philadelphia, in other fields than the textile fields, have been unable to earn their living, yet at the same time they had to feed themselves, clothe themselves, and pay the rent which came due.

In addition to that, Mr. President, it is conservatively estimated that the total loss to the public is in the neighborhood of \$100,000,000.

We were lucky in Philadelphia, too, that during this strike, when traffic was so tied up, when cars were bumper to bumper for blocks at a time, we were lucky there was no fire or disaster of that sort, because had there been, the results would have been appalling.

Mr. President, a year ago Michael Quill said that he would return to Philadelphia, and he did, two or three weeks ago. The result of his return was the disastrous strike we have just been through. As he left at the end of this strike, he said, "I will return next year and get you more", so next year we can look forward to his coming again and to another strike, and if that happens, Mr. President, the people of this Commonwealth will know who to blame, if this bill is not passed.

Mr. President, I want to say that it is not a difficult or a complicated thing that we are asking for in this bill. It is just as simple as anything, peaceful arbitration of strikes involving a public utility engaged in transporting a great number of people—merely peaceful arbitration. Under this bill they could arbitrate by arbitrators appointed under their own agreement, and it is only done by a panel of arbitrators when they cannot get together on their own arbitrators. Even that panel is chosen by the Governor from the recommendations of a committee composed of both the labor and management.

Mr. President, we are only asking that our problem of transportation disputes, which is as great as the problem that occurred in Allegheny County when the Duquesne Power Company strike was on, be arbitrated in the same fashion as is now required for them under the original bill. At that time we put that bill through for them, and I see no reason why the Legislature cannot be accorded the same cooperation from Allegheny County now that we accorded to Allegheny County in connection with the original bill.

Mr. President, this bill as it now appears on the Calendar, is all right as far as I am concerned. There has been a suggestion that bus companies should be in the bill, and I have no objection to that. I have amendments in my hand putting bus companies within the bill, but I have no opportunity to do so at this time, because of the motion to recommit the bill.

I say to you, Mr. President, that if this bill fails to come out of Committee, fails to pass, and a strike occurs in the transportation field in Philadelphia next year, it will be a great tragedy. I sincerely hope that this bill will come out of Committee in some form which can be supported, and that it will then be put through.

Mr. FARRELL. Mr. President, I would like to go on record and serve notice on this Body that I am very much opposed to the recommitment of this bill, and I think this Body is making a grave mistake.

Mr. DiSILVESTRO. Mr. President, I understand that the Majority Floor Leader explained that the bill was going back to Committee for further study.

If I vote for the recommitment of this bill, I am voting for its recommitment because that Committee would like to study the bill a little longer.

Mr. DENT. Mr. President, I do not intend to take the time of the Senate, since the bill is going back for further study, but in order that there may be no misunderstanding, if a strike occurs next year, the year after, or ten years from now, let it be clearly understood, that in any labor relationship, it must be a position taken by both employer and employee to arbitrate in good faith.

Mr. President, I have before me the sordid record of the minutes of the PTC strike in Philadelphia. These are the actual minutes showing exactly what occurred, and if you will take these minutes, and I am going to ask that they be put into the record, in order that if this same argument comes up two years from now, we will have as a basis for our action in sending this bill back to Committee the actual history of the case.

Mr. President, there were a great many meetings called, there were at least twenty meetings with the company before the strike. There are five members of the Philadelphia official family, the Mayor and four Councilmen, who are Members of the Board of the PTC, and at no

time prior to the strike did they endeavor in any way to use their influence in this picture in order to forestall any work stoppage.

Mr. President, these things ought to be put into the record, so that the people will get away from the generalization being made in the strike to the tune of the fact that millions of dollars were lost and people were inconvenienced. People are inconvenienced in any strike, no matter how small the strike may be. Those are the things that always follow when two folks disagree, two persons disagree. Always when there is a break-down of negotiations in a labor dispute, there is bound to follow some inconvenience. That is no excuse for the passage of any restrictive legislation, and I want to say that if the Republican Caucus has decided to send this bill back to Committee it is one of the few times I have known in the matter of labor relations legislation on this floor, that they are using very good judgment.

Mr. WALKER. Mr. President, I do not want to appear unseemly, but I must object to the statement that the gentleman just referred to going into the record. The merits of the bill are not before the Senate at this time. If the data that he has pertains to the merits of the bill, it should be submitted to the Committee on Labor and Industry, which is the Committee towards which the bill at the moment is pointed.

Mr. President, the motion before the Senate is to recommend the bill, and the merits of the bill are not in issue at this time.

Mr. President, I ask for a roll call.

Mr. DENT. Mr. President, in speaking on the merits of the motion to send this bill back to Committee, I want to say that in sustaining that motion to send the bill back to Committee, I would like to offer this evidence.

Mr. President, I would like to say that before this strike occurred, there were certain occurrences that led up to the situation where the breakdown occurred.

Mr. President and Members of the Senate, in order that we will all understand for future reference, when it comes to the question of whether or not we were right in sending this bill back to Committee, what happened was this

On July 6, 1948—

POINT OF ORDER

Mr. WALKER. Mr. President, I rise on a point of order.

The PRESIDENT. The gentleman from Allegheny will state his point of order.

Mr. WALKER. I submit, Mr. President, that the merits of the bill are being discussed by the gentleman from Westmoreland, it is not in order at this time, and the subterfuge attempted by the gentleman from Westmoreland, that he is going to read this report in discussing the merits of the bill in order to support the motion I made, is unseemingly and unnecessary at this time.

The PRESIDENT. The point of order of the gentleman from Allegheny is well taken.

Mr. DENT. Mr. President, I desire to interrogate the gentleman from Allegheny, Senator Walker.

The PRESIDENT. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. WALKER. I have no objection, Mr. President.

Mr. DENT. Mr. President, will the gentleman from Allegheny tell the Senate what I am going to say?

Mr. WALKER. Mr. President, the answer to that is, no, and anybody who would dare to answer that in the affirmative is insane.

May I suggest, Mr. President, by saying that he would read it into the record—

Mr. DENT. I would like to say, Mr. President, if the gentleman would hear me out, and then make a motion to expunge my remarks from the record, he would be standing on firmer ground. He is assuming that I am going to say a certain thing, when it is not my intention to discuss the merits or the demerits of the bill.

Mr. President, I am merely sustaining my position in voting to send this bill back to Committee, by reading into the record the chronological facts that led up to introduction of this legislation into the Senate, and therefore I believe, unless you stretch your imagination a great deal, you cannot declare this material not germane to the subject before the Senate of Pennsylvania at this time.

Mr. WALKER. Mr. President I submit that the Chair has ruled on my motion, and there is nothing before the Senate except the roll call.

The PRESIDENT. Under Rule 9, the motion to commit shall preclude any debate on the bill.

Mr. DENT. Mr. President, does that mean both the Democratic and Republican Senators?

The PRESIDENT. That is correct.

Mr. DENT. Then may I ask, Mr. President, why the statement of the gentleman from Philadelphia, Senator Kephart, was allowed to be put into the record.

The PRESIDENT. There was no objection made to it.

Mr. DENT. Mr. President, that is perfectly all right, and we shall accept that.

I now rise on a question of personal privilege.

The PRESIDENT. The gentleman from Westmoreland will state his question of personal privilege.

Mr. DENT. Mr. President, I believe that on a matter of personal privilege, I have the right to make a record in the Senate of Pennsylvania. Since the gentleman from Philadelphia, Mr. Kephart, stated that the people shall know who performed this act this afternoon, and shall know where to lay the blame, in order that I may be able to defend my position in voting to send this bill back to committee—

Mr. WALKER. Mr. President, I do not want to quarrel with the gentleman from Westmoreland on this, because I think, in the final analysis, we are both voting the same way on the motion which I have submitted.

I respectfully suggest, Mr. President, that the gentleman's question of personal privilege is not timely and is out of order.

There is nothing before the Senate at this time, Mr. President, except the question of the motion which I submitted, and his reasons for voting either in the affirmative or negative are not in order at this time.

Mr. President, the statement put on the record by the gentleman from Philadelphia, Senator Kephart, could have been challenged by a question of order, which could have been raised by any of the forty-nine Senators on the floor.

Now, Mr. President, I do not want to be curt about this thing, because I have a lot of respect for the gentle-

man from Westmoreland, but I do submit in all fairness that the only question before the Senate is a roll call on the motion.

His reasons for voting can be submitted to the Senate at a later time, but they are not in order now.

Mr. DENT. Mr. President, what am I to take from this last statement of the gentleman from Allegheny?

The PRESIDENT. The gentleman from Allegheny, Senator Walker, has objected to any further discussion on the subject other than the roll call.

Mr. DENT. Mr. President, am I to understand that I am being denied the question of personal privilege on the floor of the Senate?

The PRESIDENT. If the gentleman from Westmoreland wants to speak on any question which has been raised in connection with the bill, he can inject the question of personal privilege.

Mr. DENT. I believe I so stated, Mr. President, that the gentleman from Philadelphia, Senator Kephart, stated that the people would know where to lay the blame. Are we to be condemned before we vote or after we vote, not being able to state our position?

The PRESIDENT. I take it the Senator from Westmoreland has already stated that point.

Mr. DENT. I am only asking, Mr. President, if your position is that I shall not talk further on the question of personal privilege.

The PRESIDENT. At this point, the ruling is, yes.

Mr. DENT. Very well, Mr. President.

And the question recurring,

Will the Senate agree to the motion?

Mr. WALKER. Mr. President, I ask for a roll call on the motion.

The yeas and nays were required by Mr. WALKER and were as follows, viz:

YEAS—43

Barr,	Haluska,	Pechan,	Toole,
Barrett,	Hare,	Peelor,	Wade,
Berger,	Holland,	Robinson,	Wagner,
Blass,	Homshier,	Rosenfeld,	Walker,
Crowe,	Lane,	Ruth,	Watkins,
Dent,	Leader,	Snowden,	Watson,
Diehm,	Letzler,	Stevenson,	Wolfe,
DiSilvestro,	Mahany,	Stiefel,	Wood, L. H.,
Doehla,	Mallery,	Tallman,	Wood, T. N.,
Donlan,	McPherson, Jr.,	Tarr,	Yosko,
Geltz,	Neff,	Taylor,	

NAYS—7

Chapman,	Frazier,	Lord,	Scarlett,
Farrell,	Kephart,	Meade,	

So the question was determined in the affirmative.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 265, on third reading, entitled:

An Act to further amend the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employee's retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain said

funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties" by requiring the retirement board to submit annual statements to contributors.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 324, as follows:

An Act to amend the act approved the sixth day of May one thousand nine hundred nine (P. L. 433) entitled "An act fixing the salary of the reporter of the decisions of the Supreme Court of Pennsylvania and of his assistant" by increasing the salaries provided by the act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the sixth day of May one thousand nine hundred nine (P. L. 433) entitled "An act fixing the salary of the reporter of the decisions of the Supreme Court of Pennsylvania and of his assistants" is hereby amended to read as follows

Section 1 Be it enacted &c That [from and after the twenty-first day of March Anno Domini one thousand nine hundred and ten] the salary of the reporter of the decisions of the Supreme Court shall be [five thousand] seven thousand five hundred dollars per annum

Section 2 [From and after the twenty-first day of March Anno Domini one thousand nine hundred and ten the] The salary of the assistant to the reporter of the decisions of the Supreme Court shall be [three thousand] five thousand dollars per annum

Section 3 The provisions of this act shall become effective on the first day of June one thousand nine hundred forty-nine.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

Yeas—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homshier,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

SECOND READING CALENDAR

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 44, entitled:

An Act requiring the consent of the electors of any political subdivision, or any part thereof is to be annexed by a city of the first class.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 191, entitled:

An Act to further amend Section three of the act, approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 568), entitled "An act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of money," by making further provision for the collection and dishonor of demand items by banks and the revocation of credit for, and payment of such items.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 192, entitled:

An Act to further amend subsection A of Section one thousand twelve of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private banks, defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by authorizing investments in second liens in cases and under conditions herein specified.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS INTRODUCED AND REFERRED

Mr. WALKER. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none

Mr. WALKER read in place and presented to the Chair Senate Bill No. 386, entitled:

An Act to repeal route three hundred ninety-one of act approved the eighth day of April one thousand nine hundred and twenty-five (P. L. 191) entitled "An act establishing certain public roads as State highways and providing for their construction and maintenance at the expense of the Commonwealth" as amended.

Which was committed to the Committee on Highways.

Mr. BARR. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BARR read in place and presented to the Chair Senate Bil No. 387, entitled:

An Act to reenact and amend the title and the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" as previously amended by extending the provisions thereof to cities of the second class.

Which was committed to the Committee on Elections.

REPORT FROM COMMITTEE

Mr. CROWE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CROWE, from the Committee on Mines and Mining, reported as committed, Senate Bill No. 339, entitled:

An Act establishing a committee under the Joint State Government Commission to make a thorough investigation and study of the safety measures and methods employed in the bituminous coal mining industry for the protection of the coal miners; providing for the appointment of the members of such committee, prescribing the committee's powers and duties and making an appropriation.

BILL ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of the bill reported from committee for the first time at today's session.

Mr. STEVENSON. Mr. President, I second the motion. The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 339, entitled:

An Act establishing a committee under the Joint State Government Commission to make a thorough investigation and study of the safety measures and methods employed in the bituminous coal mining industry for the protection of the coal miners; providing for the appointment of the members of such committee prescribing the committee's powers and duties and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Tuesday, March 1, 1949, at 3:00 o'clock, p. m., Eastern Standard Time.

Mr. TALLMAN. Mr. President, I second the motion. The motion was agreed to.

The Senate adjourned at 5:17 o'clock, p. m., Eastern Standard Time until Tuesday, March 1, 1949, at 3:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, February 28, 1949

The House met at 4:30 p. m.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Rev. Charles E. Wille, retired minister of the Evangelical United Brethren Church, Ebensburg, guest of the gentleman from Cambria, Mr. Westrick, offered the following prayer:

Our Father in Heaven, we bow before Thee, as we enter into another week of deliberations. Help us to do our work unselfishly. May our thoughts, acts, and deeds be not for self but for others. Give to every member of the House strength and knowledge where it is needed. Also a determination to do that which is right in Thy sight, that Thy Kingdom may come on earth as it is in Heaven. In the Master's name we pray. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Wednesday, February 23, 1949.

The Clerk proceeded to read the Journal of Wednesday, February 23, 1949, when, on motion of Mr. BUCCHIN, unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILL INTRODUCED AND REFERRED

By Messrs. PENGLASE and LEDERER.

HOUSE BILL No. 693.

An Act to amend subsection (a) of section four hundred twelve of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general,

municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by increasing the compensation of judges, inspectors and clerks of elections in counties of the first and second classes.

Referred to the Committee on Elections and Apportionment.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL No. 65

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 26, 1949.
To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 65, Printer's No. 37, entitled "An Act to further amend section one of the act approved the twenty-eighth day of May one thousand nine hundred seven (P. L. 292) entitled 'An act to provide for the protection of insane persons feeble-minded persons and epileptics and the appointment of a guardian for the said insane persons feeble-minded persons and epileptics unable to care for their own property authorizing the guardian to support the wife and children of the said insane persons feeble-minded persons and epileptics defining the powers of the guardian and authorizing the sale of real estate of the ward' permitting petitions to be presented to the president judge of the court of common pleas when such courts are not in session."

JAMES H. DUFF.

COMMUNICATION

SENATE CONCURRENT RESOLUTION NO. 5 (TEXAS)

The SPEAKER laid before the House a communication from The Council of State Governments, together with a copy of Senate Concurrent Resolution No. 5 of the State of Texas, petitioning Congress of the United States, under Article V of the Constitution to call a convention for the purpose of amending the Federal Constitution relative to conducting United States relations with foreign nations.

Referred to the Committee on Rules.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 128, entitled:

An Act to amend section nine of the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1410), entitled "An act to fix the salaries and compensation of the judges of the Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County, certain associate judges not learned in the law, and repealing certain acts inconsistent herewith," by increasing the compensation of judges presiding in other districts.

The first section was read.

On the question,

Will the House agree to the section?

BILL POSTPONED

Mr. REAGAN. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.

On the question,

Will the House agree to the motion?

Mr. COOPER. Mr. Speaker, the sponsors have no objection to placing this bill on the postponed calendar.

On the question recurring.

Will the House agree to the motion?

It was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 151, entitled:

An Act to further amend section fourteen (c) of the act, approved the tenth day of June, one thousand nine hundred thirty-one (P. L. 485), entitled "An act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination, licensure, and registration of persons and registration of corporations engaging in the care preparation and disposition of the bodies of deceased persons and providing penalties" by providing for the appointment of members of the State Board of Undertakers from a list submitted to the Governor by the Funeral Directors Association of the State of Pennsylvania

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 161, entitled:

An Act to amend sections four thousand three hundred two and four thousand three hundred three of the act approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising and consolidating the law relating thereto," by prescribing a minimum period of total service and in certain cases a minimum age, for police retirement; and a minimum rate for police pensions.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 327, entitled:

An Act providing for the acquisition by purchase by the Department of Forests and Waters in the name of the Commonwealth of certain lands in Carbon County for use as a State Park and recreation area providing for the management of said property by said department and defining the uses to which the property shall be put.

The first section was read,

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. SCOTT. Mr. Speaker, I move that this bill be re-

committed to the Committee on Appropriations for further study and consideration.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 565, entitled:

An Act to promote the welfare of the people of the Commonwealth creating The General State Authority as a body corporate and politic with power to construct improve equip furnish and operate projects and to lease the same and to fix fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds for said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Property and Supplies to grant assign convey or lease to the Authority lands of the Commonwealth and interests therein and to acquire lands therefor granting the right of eminent domain empowering the General State Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act

The first section was read and agreed to.

The second section was read.

On the question,

Will the House agree to the section?

Mr. BRUNNER offered the following amendment:

Amend section 2, page 2, line 9 by striking out after the word "under" and before the word "Administrative," the following: "the" and inserting in lieu thereof the word: "The."

It was agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the House agree to the section?

Mr. BRUNNER offered the following amendment:

Amend section 3, page 4, line 16 by inserting at the end of the line after the word "Senate" the following: "the minority leader of the Senate the minority leader of the House of Representatives."

It was agreed to.

The section was agreed to as amended.

The fourth section was read.

On the question,

Will the House agree to the section?

Mr. BRUNNER offered the following amendments:

Amend section 4, page 7, line 17 by striking out after the word "intangible" and before the word "any" the following "of" and inserting in lieu thereof the word: "or."

Amend section 4, page 10, line 14 by striking out after the word "for" and before the word "or" the following: "quotations" and inserting in lieu thereof the word: "quotations."

They were agreed to.

The section was agreed to as amended.

The fifth section was read.

On the question,

Will the House agree to the section?

Mr. BRANDON offered the following amendment:

Amend Sec. 5, page 12, line 20, by inserting after the word "determine" the following:

"Provided, however, That said authority shall not issue any bonds in excess of twenty million dollars (\$20,-

000,000), whenever the total number of gainfully employed in the continental limits of the United States is in excess of fifty-eight million, according to the official statistics of the United States Department of Labor Bureau of Labor Statistics."

On the question,

Will the House agree to the amendment?

Mr. BRANDON. Mr. Speaker, and gentlemen of the House, and also ladies of the House, although the ladies of the House are not going to be voting with me any more than the gentlemen of the House, the purpose of this amendment to the General State Authority bill is only to prevent our state government by authorities from competing with private industry and with the people of this state in the building of homes.

This amendment has as its sole purpose that our state government in times of prosperity will not come on and take men out of private employment and have them work on government jobs.

I do not believe that there is any economist in the United States who advocates or recommends government borrowing during times of prosperity. We have in the United States at the present time over 60 million men employed. If we go ahead and borrow money it will weaken the power of our state to take care of our people in times of depression and unemployment.

I can go along with a series of Authority bills—I believe I know the necessity of mental hospitals; I know that we postponed many of these programs because of the war; I know that the money will be difficult to raise in any one biennium by taxation, but I do want to say to the Members of this House that with 60 million men employed this is not the proper time for this, for a General State Authority to start constructing these much needed public buildings, within the state.

If we try to do it now, it will prevent private industry from expanding their plants and make general construction by other people in this state more expensive at this time, and it further weakens the power of our state to take care of our people in times of depression.

Mr. BRUNNER. Mr. Speaker, I rise to oppose this amendment.

I will just make a general observation as expressed in Section 4 of this bill.

"... none of the powers granted hereby (other than for the construction, improvement and maintenance of bridges) shall be exercised in the construction, improvement, maintenance, extension or operation of any project or projects which in whole or in part shall duplicate or compete with existing enterprises serving substantially the same purposes."

Mr. ANDREWS. Mr. Speaker, a majority, a very considerable majority of the Democratic caucus registered their disapproval of this amendment, and therefore I rise to oppose it.

On the question recurring.

Will the House agree to the amendment?

It was not agreed to.

On the question recurring,

Will the House agree to the section?

Mr. BRUNNER offered the following amendment:

Amend section 5, page 12, line 18 by striking out after the word "the" and before the word "bonds" the following: "definite" and inserting in lieu thereof the following: "definitive".

It was agreed to.

The section was agreed to as amended.

The sixth section was read.

On the question,

Will the House agree to the section?

Mr. BRUNNER offered the following amendments:

Amend section 6, page 19, line 7 by striking out after the word "at" and before the word "or" the word: "all" and inserting in lieu thereof the word: "law".

Amend section 6, page 19, line 8 by striking out at the beginning of the line before the word "authorized" the following: "by" and inserting in lieu thereof the following: "be".

They were agreed to.

The section was agreed to as amended.

The seventh section was read.

On the question,

Will the House agree to the section?

Mr. BRUNNER offered the following amendment:

Amend section 7, page 19, line 18 by striking out at the beginning of the line before the word "members" the following: "Six (6)" and inserting in lieu thereof the following: "Seven (7)".

It was agreed to.

The section was agreed to as amended.

The eighth section was read and agreed to.

The ninth section was read.

On the question,

Will the House agree to the section?

Mr. BRUNNER offered the following amendment:

Amend section 9.2, page 23, line 10 by inserting after the letters "ing" and before the numeral "(30)" the word: "thirty".

It was agreed to.

The section was agreed to as amended.

The tenth, eleventh, twelfth and thirteenth sections were separately read and agreed to.

The fourteenth section was read.

On the question,

Will the House agree to the section?

Mr. BRUNNER offered the following amendment:

Amend section 14, page 32, line 4 by striking out after the word "part" and before the word "that" the following: "thereof" and inserting in lieu thereof the following: "thereof".

It was agreed to.

The section was agreed to as amended.

The fifteenth, sixteenth and seventeenth sections were separately read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. BRUNNER offered the following amendment:

Amend page 2, line 5 of the title by striking out after the letters "ing" and before the word "General" the word: "the" and inserting in lieu thereof the word: "The".

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

BILL PASSED OVER

The SPEAKER. If there is no objection, the next bill

on the calendar, House Bill No. 566, Printer's No. 82, on page 5 of today's calendar, bills on second reading, will be passed over temporarily. The Chair hears none, and the bill is passed over. The Chair will return to this bill later in the session.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 17, entitled:

An Act to amend section seven of the act, approved the eleventh day of June, one thousand nine hundred forty-one (P. L. 101), entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction, operation and maintenance of a turnpike from a point at or near Irwin in Westmoreland County, the western terminus of the turnpike heretofore constructed by said Commission, to a point on the western boundary line of the Commonwealth of Pennsylvania touching on the State of Ohio or the State of West Virginia, and conferring powers and imposing duties on the Pennsylvania Turnpike Commission; authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds and for the cost of maintenance, operation and repair of the turnpike; making such turnpike bonds exempt from taxation; constituting such bonds legal investments in certain instances; requiring suits against the commission to be brought in Dauphin County; prescribing conditions upon which such turnpike shall become free; providing for grade separation, grade changes, and relocation and restoration of public roads and State highways affected by the turnpike; providing for condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the Commission; and authorizing the issuance of turnpike revenue refunding bonds," by providing for salaries for appointed members of the Commission.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 18, entitled:

An Act authorizing the Department of Property and Supplies to accept on behalf of the Commonwealth certain real estate adjoining property of the Philipsburg State Hospital in Rush Township, Centre County, Pennsylvania.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 53, entitled:

An Act to amend Article IX Clause (h) of Section nine hundred forty-three and Article X Section ten hundred four of the Act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by increasing the penalty for the unlawful killing of bears.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection Senate Bill No. 118, Printer's No. 15, was passed over at the request of the SPEAKER.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 28, as follows:

An Act to further amend sections four thousand three hundred twenty four thousand three hundred twenty-one four thousand three hundred twenty-two four thousand three hundred twenty-three and four thousand three hundred twenty-four of the act approved the twenty-third day of June one thousand nine hundred and thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" further regulating the retirement of firemen on pensions and requiring certain payments to be made to the Firemen's Pension Fund by cities

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections four thousand three hundred twenty four thousand three hundred twenty-one four thousand three hundred twenty-two four thousand three hundred twenty-three and four thousand three hundred twenty-four of the act approved the twenty-third day of June one thousand nine hundred and thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" as amended by the act approved the twenty-eighth day of June one thousand nine hundred and forty-seven (P. L. 1032) are hereby further amended to read as follows

Section 4320 Firemen's Pension Fund Management Annuity Contracts Except as hereinafter provided cities shall provide annuity contracts or establish by ordinance a firemen's pension fund to be maintained in part by an equal and proportionate monthly charge against each member of the fire department which shall not exceed annually three per centum of the pay of such member [and] In any case where there is an existing organization or association for the benefit of fully paid firemen constituting and having in charge the distribution of firemen's pension funds no annuity contract shall be provided nor shall any firemen's pension funds be established under the provisions of this section unless and until the members of such organization or association by a two-thirds vote elects to transfer said existing funds into the pension fund required to be established by this section

All pension funds established under the provisions of this section shall be under the direction and control of a board of managers consisting of the mayor the director of accounts and finance the director of the department having charge of the fire department or in cities where the mayor is also the director of the department having charge of the fire department then the director of public safety the city controller and the chief of the bureau of fire ex officio and two members of the fire department to be chosen by the members of the fire department Of the first managers so chosen by the members of the fire department one shall be chosen for a term of two years and one for a term of four years Biennially thereafter one manager shall be chosen for a [third] term of four years to take the place of the one whose term expires In case of vacancy among the managers chosen by the fire department a successor shall be chosen for the unexpired term The fund shall be applied under such regulations as the board of managers shall prescribe for the benefit of such members of the fire department as shall receive honorable discharge therefrom by reason of service [and] or age or disability and the families of such as may be killed in the service All such pensions as shall be allowed to those who are retired by reason of the disabilities or of service [and] or age shall be in con-

formity with a uniform scale Benefits allowed from such fund to families of such as are killed in service shall take into consideration the member's widow and his minor children under eighteen years of age if any survive

Section 4321 Retirement Final Discharge Such regulations shall prescribe a minimum period of [continuous] total service not less than twenty-five years [and] or a minimum age not less than fifty-five years after which members of the department may elect to be retired on pension from active duty and such members as are retired shall be subject to service from time to time as a firemen's reserve in cases of emergency until unfitted for such service when they may be finally discharged by reason of age or disability

Section 4322 Maximum Amount of Pension Payments of pensions shall not be a charge on any fund in the treasury of the city or under its control save the firemen's pension fund herein provided for The basis of the pension of a member shall be determined by the monthly [pay] salary of the member at the date of retirement whether for disability or by reason of age [and] or service and shall be one-half the annual [pay] salary of such member at the time of retirement computed at such monthly rate In the case of the payment of pensions to members for permanent injury incurred in service and to families of members killed in service the amount and commencement of the payment of pensions shall be fixed by regulations of the board which shall take into consideration the amount and duration of workmen's compensation allowed by law

Section 4323 Causes for Forfeiture of Rights in Fund Other Employments Whenever any person shall become entitled to receive a pension from the firemen's pension fund and shall have been admitted to participate therein he shall not thereafter be deprived of his right to participation therein upon the basis upon which he first became entitled thereto [save from] except for one or more of the following causes that is to say Conviction of a felony or misdemeanor becoming an habitual drunkard [becoming a nonresident of the State] or failing to comply with some general regulation relating to the management of said fund which may be made by the managers and which may provide that a failure to comply therewith shall terminate the right to participate in the pension fund Any termination of a pension shall be only after such due notice and hearing as shall be prescribed by regulation of the managers

In case any retired member of the fire department shall after retirement engage in employment for compensation his pension from the firemen's pension fund shall be reduced to such an amount that when added to the compensation he receives for employment it shall equal the compensation he was receiving as a member of the fire department at the time of his retirement At any time when such other employment for compensation ceases his pension shall be fully restored.

Section 4324 Payments to Firemen's Pension Fund by City There shall be paid to the firemen's pension funds by every city annually a sum of money not less than one-half nor more than one per centum of all city taxes collected by the city other than taxes levied to pay interest on or extinguish the debt of the city or any part thereof

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek.
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarraf,
Baumunk,	Glembockl,	McGee,	Sax,

Beaver,	Good,	McKinney,	Scanlon,
Bednarek,	Goodling,	McMillen,	Schmidt,
Blair,	Graybill,	McNally,	Schuster,
Bloom,	Green,	Mihm,	Scott,
Boles,	Greenwood,	Mikula,	Seyler,
Bomberger,	Greer,	Miller,	Shoemaker,
Boorse,	Guarnieri,	Milliken,	Smith, C. O.,
Bower,	Guthrie,	Mills,	Smith, W. B.,
Brandon,	Hagerty,	Mintess,	Snider,
Breisch,	Hall,	Monroe,	Sollenberger,
Breth,	Hamilton,	Moore, C. E.,	Spencer,
Brice,	Harney,	Moore, H. A.,	Stank,
Brown, H. S.,	Harris,	Moran,	Sternberg,
Brown, W. E.,	Haudenshield,	Munley,	Stimmel,
Brunner,	Heatherington,	Murray,	Stuart,
Bucchin,	Helm,	Musto,	Swope,
Cadwalader,	Herman,	Nagel,	Tahl,
Clapper,	Hersch,	Najaka,	Taylor,
Clendenen,	Hewitt,	Needham,	Thompson,
Cochran,	Hocker,	Neff,	Thompkins,
Cole,	Hoffman,	Nixon,	Toomey,
Coleman,	Hoggard,	O'Dare,	Varallo,
Conway,	Hunter,	O'Donnell,	Varner,
Cooper,	Jenkins,	Olsen,	Verona,
Costa,	Jennings,	Orban,	Wachhaus,
Dalrymple,	Jim,	Penglase,	Wagner,
DeLong,	Johnson,	Pentrack,	Wargo,
Dennison,	Jones, G. E.,	Peta,	Waterhouse,
Depuy,	Jones, J. M.,	Petrosky,	Watkins,
Dougherty,	Jump,	Pettigrew,	Weidner,
Driscoll,	Kamyk,	Pfaff,	Weiss,
Duffy,	Keller,	Polen,	Welsh,
Dye,	Kemp,	Posta,	Wescott,
Elder,	Kent,	Powers,	Westrick,
Erb,	Kirley,	Price, H. W., Jr.,	Wheeler,
Evans,	Kline,	Price, R. A.,	Williams,
Ewing,	Kohl,	Proper,	Wood,
Felton,	Kolankiewicz,	Readinger,	Worley,
Ferster,	Kondrath,	Reagan,	Yaffe,
Filo,	Kratz,	Reese,	Yeakel,
Firmstone,	Kurtz,	Reidenbach,	Yester,
Flack,	Lederer,	Reilly, J. M.,	Yetzer,
Fleming,	Lee,	Reynolds,	Young,
Floyd,	Leisey,	Riley, R. L.,	Ziegler,
Fox,	Leonard,	Robbins,	Sorg,
Frank,	Limper,	Robertson,	Speaker

NAYS—0

NOT VOTING—1

Krise.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 279, as follows:

An Act to amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by authorizing the creation of bureaus of mine inspection and surface support by cities within the bituminous regions and regulating mining and the removal of natural surface support in cities

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two thousand two hundred one A is hereby added to the act approved the twenty-third day of June one thousand nine hundred thirty-two (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" to read as follows

Section 2201-A Ordinance creating each city within the limits of the bituminous region of the Commonwealth may by ordinance create a bureau of mine inspection and surface support

Section 2 Section two thousand two hundred four of said act is hereby amended to read as follows

Section 2204 Operators to Furnish Maps Contents The owner operator or superintendent of every coal mine or colliery within three months after the passage of an ordinance by any [borough] city creating such bureau shall make or cause to be made and furnished to such bureau an accurate map or plan of the workings or excavations of such coal mine or colliery on a scale of one hundred feet to the inch The map or plan shall exhibit the workings or excavations in every seam of coal on a separate sheet and the tunnels and passages connecting with such workings or excavations It shall show in degrees the general inclination of the strata with any material deflection therein in the workings or excavations and shall also show the tidal elevations of the bottom of every shaft slope tunnel and gangway and of any other point in the mine or on the surface where such elevation shall be deemed necessary by the bureau The map or plan shall show the number of the last survey station and date of each survey on the gangways or the most advanced workings

Section 3 Section two thousand two hundred six is hereby added to said act to read as follows

Section 2206-A Certain surface supports not to be removed It shall be unlawful for any person copartnership association or corporation to dig mine remove or carry away the coal rock earth or other minerals or materials forming the natural support of the surface beneath any privately owned property or the public highways streets alleys courts and places of any city in the bituminous region to such an extent and in such a manner as to thereby remove the necessary support of the surface without bracing first placed or constructed an artificial permanent support sufficient to uphold and preserve the stability of the surface of such private property public highways streets alleys courts and places

Section 4 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—194

Altshuler,	Frank,	Limper,	Robertson,
Amarando,	Gaffney,	Loftus,	Rose,
Andrews,	Gallagher,	Lovett,	Rosen,
Bane,	George,	McCormack,	Rovansek,
Barkdoll,	Gibson,	McCullough,	Royer,
Beaver,	Glembocki,	McGee,	Sarraf,
Bednarek,	Good,	McKinney,	Sax,
Blair,	Goodling,	McNally,	Scanlon,
Bloom,	Graybill,	Mihm,	Schmidt,
Boles,	Green,	Mikula,	Schuster,
Bomberger,	Greenwood,	Miller,	Seyler,
Boorse,	Greer,	Milliken,	Smith, C. C.,
Brandon,	Guarnieri,	Mills,	Smith, W. B.,
Breisch,	Guthrie,	Mintess,	Snider,
Breth,	Hagerty,	Monroe,	Sollenberger,
Brice,	Hall,	Moore, C. E.,	Spencer,
Brown, H. S.,	Hamilton,	Moore, H. A.,	Stank,
Brown, W. E.,	Harney,	Moran,	Sternberg,
Brunner,	Harris,	Munley,	Stimmel,
Bucchin,	Haudenschild,	Murray,	Stuart,
Cadwalader,	Heatherington,	Musto,	Swope,
Clapper,	Helm,	Nagel,	Tahl,
Clendening,	Herman,	Najaka,	Taylor,
Cochran,	Hersch,	Needham,	Thompson,
Cole,	Hocker,	Neff,	Tompkins,
Coleman,	Hoffman,	Nixon,	Toomey,
Conway,	Hoggard,	O'Dare,	Varallo,
Cooper,	Hunter,	O'Donnell,	Varner,
Costa,	Jenkins,	Olsen,	Verona,
Dalrymple,	Jennings,	Orban,	Wagner,
DeLong,	Jim,	Penglase,	Wargo,
Dennison,	Johnson,	Pentrack,	Waterhouse,
Depuy,	Jones, G. E.,	Peta,	Watkins,

Dougherty,
Driscoll,
Duffy,
Dye,
Elder,
Erb,
Evans,
Ewing,
Felton,
Ferster,
Filo,
Firmstone,
Flack,
Fleming,
Floyd,
Fox,

Jones, J. M.,
Jump,
Kamyk,
Keller,
Kirley,
Kline,
Kohl,
Kolankiewicz,
Kondrath,
Kratz,
Kurtz,
Lederer,
Lee,
Leisey,
Leonard,

Petrosky,
Pettigrew,
Pfaff,
Polen,
Posta,
Powers,
Price, H. W., Jr.,
Price, R. A.,
Propert,
Readinger,
Reagan,
Reese,
Reidenbach,
Reilly, J. M.,
Reynolds,
Robbins,

Weidner,
Weiss,
Welsh,
Wescott,
Westrick,
Wheeler,
Williams,
Worley,
Yaffe,
Yeakel,
Yester,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—13

Baumunk,
Bower,
Frost,
Hewitt,

Kemp,
Kent,
Madigan,

McMillen,
Riley, R. L.,
Scott,

Shoemaker,
Wachhaus,
Wood,

NOT VOTING—1

Krises,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 418, as follows:

An Act to add section four hundred eighteen to the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by creating an additional crime of loitering and prowling at night

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article four of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" is hereby amended by adding after section four hundred seventeen a new section to read as follows

Section 418 Loitering and Prowling at Night Time Whoever at night time maliciously loiters or maliciously prowls around a dwelling house or any other place used wholly or in part for living or dwelling purposes belonging to or occupied by another is guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars (\$1000) or undergo imprisonment for a period not exceeding one (1) year or both

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Altshuler,
Amarando,
Andrews,
Bane,
Barkdoll,
Baumunk,
Beaver,
Bednarek,
Blair,
Bloom,
Boles,
Bomberger,

Frost,
Gaffney,
Gallagher,
George,
Gibson,
Glembocki,
Good,
Goodling,
Graybill,
Green,
Greenwood,
Greer,

Loftus,
Lovett,
Madigan,
McCormack,
McCullough,
McGee,
McKinney,
McMillen,
McNally,
Mihm,
Mikula,
Miller,

Rose,
Rosen,
Rovansek,
Royer,
Sarraf,
Sax,
Scanlon,
Schmidt,
Schuster,
Scott,
Seyler,
Shoemaker,

Boorse,	Guarnieri,	Milliken,	Smith, C. O.,
Bower,	Guthrie,	Mills,	Smith, W. B.,
Brandon,	Hagerty,	Mintess,	Snider,
Breisch,	Hall,	Monroe,	Sollenberger,
Breth,	Hamilton,	Moore, C. E.,	Spencer,
Brice,	Harney,	Moore, H. A.,	Stank,
Brown, H. S.,	Harris,	Moran,	Sternberg,
Brown, W. E.,	Haudenschild,	Munley,	Stimmel,
Brunner,	Heatherington,	Murray,	Stuart,
Bucchin,	Helm,	Musto,	Swope,
Cadwalader,	Herman,	Nagel,	Tahl,
Clapper,	Hersch,	Najaka,	Taylor,
Clendenning,	Hewitt,	Needham,	Thompson,
Cochran,	Hocker,	Neff,	Tompkins,
Cole,	Hoffman,	Nixon,	Toomey,
Coleman,	Hoggard,	O'Dare,	Varallo,
Conway,	Hunter,	O'Donnell,	Verner,
Cooper,	Jenkins,	Olsen,	Verona,
Costa,	Jennings,	Orban,	Wachhaus,
Dairymple,	Jim,	Penglase,	Wagner,
DeLong,	Johnson,	Pentrack,	Wargo,
Dennison,	Jones, G. E.,	Peta,	Waterhouse,
Depuy,	Jones, J. M.,	Petrosky,	Watkins,
Dougherty,	Jump,	Pettigrew,	Weidner,
Driscoll,	Kamyk,	Pfaff,	Weiss,
Duffy,	Keller,	Polen,	Welsh,
Dye,	Kemp,	Posta,	Westcott,
Elder,	Kent,	Powers,	Westrick,
Erb,	Kirley,	Price, R. A.,	Wheeler,
Evans,	Kline,	Price, H. W., Jr.,	Williams,
Ewing,	Kohl,	Propert,	Wood,
Felton,	Kolankiewicz,	Readinger,	Worley,
Ferster,	Kondrath,	Reagan,	Yaffe,
Filo,	Kratz,	Reese,	Yeakel,
Firmstone,	Kurtz,	Reidenbach,	Yester,
Flack,	Lederer,	Reilly, J. M.,	Yetzer,
Fleming,	Lee,	Reynolds,	Young,
Floyd,	Leisey,	Riley, R. L.,	Ziegler,
Fox,	Leonard,	Robbins,	Sorg,
Frank,	Limper,	Robertson,	Speaker.

NAYS—0

NOT VOTING—1

Krise,

The majority required by the Constitution having voted the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON SECOND READING

The SPEAKER. The Chair will return to page 5 of today's calendar, bills on second reading, House Bill No. 566, Printer's No. 82, if there is no objection. The Chair hears none.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 566, entitled:

An Act to promote the welfare of the people of the Commonwealth creating a State Highway and Bridge Authority as a body corporate and politic with power to construct reconstruct improve maintain equip furnish and operate highway and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of way of the Commonwealth and interests therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized granting the right of eminent domain em-

powering said Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act and making an appropriation

The first and second sections were separately read and agreed to.

The third section was read.

On the question,

Will the House agree to the section?

Mr. BRUNNER offered the following amendment:

Amend Section 3, page 4, line 19 by inserting after the word "Senate" and before the word "and" the following: "the Minority Leader of the Senate the Minority Leader of the House of Representatives."

It was agreed to.

The section was agreed to as amended.

The fourth, fifth, sixth and seventh sections were separately read and agreed to.

The eighth section was read.

On the question,

Will the House agree to the section?

Mr. BRUNNER offered the following amendment:

Amend Section 8, page 18, line 17 by striking out at the beginning of the line before the word "members" the following: "Five" and inserting in lieu thereof the following: "Seven (7)."

It was agreed to.

The section was agreed to as amended.

The ninth to twentieth sections inclusive and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. McMILLEN asked and obtained permission for the Committee on Aeronautics to meet during the session of the House.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. STIMMEL asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

Mr. ROSE asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

RESOLUTIONS

Mr. McMILLEN offered a resolution which was filed with the Clerk.

Mrs. VARALLO offered a resolution which was filed with the Clerk.

Mr. ROSE offered a resolution which was filed with the Clerk.

RESOLUTION

CONGRATULATIONS

Mr. CHARLES C. SMITH. Mr. Speaker, I would like to offer the following resolution in connection with one

of the Members of the House, who had a very important thing happen to him today; today is his birthday.

I am referring to the gentleman from Philadelphia, Mr. Costa. While he may appear a little mellow with age, I can assure you he still has the same old pep. He is known by a lot of names. I have heard some of the members refer to him as "Horse-race Frank"; I have heard a lot of Members, particularly on the Democratic side, refer to him as "Doc." I have seen them go down the aisle and say to him "Doc, I need a prescription." He goes to his pocket, takes out his key, and then they go back and when they return they have a smile of their faces. I don't know where they go, but I repeat, they have a smile on their faces. They come back completely cured, I assure you, Mr. Speaker.

I would like to offer the following resolution in honor of Frank Costa, Chairman of the Philadelphia delegation, whose birthday is today.

The resolution was read by the Clerk as follows:

In the House of Representatives, February 28, 1949.

On the 28th day of February in the year 1891, there was born in the City of Philadelphia to John A. Costa and his wife, Julia, a charming baby boy, who, even at an early date, wore the enchanting smile which has endeared him to all his associates during later life. The parents decided to call him Frank.

Today, after a rapid succession of accomplishments, both in private and public life, he is one of the more distinguished Members of the House of Representatives of the Commonwealth. As a Representative he has gained fame and prominence in supporting and procuring the adoption of much worthwhile legislation. He has also sponsored many bills that have not become laws. Some of these have given rise to endearing nicknames, such as "Horses" Costa.

His perennial co-sponsorship of horse racing legislation gives evidence of his courage and tenacity in fighting for what he believes to be beneficial to the Commonwealth and to his constituents.

Our colleague is also versatile. It is quite generally supposed that he would have become an excellent physician had his inclination turned in that direction. While he owns no honorary key of distinction, a locker key on his chain is in much demand by those who know him as "Doctor" Costa; therefore, be it

Resolved, That today on his birthday we, his fellow-Members of the House of Representatives, give him our most heart-felt congratulations and our best wishes for health, long life and continued prosperity, and assure him of our most enthusiastic friendship and respect; and be it further

Resolved, That the Chief Clerk personally deliver to Mr. Costa a duly certified copy of this resolution so that he may always remember this particularly happy day.

On the question,

Will the House adopt the resolution?

It was unanimously adopted.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Costa.

Mr. COSTA. Mr. Speaker, I thank the gentleman from Philadelphia for his wonderful resolution.

I would be very much more happy today if my horse race bill were on the calendar. When this resolution was being read to the House I noticed that it referred to my age. I glanced at my picture, which you all agree was taken years ago; it was taken many years ago. Sitting around this House for four sessions, with my head resting

on a chair looking up at the beautiful ornate ceiling, this also brings back, Mr. Speaker, fondest memories.

ANNOUNCEMENT

The SPEAKER. The Chair has been requested to announce for the information of the Members that the banquet of the Western Pennsylvania Coal Operators' Association, scheduled to be held at Pittsburgh, March 3, 1949, has been cancelled due to the death of Mr. Charles O'Neil, President of the Central Pennsylvania Coal Operators' Association. The Members will receive information as to another date for holding the banquet.

PERMISSION TO ADDRESS HOUSE

Mr. DOUGHERTY asked and obtained unanimous consent to address the House.

Mr. Speaker, I would like to offer the following statement, and, with the consent of the Members of the House, to have it incorporated in the record.

The SPEAKER. The gentleman from Philadelphia submits a statement and requests that it be printed in the Legislative Journal. If there is no objection the statement will be spread upon the Journal. The Chair hears none and consent is granted.

The statement follows:

Mr. Speaker, I was utterly dismayed in reading an Inquirer Bureau news dispatch as of Harrisburg, February 16, in which an attack on the Philadelphia Democratic members of the House of Representatives was made by Representative Charles C. Smith, Republican of Philadelphia, in regard to the Philadelphia Delegation attempting to sabotage Governor Duff's Public Welfare Program; I must say that never before have I read such a misstatement of facts, and the Honorable Charles C. Smith knew how false that statement was when he made it.

Our Minority Leader asked that action be postponed until a further study could be made as to whether these taxes were necessary contending that he felt there were funds available without placing upon the public the Liquid Fuel and Soft Drink taxes. But the Republican majority would not allow a delay, they had to be steamrolled through and without delay.

Speaking as a Representative of the First Philadelphia District, I stand ready at all times to the call of duty for my constituents and stand ready to fight or vote for any measures that will be most beneficial to them.

I felt at the time I voted against these taxes, just as I feel now, that the administration had not proven they were necessary and in knowing this to be the true facts I felt duty bound to vote to protect a public that is already over burdened with taxation.

That is my conception of honestly representing the people of my district who had seen fit to send me to the Legislature to represent them even though that kind of loyalty may be foreign to Representative Smith.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence 51, 153 and 321.

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 84.

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a certain tract of land in Erie County Pennsylvania for use as a veterans' administration hospital and ceding jurisdiction to the United States

HOUSE BILL No. 105.

An Act to amend sections two three and four of the act approved the twenty-fourth day of March one thousand nine hundred thirty-seven (P. L. 109) entitled "An act relating to interstate cooperation creating the Pennsylvania Commission on Interstate Cooperation as well as committees on interstate cooperation of the Senate and of the House of Representatives defining the powers and duties of said commission and of said committees and imposing duties on the Governor and the Secretary of the Commonwealth" by changing the method of appointing members to the Senate and House Committees and of the chairman of the commission

With the information that the Senate has passed the same without amendment.

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 28, 1949.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, March 7, 1949, at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, March 7, 1949, at four-thirty o'clock p. m., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate? It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 84.

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of

America, of a certain tract of land in Erie County, Pennsylvania, for use as a veterans' administration hospital, and ceding jurisdiction to the United States.

HOUSE BILL No. 105.

An Act to amend sections two three and four of the act, approved the twenty-fourth day of March, one thousand nine hundred thirty-seven (P. L. 109), entitled "An act relating to interstate cooperation, creating the Pennsylvania Commission on Interstate Cooperation, as well as committees on interstate cooperation of the Senate and of the House of Representatives; defining the powers and duties of said commission and of said committees; and imposing duties on the Governor and the Secretary of the Commonwealth" by changing the method of appointing members to the Senate and House committees and of the chairman of the commission.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. JIM asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. McGEE asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

ANNOUNCEMENT

The SPEAKER. The Chair has been requested to announce by His Excellency, the Governor of the Commonwealth, and Mrs. Duff, that formal dress for the Governor's reception to the General Assembly, to be held at the Executive Mansion on Tuesday evening, March 8, is optional.

COMMITTEE MEETINGS

Education, Room 324, Tuesday, March 1, at 12 noon.

Judiciary, Room 149, Tuesday, March 1, at 11:00 a. m.

Mines and Mining, Room 323, Tuesday, March 1, at 10:30 a. m.

Public Health and Sanitation, Room 522, Tuesday, March 1, at 12:45 p. m.

Townships, Room 522, Tuesday, March 1, at 10:00 a. m.

ADJOURNMENT

Mr. COCHRAN. Mr. Speaker, I move that this House do now adjourn until Tuesday, March 1, 1949, at 1:00 p. m.

The motion was agreed to, and (at 5:50 p. m.) the House adjourned.

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., TUESDAY, MARCH 1, 1949.

No. 20.

SENATE

TUESDAY, March 1, 1949.

The Senate met at 3:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B Strickler) in the Chair.

PRAYER

The Chaplain, Rev. FRANCIS REINBERGER, offered the following prayer:

Thou, Eternal God, whose law is in the hearts of men and never can be repealed, whose will is the purpose for which we are here and the reason for our very existence, whose wisdom we sometimes think we have, only to discover that ours is a cheap substitute for Thine eternal mind; we come to Thee this day seeking an openness and clarity of mind, a spirit of truth and charitableness even in the midst of differences; and above all, blessed God, we seek that unity of intent by which our Commonwealth may become a place of shelter and delight to all of its children. And now, dwell here among us that we may have the benefit of Thy wisdom and justice and mercy, both now and always. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. TAYLOR, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. LORD, JR. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on March 1, 1949.

Mr. WOLFE. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 1, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

ALLEGHENY COUNTY

Anthony Perry, Munhall.
Andrew W. Saltzman, Pittsburgh, 72-80 First Ave.
Mrs. Harriet E. Seidel, Sharpsburg.
Miss Dolores M. Truel, Pittsburgh, 72-80 First Ave.

CLARION COUNTY

Ernest E. Shumaker, Jr., New Bethlehem.
Miss Gertrude Z. Smith, New Bethlehem.

CUMBERLAND COUNTY

Richard Carson, Shippensburg Twp., R. D. 1, Shippensburg.

DAUPHIN COUNTY

Mrs. L. Patricia Wickenheiser, Harrisburg.

DELAWARE COUNTY

Mrs. Rose M. Sykes, Haverford Twp., Havertown.

FAYETTE COUNTY

Homer F. King, Uniontown.

MERCER COUNTY

Donald A. Godfrey, Sharon.

PHILADELPHIA COUNTY

Gerald B. Baldino, Phila., 901 S. 12th St. (47).
Irving Raymond, Phila., 49 N. 9th St. (7).

VENANGO COUNTY

Miss Virginia Hanna, Franklin.

WASHINGTON COUNTY

Miss Anna Marie Affinito, Monongahela.
A. W. Cline, Donora.

To compute from dates set opposite their names

BERKS COUNTY

William H. Ibach, Reading, March 2, 1949.

BUCKS COUNTY

Bertie Sylvester, Pennel, March 5, 1949.

MERCER COUNTY

Mrs Edna Moore, Sharon, March 5, 1949.

MONTGOMERY COUNTY

H. E. Styer, Abington Twp., Glenside, March 5, 1949.

PHILADELPHIA COUNTY

Miss Lavinia M. Barger, 1817 N. 28th St., March 5, 1949.

CAMBRIA COUNTY

Jacob Lodico, Susquehanna Twp., Barnesboro, March 6, 1949.

LEHIGH COUNTY

H. Denton Kriebel, Allentown, March 6, 1949.

ALLEGHENY COUNTY

Edward J. Saitz, Pittsburgh, 1213 Brownsville Rd. (10), March 7, 1949.

Julius Schmidt, Pittsburgh, 7525 Kensington St., March 7, 1949.

BUCKS COUNTY

David R. Bond, Newtown, March 7, 1949.

VENANGO COUNTY

C. B. Dolson, Franklin, March 7, 1949.

PHILADELPHIA COUNTY

Stanley Abrahams, Rm. 517, 1528 Walnut St., March 8, 1949.

ALLEGHENY COUNTY

Miss Helen C. Ronnberg, Pittsburgh, 714 Farmers Bank Bldg., March 9, 1949.

PHILADELPHIA COUNTY

Miss Edna E. Price, 4120 Main St., Manayunk, March 9, 1949.

WAYNE COUNTY

Merritt R. Olver, Honesdale, March 10, 1949.

ALLEGHENY COUNTY

F. H. Apel, Dormont, March 12, 1949.

Albert E. Beckman, Mount Oliver, March 12, 1949.

COLUMBIA COUNTY

A. Roland Kinkade, Berwick, March 17, 1949.

LEHIGH COUNTY

Miss Orpha G. Ockenhouse, Allentown, March 24, 1949.

LANCASTER COUNTY

Harry O. Conn, Lancaster, March 25, 1949.

BEAVER COUNTY

Howard D. Durr, Aliquippa, March 26, 1949.

Mrs. Theresa Carnelly Hum, New Brighton, March 28, 1949.

BERKS COUNTY

Mrs. Mildred E. Wink, Reading, March 28, 1949.

ALLEGHENY COUNTY

Henry H. Steinmeyer, Pittsburgh, 718 E. Diamond St. (12), March 29, 1949.

DELAWARE COUNTY

John Dennis, Haverford Twp., Bryn Mawr, March 29, 1949.

JAMES H. DUFF.

A motion was made by Mr. LORD, JR. and Mr. WOLFE, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced informed the Senate that the House has concurred in Resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, February 28, 1949.

Resolved, (if the House of Representatives concurs) That when the Senate adjourns this week it reconvene on Monday, March 7, 1949, at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, March 7, 1949, at four-thirty o'clock, p. m., E. S. T.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 28, entitled:

An Act to further amend sections four thousand three hundred twenty, four thousand three hundred twenty-one, four thousand three hundred twenty-two, four thousand three hundred twenty-three, and four thousand three hundred twenty-four of the act, approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "Third Class City Law," further regulating the retirement of firemen on pensions; and requiring certain payments to be made to the Firemen's Pension Fund by cities.

Which was committed to the Committee on Local Government.

House Bill No. 279, entitled:

An Act to amend section two thousand two hundred one, two thousand two hundred four and two thousand two hundred six of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," by authorizing the creation of bureaus of mine inspection and surface

support by cities within bituminous regions, and regulating mining and the removal of natural surface support in cities.

Which was committed to the Committee on Mines and Mining.

House Bill No. 418, entitled:

An Act to add section four hundred eighteen to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "The Penal Code," by creating an additional crime of loitering and prowling at night.

Which was committed to the Committee on Judiciary General.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 84, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a certain tract of land in Erie County Pennsylvania for use as a veterans' administration hospital and ceding jurisdiction to the United States

House Bill No. 105, entitled:

An Act to amend sections two three and four of the act approved the twenty-fourth day of March one thousand nine hundred thirty-seven (P. L. 109) entitled "An act relating to interstate cooperation creating the Pennsylvania Commission on Interstate Cooperation as well as committees on interstate cooperation of the Senate and of the House of Representatives defining the powers and duties of said commission and of said committees and imposing duties on the Governor and the Secretary of the Commonwealth" by changing the method of appointing members of the Senate and House committees and of the chairman of the commission

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

PETITIONS AND REMONSTRANCES

Mr. HOLLAND. Mr. President, I ask unanimous consent to place into the record a story by Earl Richert, which appeared in The Pittsburgh Press of last evening. Mr. Richert is a feature writer for the Scripps-Howard newspapers.

Mr. WALKER. Mr. President, I am very sorry, and I extend my very humble personal apology to the gentleman from Allegheny, Senator Holland, but I will have to object to the inclusion of this Scripps-Howard writer's article in the Legislative Journal.

Mr. WALKER. Mr. President, on Monday, February 21st, the distinguished Senator from Westmoreland, the Minority Floor Leader, presented what he called an analysis of the Administration Budget. At the conclusion of Senator Dent's budget message, I very briefly commented on some of the highlights and to the best of my ability attempted to answer his criticism on an extemporaneous basis. As soon as the Legislative Journal was

in print for February 21st, I read Senator Dent's budget message with a great deal of interest.

Mr. President, a careful reading of that budget message will prove that the written word is more confusing than was the spoken word on the 21st. I wish to assure this body that my criticism of these figures does not reflect in the least on the distinguished gentleman from Westmoreland, but it is an indirect criticism of those individuals who are so careless with the true facts that they would place in the possession of Senator Dent budgetary data that does not reflect the true fiscal picture in this present administrative set-up.

The keystone in the arch of Senator Dent's tax program was a mercantile tax. At page 673 of the Journal of the 1949 Session, Senator Dent said, and I quote: "No more equitable tax can be assessed at this time than a tax that can be spread over the whole of the population and would still put the merchant on Main Street in a position of paying his share. I prefer to believe that a mercantile tax, wholesale and retail, will be much easier to administer. It will be more equitable." At page 674 of the Journal Senator Dent said, "A tax of 1 per cent on wholesale and 1 per cent on retail will yield \$200,000,000 conservatively in the next Session."

I wonder if the gentleman from Westmoreland was serious when he recommended a 1 per cent mercantile tax. He suggested a 1 per cent tax on wholesale business and a 1 per cent tax on retail business and he suggested that this tax would bring in an estimated revenue of \$200,000,000. First, let's look at the 1 per cent tax on wholesale business. This would be an enormous tax representing about a 25 per cent tax on the net income of wholesale business houses. This would not necessarily be a tax on big business; it would be a tax on little business as well. In my own County of Allegheny there are a number of small merchants who, for years, have been conducting a small restricted wholesale business. A 25 per cent tax levied by the Commonwealth on these little wholesalers would completely destroy and eliminate them. It is somewhat difficult for me to visualize the Democratic Leader recommending the elimination of small business in Pennsylvania. Such a rate of tax on wholesale business is a novel departure in tax planning when you compare it with other States.

North Carolina has a 1/20 of 1 per cent tax on wholesale business. West Virginia has a tax of 1/8 of 1 per cent. Indiana has a tax of 1/4 of 1 per cent.

Several years ago when Pennsylvania had its mercantile license tax on wholesale business, the rate was 1/2 mill, or 1/20 of 1 per cent. If the recommendation of the Minority Leader was followed and a 1 per cent tax placed on wholesale business, the only way such a business could possibly endure would be to pass this tax on in the price of the goods to the retailer, and in such a case the only result would be a general sales tax.

The same reactions are true when you look at the recommendation of 1 per cent tax on retail business. This would result in an approximate 10 per cent tax on the net income of all of the retail merchants in Pennsylvania. I do not think that the neighborhood grocery store or the local corner drug store will view with favor the recommendation of the Minority Leader that we

place a 10 per cent tax on his net income. In many instances this 10 per cent represents more than the profit he makes in his business and Senator Dent's recommendation would have the effect of driving the retailer out of business or drive him into bankruptcy. Here again, if the retailer attempted to pass on the proposed pseudo retail mercantile tax to the customer, you would have nothing more or less than another general sales tax. Since there could be no exemptions in such a tax levy, every retail and wholesale establishment would be taxed regardless of the amount of business and regardless of the type of merchandise handled. I submit that this would automatically place a sales tax on bread, butter and milk, and this is certainly a novel departure from the taxing philosophy of the Democratic Party.

The gentleman from Westmoreland suggested that the tax collected would be returned by the State to local governments, but he failed to point out to us how or on what percentage rates the money was to be returned, who would get it and how much they would get. As I suggested in my extemporaneous remarks on the 21st, I cannot conceive of the taxing authorities in the City of Pittsburgh giving up their present certain rate of revenue sources for a vague, ambiguous, indefinite over-all sales tax program.

Now let us briefly examine several other recommendations in the proposed Democratic Party budget. Senator Dent suggested a State-wide amusement tax but nowhere in this first budget message did he get around to giving a recommended rate of tax or any estimate as to the yield. He did suggest that the proceeds would go to the school districts. All taxing authorities seem to agree on the general premise that the amusement tax is one that is especially suited to local taxing authorities. As a rule, amusements require a great deal of policing and safety regulatory supervision. This policing is done by the local authorities and they should have the right to tax as well as supervise. The gentleman from Westmoreland deplores the soft drink tax because we are taking soda pop out of the mouths of little children, but he fails to exercise this same philosophy in taxing the movies that the little children attend.

If the gentleman will examine the past history of the Commonwealth, he will discover that about 15 years ago the Commonwealth did have an amusement tax and after one biennial trial period, the tax was abandoned as unsatisfactory and disappointing. It is amazing that, having tried it in the Earle Administration and finding it a failure, they now recommend it to the Republican Administration as a good tax program.

Another recommendation which the gentleman from Westmoreland makes is legalized gambling, or what we call the horse racing bill. Senator Dent in one place stated and I quote: "New York State in the year 1947 raised \$30,304,000." In another place he states, "the last known figures for the State of New York show a collection of over \$50,000,000 in a one-year period."

Now, let us look at the record.

The 1949-1950 New York budget shows \$26,944,029 collected in 1947-1948; \$27,245,000 estimated for 1948-1949; and \$28,200,000 for 1949-1950. The last amount includes an increase in the tax on harness racing.

Since Pennsylvania has a population of about 73% of

that in New York, not more than \$20,000,000 a year could be expected at the rates in New York. This would fall far short of financing the proposed Soldiers Bonus.

Another item which the gentleman fails to take into consideration in the consideration of the horse racing bill and in his comparison of potential figures and what is actually received in New York, is the fact that the only track in New York State that ever makes any money is the one situated in New York City and nowhere in Pennsylvania would we ever be able to construct a track that would have the potential attendance and betting probabilities of the one in New York City.

Again in his budget message, Senator Dent suggested that we could add ten to fifteen million dollars to our appropriation for school purposes if we would economize in departmental expenditures and finance school construction by long-term bonds. Here, of course, the gentleman is merely repeating what has been recommended by the Governor in his budget because the Governor's proposal is to finance over \$26,000,000 worth of construction by State Authority. I am assuming from the statement in the Dent budget that at least this much of the Governor's program meets with the approval of the Democratic Party.

Senator Dent also submitted a comparison of the tax collected in New York and Pennsylvania on the liquor traffic. My only criticism of this portion of his budget message goes to the obvious fact that whoever gave Senator Dent his figures unintentionally or deliberately gave the gentleman from Westmoreland inaccurate tax returns.

Senator Dent stated, "Take the tax on alcoholic beverages. Remembering that this is a monopolistic State, it was very illuminating to me to find that the State of New York raised as much money, not being in the liquor business, by taxes, as was raised in the State of Pennsylvania by being in the liquor business. I note that the alcoholic beverage taxes in the State of New York are \$54,290,000 in one year, 1947; in Pennsylvania the taxes on alcoholic beverages were \$27,366,000—a difference of about \$27,000,000 in yearly taxes on alcohol beverages."

Now let us look at the record.

New York collected from liquor business, 1947-1948, the following:

Alcoholic beverage tax	\$46,911,847
Alcoholic beverage control licenses	23,117,384

Or a total of \$70,029,231

Pennsylvania collected from liquor business, 1947-1948, the following:

10% Liquor Tax	\$17,508,766
Malt Beverage Tax	25,103,548
State Store Profits	37,500,000

Or a total of \$80,112,314

Pennsylvania collected \$10,000,000 more in alcoholic beverage revenue in the fiscal year 1947-1948 than did New York, with a population of only 73% of the population of New York.

Some other inconsistencies in Senator Dent's compara-

tive figures are as follows: He says, "On tobacco products, Pennsylvania raised \$20,988,000 whereas New York raised \$32,935,000." Let us look at the record. In 1947-1948 Pennsylvania collected \$37,348,361 from its cigarette tax. New York collected \$33,343,064.

Senator Dent: "In insurance company taxes, Pennsylvania raised \$11,774,000 and New York raised \$22,463,000." Let us look at the record. Pennsylvania collected \$10,450,287 in insurance premium tax in the year 1947-1948. New York collected \$4,560,907.

Senator Dent in discussing the amount of State-aid to local governments in Pennsylvania as compared with other states made the mistake often made by those unfamiliar with our tax system. In this State the whole public assistance cost is carried by the State and does not show up as aid to local governments, but in reality that is what it is. In New York the state pays 80 per cent of the public assistance cost but the money is given to local governments and shows up as State-aid to local governments in the Census Bureau Report which is the source of Senator Dent's information.

Mr. President and gentlemen of the Senate, I understand that the Senate will receive the second volume of the Dent budget within a comparatively short time and I wish to assure the gentleman from Westmoreland that those of us on the Majority side of the aisle will be very happy to study it and evaluate the facts contained therein. May I again seriously urge the fiscal advisers of the Minority party that in presenting these figures to the gentleman from Westmoreland they stick to the facts and that they do not mislead him with inaccurate tax revenue statistics.

The Republican Party is committed to the tax program as outlined by the Administration in the Governor's Budget. No tax program is ever received by the taxpayer with any degree of enthusiasm. As long as demands are made upon the Commonwealth, some type of taxation will become necessary and as long as taxes are a necessary adjunct of government, the Administration must be responsible for its recommendations.

I do not propose to remind the gentleman from Westmoreland that his tax philosophy is not concurred in by all of the leaders of his Party. Many nationally recognized members of the Democratic Party will disagree violently with the position taken by the gentleman from Westmoreland on the repeal of Act No. 481 and on the proposed tax set-up recommended by him on February 21.

I, therefore, sincerely recommend to the members of the Minority Party that they take the Duff budget and the Dent budget and submit them to the people in their various Senatorial districts and ask the folks who are going to pay the taxes which of these two programs they would prefer.

Mr. DENT. Mr. President, I want to join with the rest of the Senate in thanking the gentleman from Allegheny for the very illuminating discussion that he has given us on the question of a general tax proposal.

First of all, Mr. President, let us understand one thing, that whatever figures I used in the construction of the program that I presented to the Senate were entirely my own figures, and came from various sources. I un-

happily have not the necessary expert help on my side of the Senate to dig into the various facts and figures, and I, therefore, as an individual, subscribe to many Department of Commerce booklets and books of facts, and every one of the facts that I gave to this Senate, I have my authority for. So far as the difference between the figures that the Majority Floor Leader read into the record and the figures I gave to the Senate, I can only say that I will present to the gentleman from Allegheny a complete list of my authorities for the figures that I gave.

Mr. President, and Members of the Senate, I notice that the gentleman from Allegheny said that I at no time gave to the Senate an analysis of the amount to be raised by the two taxes that I recommended, or, in the case of the mercantile tax, a determination of the distribution to the localities. If he will look upon page 3 of the budget message that I gave to the Senate, he will find, and I quote: "A Tax of 1 per cent on wholesale and 1 percent on retail will yield \$200,000,000 conservatively in the next Session. In a rough division of the population in the Commonwealth, we find by allocating this revenue on a population basis, we will be able to relieve the entire burden of Act 481 on the local communities of the Commonwealth."

Mr. President, I will not go into the rest of the message, because I believe the Senate has heard it. However, on Page 4, I again call your attention to this statement, and I quote: "Previous records show that within a comfortable margin of accuracy a tax of 10 percent will yield \$15,000,000 for local school district use. Until the time comes when we can sit in convention to establish a new Constitution for this Commonwealth, we will have to be content with a haphazard crazy-quilt tax structure."

Now, Mr. President, the question of whether a tax of 1 percent on retail and 1 percent on wholesale is an exorbitant tax, I believe that must be determined by experience. We are now in the process, as I understand it, of passing the Governor's Tax Budget, and yet we are sitting in this Senate, as I understand it, on the Majority Side, fully determined to reenact a 20 percent wholesale and retail mercantile tax upon a picayune industry in the Commonwealth of Pennsylvania. Can you say to me in all seriousness that it is wrong to tax a 2 percent wholesale or a 1 percent retail mercantile tax against a man who sells a \$4000 automobile, with a tax of \$40 on the man who buys it, and then say to the child that goes into a little confectionary store that it must pay a 20 percent tax on a bottle of soda pop? You cannot make mice out of one group of Pennsylvania citizens and try to uphold the rest of the Pennsylvania citizens as men. No industry ought to be legislated against, and I say that an overall mercantile tax of 1 percent is a fair and equipable tax until the Constitution can be amended in order that this Commonwealth can assess the types of taxes that in this day and age are equitable. I say, for instance, Mr. President, in order that we do not get confused on any argument that a 1 percent retail mercantile tax is a 10 percent tax against the income of an individual in the retail business, let us use the same argument that the gentleman from Allegheny used. He said that in the final analysis this would result in a sales tax and would be passed onto the people. Mr.

President, I submit that all taxes are passed on to the people, whether it is a tax on soda pop or a tax on automobiles or a tax on suits, but I do say and I do uphold this philosophy, Mr. President, that the cheaper marked items of goods in a retail establishment will not carry the same total tax that would be assessed against them if you had a retail sales tax. Let us take a ten-cent item, Mr. President, on which you have a 3 per cent tax. I say to you here that I can prove beyond any reasonable doubt that a 3 percent sales tax would be required to raise the same amount of revenue as a 1 percent mercantile tax. Mr. President, if you go into a store and buy a ten cent item under a 3 per cent sales tax, you have assessed against you a three-tenths of a cent tax, but you will not only pay three-tenths of a cent sales tax. Experience shows in the states that have assessed this tax that you will pay a one cent tax, but on the items that are bought by the poor people, they would pay a 10 per cent sales tax.

In a mercantile tax I say that competition will, without any question of doubt determine who shall carry and pay the mercantile tax. If a person walks in and buys a \$75 suit, I claim, Mr. President, that seventy-five cents of the retail mercantile tax will not be the determining factor in the question of whether or not the individual purchases the suit. I go right back to the automobile. When I buy a \$4,000 automobile, the \$40 mercantile tax is not the determining factor as to whether or not I will purchase that automobile.

I say to the Members of this Senate, that just because this proposal happens to come from this side of the Senate, it loses its character, but I want to call to your attention at this moment that right now in the Senate of Pennsylvania, in the General Assembly, the things that we have heralded through the years and asked for permission to be put upon the statute books as equitable and just as pertaining to workmen's compensation, pertaining to unemployment compensation, pertaining to the law called the General State Authority Law, pertaining to all things we have pled for through the years, are now a part and particle of the Governor's Budget Message to the people of Pennsylvania in this year. So, Mr. President, I say to you that, God willing, I will live to see the day when this particular program is filched from the Democratic column and again becomes part of the Republican Budget Message in the Commonwealth of Pennsylvania, because, in this Budget Message of the Governor, if you will look closely you will find that the facts that we determined over the years and were ridiculed by the opposition speakers have now become facts of privilege, because they are sponsored by the Republican Party.

I maintain, Mr. President, that I would like to read just one item in order that there may be no misunderstanding as to the veracity of the statements that I made in the Budget Message on page 11, of the "Compendium of State Government Finances in 1947," I would like to read to this Senate, under the heading of "General Revenue Sales, Use, and Gross Receipts Taxes, by State, for 1947," the following: in the column for the State of New York, we find under Alcoholic Beverages, \$54,230,000, and for Pennsylvania, \$27,366,000.

Under Tobacco Products, we find for New York, \$32,-935,000 and for Pennsylvania, \$20,988,000.

Under the heading of Insurance Company Taxes, under New York, we find \$22,463,000, and under Pennsylvania, \$11,774,000.

Under the heading of Public Utilities, we find under New York, \$28,633,000, and under Pennsylvania, \$7,131,000.

In order, Mr. President, that there be no mistake about it, I want it clearly understood that the reason I know where to find these figures is because I studied them myself. I happen to have an extra copy for the benefit of the Majority Leader and I will present to him the actual facts on the incomes of various states.

Mr. WALKER. Mr. President, I will be very happy to receive the data that the gentleman from Westmoreland mentioned, without retreating one step from the comments that I made, that those facts should be presented to whoever drew up the New York State Budget, because the Budget Secretary in New York State is not familiar with those figures. The figures that I quote in my statement came out of the New York State Budget.

Now, Mr. President, another thing I want to suggest to the gentleman from Westmoreland is that there may be some truth in his statement that some day the tax program that he is now advocating may become the keystone in the tax program recommended by the Republican Party, and I am assuming very cheerfully, if and when that happens, he will be for it.

The only time, Mr. President, they are ever opposed to anything is when we recommend it.

Another thing, Mr. President, I would suggest in all sincerity to the gentleman from Westmoreland that he wait until he has an opportunity to study the written copy of my message, which I delivered to him. I think he will find some food for thought in it. I am assuming very cheerfully that there will be a second volume of the Dent Budget Message, and when that arrives, as I said to him in my major remarks, we will endeavor to give that very careful consideration.

Again, Mr. President, let me remind the gentleman from Westmoreland I am not finding fault with the statements he has made. I am just merely suggesting to him that the figures that he is using are somewhat misleading, because they do not jibe with the figures out of the budget for New York State.

Another thing, Mr. President, as to the philosophy that he is recommending in his mercantile tax, I am combing my memory, and I would much rather go back and read the speeches which the gentleman from Westmoreland made in the 1947 Session, when he was attacking the tax on soft drinks. I would like to have the opportunity of comparing those statements with the defense he is now putting up for a mercantile tax.

Mr. DENT. Mr. President, in order that we do not delay the actions of the Senate, I have my second stanza ready, and I want to present it to the gentleman from Allegheny, so he can have it analyzed and an answer prepared for it when I give it next Monday.

I am sure that he will enjoy reading it, and I want to assure him that I will enjoy reading his.

FRESHMAN CLASS IN PENNSYLVANIA HISTORY
FROM JUNIATA VALLEY HIGH SCHOOL AT
ALEXANDRIA AND PETERSBURG
PRESENTED TO THE SENATE

Mr. MALLERY. Mr. President, I am pleased to announce that among the visitors in the Senate this afternoon, we have fifty-five members of the Freshman Class in Pennsylvania History from the Juniata Valley High School at Alexandria and Petersburg, in Huntingdon County, accompanied by Mr. Henry Short, Assistant Principal, and Mrs. Farrar, Teacher.

The PRESIDENT. I wish to extend a welcome to the members of the Freshman Class from the Juniata Valley High School who are here today, and to their principal and teacher.

I hope you enjoy the session.

MEMBERS OF SENIOR CLASS OF PINE GROVE
HIGH SCHOOL PRESENTED TO THE SENATE

Mr. WAGNER. Mr. President, I am glad we are diverting from the budget long enough to get into this matter of school visitors, because it looks to me as though we may not have a budget adopted until sometime after they return home, but it is good to see so many students in the balcony at a time when the matter of taxes is being discussed, because, as we who are here well know, a substantial part of this budget always involves the public schools and their upkeep and administration.

Mr. President, I do want to call the attention of the Senate to another distinguished group which appears this afternoon from my county, the senior class of that very fine high school at Pine Grove, Pennsylvania, under the direction of Mrs. Bruce Christ, their very able and distinguished Class Advisor. I wish they might stand, so you can see them, and if you will, we might give them a hand.

The PRESIDENT. The Chair also extends a hearty welcome to the senior class of the Pine Grove High School, and hope you also enjoy the session.

MEMBERS OF SENIOR CLASS OF WEST YORK HIGH
SCHOOL PRESENTED TO THE SENATE

Mr. LEADER. Mr. President, we also have in the balcony, a very fine group of high school students, seniors, from West York High School, eighty-five in number, and I would like to present them to the Senate. They are in charge of their instructors, Mr. Palmer E. Poff, Mr. J. W. Wise, and Mrs. Janet Reiff.

The PRESIDENT. The Chair is indeed gratified to see so many high school pupils here, especially those from the West York High School, and hope you enjoy your visit here this afternoon.

MEMBERS OF THE EDUCATION COMMITTEE OF
YOUNG MENS' CHRISTIAN ASSOCIATION,
HARRISBURG, PRESENTED TO THE
SENATE

The PRESIDENT. The Chair would also like to call attention to the fact that the members of the Education Committee of the Young Mens' Christian Association of Harrisburg, are also here on a visit this afternoon. We are very glad to welcome them on behalf of Senator Taylor.

REPORT FROM JOINT STATE GOVERNMENT
COMMISSION

Mr. WAGNER. Mr. President, on behalf of the Joint State Government Commission I submit a report of "Juvenile Delinquency and Child Welfare," as compiled by a subcommittee of the Joint State Government Commission. Attached thereto is a communication from the Chairman of the committee.

COMMONWEALTH OF PENNSYLVANIA
JOINT STATE GOVERNMENT COMMISSION
OF THE GENERAL ASSEMBLY
HARRISBURG

March 1, 1949.

To the Honorable, the Senate of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission I have the honor to transmit herewith A Report of the Joint State Government Commission, February 1949, dealing with "Juvenile Delinquency and Child Welfare."

Copies of this report for distribution to the members of the Senate have been delivered to the office of the President pro tempore of the Senate.

Respectfully submitted,

WELDON B. HEYBURN
Chairman.

The PRESIDENT. The communication will be noted in the Journal and the report will be printed in full in the Appendix.

REPORT FROM COMMITTEE ON EXECUTIVE
NOMINATIONS

Mr. LORD, JR., from the Committee on Executive Nominations reported with a favorable recommendation the following nominations, made by His Excellency, the Governor, which were laid on the table:

MAJOR GENERAL OF THE ADJUTANT GENERAL'S
DEPARTMENT IN THE PENNSYLVANIA
NATIONAL GUARD

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 28, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Frank A. Weber, Patterson Heights, Beaver Falls, Beaver County, for appointment as Major General of the Adjutant General's Department in the Pennsylvania National Guard, to serve until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

JAMES H. DUFF.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 28, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following appointments:

JUSTICE OF THE PEACE

Henry G. Zeber, Box 254, Harmony, Butler County, as Justice of the Peace in and for the Borough of Harmony, Butler County, until the first Monday of January, 1950, vice Louis Z. Hardie, resigned.

ALDERMAN

Mrs. Viola J. Lewis, 19 Sharpsville Avenue, Sharon, Mercer County, as Alderman in and for the Second Ward of the City of Sharon, Mercer County, until the first Monday of January, 1950, vice Alfred C. Lewis, deceased.

JUSTICE OF THE PEACE

Walter Moore, R. D. 1, Washington, Washington County, as Justice of the Peace in and for the Township of South Strabane, Washington County, until the first Monday of January, 1950, vice Fred C. Paraska, deceased.

JAMES H. DUFF.

MEMBERS OF THE ELK COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governors Office, Harrisburg, February 28, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Elk County Board of Assistance:

C. H. Frederick (Republican), 218 Cook Avenue, Ridgway, Elk County, to serve until December 31, 1950. (Re-appointment)

LaRue Knapp (Republican), 524 High Street, Johnsonburg, Elk County, to serve until December 31, 1951. (Re-appointment)

Miss Katharine A. Signor (Republican), 9 South Broad Street, Ridgway, Elk County, to serve until December 31, 1950, and until her successor is duly appointed and qualified. (Reappointment)

Mrs. Barbara Glaus (Republican), Ridgway, Elk County, to serve until December 31, 1951, and until her successor is duly appointed and qualified. (Reappointment)

Mrs. Frances Whamond (Republican), R. D., Brockport, Elk County to serve until December 31, 1949, and until her successor is duly appointed and qualified, vice Harrison Beardsley, Johnsonburg, resigned.

JAMES H. DUFF.

REPORTS FROM COMMITTEES

Mr. HOMSHER, from the Committee on Public Health and Welfare, reported as amended, Senate Bill No. 332, entitled:

An Act to further amend the act, approved the twelfth day of June, one thousand nine hundred and thirty-one (P. L. 510), entitled, "An act providing for the licensure and regulation of certain private nursing homes and private hospitals; conferring certain powers and duties upon the Department of Welfare; and providing penalties," by including private boarding homes operated for profit and excluding private boarding homes operated on a non-profit basis.

Mr. BERGER, from the Committee on Public Health and Welfare, reported as committed, Senate Bill No. 212, entitled:

An Act to further amend section nine of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for

assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by making certain children placed in foster homes, by the court, eligible for assistance.

BILL RE-REFERRED

Mr. DiSILVESTRO, from the Committee on Public Health and Welfare, reported as committed, Senate Bill No. 330, entitled:

An Act making an appropriation to the Department of Health for use in research and demonstration work dealing with the improvement of nutritional status of civilians, including children and elderly people as well as family groups, industrial workers and others.

which was re-referred to the Committee on Appropriations.

REPORTS FROM COMMITTEES

Mr. T. NEWELL WOOD, from the Committee on Public Health and Welfare, reported as committed Senate Bill No. 30, entitled:

An Act to further amend section two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2045), entitled "An act relating to the support of indigent persons publicly cared for or assisted; providing for the support of such persons by certain relatives, and for the recovery of public moneys expended for care and assistance from the property and estates of such persons; providing for guardians of the person and property of such persons; providing for the arrest and seizure and sale of the property of deserters; and providing procedure," by changing the definition of the word court.

Mr. MAHANY, from the Committee on Public Health and Welfare, reported as amended, Senate Bill No. 39, entitled:

An Act to further amend section two of the act approved the tenth day of July, one thousand nine hundred thirty-five (P. L. 645), entitled "An act imposing certain requirements on certain hospitals receiving State aid: authorizing the withholding of appropriations: and imposing duties on the Department of Welfare," making wartime provisions permanent.

Mr. HARE, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 81, entitled:

An Act to amend section twenty-five of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 414) entitled "An act relating to vital statistics and to make uniform the law with reference hereto" by eliminating the requirement for Local Registrars of Vital Statistics to endorse permits for burial removal or other disposition of bodies of persons whose death or stillbirth occur outside of this State and requiring the filing of such permits with such Local Registrars

BILL RE-REFERRED

Mr. HOLLAND, from the Committee on Public Health and Welfare, reported as committed, Senate Bill No. 354, entitled:

An Act making an appropriation to the Department of Property and Supplies for use at the Shamokin State Hospital within the Department of Welfare, for the construction of an additional wing to the main building there-

of, the construction, reconstruction and improvement of existing facilities and for the payment of the costs incidental thereto.

which was re-referred to the Committee on Appropriations.

BILLS INTRODUCED AND REFERRED

Mr. FARRELL read in his place and presented to the Chair Senate Bill No. 388, entitled:

An Act making an appropriation to the Department of Welfare for the Maintenance of Frankford Hospital in Philadelphia.

Which was committed to the Committee on Appropriations.

Mr. HOMSHER read in his place and presented to the Chair Senate Bill No. 389, entitled:

An Act to amend the act approved the twenty-eighth day of June one thousand nine hundred and forty-seven (P. L. 1077) entitled "An act providing for and regulating the authority of school districts to purchase supplies and to perform or contract for construction reconstruction repairs and work of any nature" by providing that the act shall remain in force subsequent to June thirtieth one thousand nine hundred and forty-nine.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 390, entitled:

An Act to amend sections one thousand one hundred six and one thousand one hundred eight of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled, "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by changing time of notice of conventions of school directors; and requiring notice of candidacy for office of county superintendent.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 391, entitled:

An Act reappropriating the unexpended balance appropriated by section two of the act, approved the twenty-fourth day of May, one thousand nine hundred forty-five (P. L. 953), entitled "An act to amend the act, approved the twenty-sixth day of May, one thousand nine hundred forty-three (P. L. 635), entitled 'An act creating a commission to study the methods of maintaining and supporting public schools, and the method of participation by the Commonwealth and local school districts in the maintenance of a thorough and efficient public school system; prescribing its powers and duties; and making an appropriation,' continuing such commission; changing its purpose; and making an appropriation."

Which was committed to the Committee on Education.

Mr. LORD, JR. read in his place and presented to the Chair Senate Bill No. 392, entitled:

An Act to amend the act, approved the twenty-fifth day of April, one thousand nine hundred twenty-seven (P. L. 381), entitled "An act concerning arbitration, and to make valid and enforceable written provisions and

agreements for the arbitration of disputes in certain contracts, including contracts to which the State or any municipal subdivision thereof may be a party; regulating the procedure under such provisions and agreements; and conferring certain powers and imposing certain duties upon the courts with reference thereto," extending the provisions thereof with certain exceptions to written collective bargaining contracts for arbitration of controversies further providing for modification or correction of awards and further defining the effect of judgments confirming, modifying or correcting awards.

Which was committed to the Committee on Labor and Industry.

Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 393, entitled:

An Act to further amend sections one and six of the act, approved the seventh day of May, one thousand nine hundred twenty-three (P. L. 151), entitled "An act defining and regulating the business of dry cleaning and dyeing; providing for the maintenance, construction, and inspection of dry cleaning and dyeing buildings and establishments; providing for enforcing the act, and penalties for violation thereof," by exempting Class III dry cleaning and dyeing plants from the provisions of said act.

Which was committed to the Committee on Public Health and Welfare.

Mr. TAYLOR read in his place and presented to the Chair Senate Bill No. 394, entitled:

An Act to repeal the act, approved the twenty-first day of June, one thousand nine hundred forty-seven (P. L. 793), entitled "An act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a certain tract of land in the city of Harrisburg, Dauphin County, Pennsylvania, containing approximately twenty-seven acres, for use as a site for a Veterans' Administration Hospital, and ceding jurisdiction to the United States."

Which was committed to the Committee on State Government.

Mr. T. NEWELL WOOD read in his place and presented to the Chair Senate Bill No. 395, entitled:

An Act to amend the title and to further amend the act approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by segregating from the classification of private banks employs mutual banking associations; and defining the qualifications, powers and duties of such associations.

Which was committed to the Committee on Banking.

Messrs. TALLMAN and WALKER read in place and presented to the Chair Senate Bill No. 396, entitled:

An Act to repeal the act approved the ninth day of June, one thousand eight hundred eighty-one (P. L. 89), entitled "An act to authorize foreign corporations to become corporations of Pennsylvania and to prescribe the mode for their so doing."

Which was committed to the Committee on Corporations

They also read in place and presented to the Chair Senate Bill No. 397, entitled:

An Act to amend the act approved the twenty-ninth day of April, one thousand eight hundred seventy-four (P. L. 73), entitled "An act to provide for the incorporation and regulation of certain corporations," by authorizing the reservation of a corporate name.

Which was committed to the Committee on Corporations

They also read in place and presented to the Chair Senate Bill No. 398, entitled:

An Act to further amend section one of the act, approved the eighth day of June, one thousand nine hundred twenty-three (P. L. 685), entitled "An act prescribing the fees for the office of Secretary of the Commonwealth," by adding certain additional fees to be charged and collected and repealing a supplementary act.

Which was committed to the Committee on Corporations.

They also read in place and presented to the Chair Senate Bill No. 399, entitled:

An Act to further amend the act approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "An act relating to nonprofit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," prohibiting the use of certain additional words in corporate name; authorizing the passage of by-laws superceding the charter on purely administrative matters; permitting notice of meetings to be given by advertisement; changing certain provisions relating to mergers, consolidations and foreign corporations, and repealing an act.

Which was committed to the Committee on Corporations.

They also read in place and presented to the Chair Senate Bill No. 400, entitled:

An Act to further amend the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 364), entitled "An act relating to business corporations; defining and providing for the organizations, merger, consolidation, reorganization, winding up and dissolution of such corporations; conferring certain rights, powers, duties and immunities upon them and their offi-

cers and shareholders; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the second class within the provisions of this act; prescribing the terms and conditions upon which foreign business corporations may be admitted, or may continue, to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, and certain State departments, commissions and officers; authorizing certain State departments, boards, commissions, or officers to collect fees for service required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by changing the requirement of and effect of notice to shareholders in certain cases; further limiting the use of certain words in corporate names; defining the term of office of the first directors; changing provisions relating to the inception of corporate existence on authority to do business; changing the requirements of contents of articles of incorporation and application for certificates of authority; providing for indemnification of directors and officers of certain expenses; making certain changes relating to issuance and redemption of shares, amendment of articles of incorporation, merger and consolidation; providing for the domestication of foreign corporations; and eliminating the filing of affidavit of paid in capital and clearance certificates in certain cases.

Which was committed to the Committee on Corporations.

They also read in place and presented to the Chair Senate Bill No. 401, entitled:

An Act to amend subsection (f) of section two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 748), entitled, as amended, "An act relating to and regulating the purchase and sale of securities; providing for the registration and regulation of certain individuals and entities selling, contracting to sell or dispose of, attempting or offering to dispose of, soliciting offers to buy, or inducing holders thereof to exchange securities defined herein, including securities issued by them or engaging in the business of inducing holders of securities to effect the sale thereof in order to produce funds to pay for other investments sold by them, or in the business of buying securities directly from individuals who are not registered hereunder, or in the business of advising others as to the value or investment qualifications of securities and the management of investment accounts, and the solicitors of such investment advisors; providing for the revocation and suspension of registrations; conferring powers and imposing duties on the Pennsylvania Securities Commission and otherwise providing for the administration of this act; providing for appeals to the Court of Common Pleas of Dauphin County; and to the Supreme Court of Pennsylvania; conferring jurisdiction upon the several courts of common pleas to issue injunctions against violations of this act to appoint receivers and prescribing fees and penalties," by changing the exemptions of certain corporations the number of whose stockholders does not exceed twenty-five to corporations the number of whose security holders does not exceed twenty-five, by limiting the exemption of certain companies to those who establish the good repute of the company and its directors, officers, partners and principals, the proposed sales of securities of which is not unfair, unjust, or inequitable, and by exempting certain private offerings by corporations without any selling commission or fee, the good repute of which and of whose directors and officers is established, and whose proposed sales of securities are not unfair, unjust, or inequitable.

Which was committed to the Committee on Corporations.

Mr. PEELOR read in his place and presented to the Chair Senate Bill No. 402, entitled:

An Act to further amend the act, approved the twenty-sixth day of May, one thousand nine hundred thirty-three (P. L. 1076), entitled "An act to provide for the organization, incorporation, operation, and supervision of co-operative savings and credit associations, to be termed credit unions; designating such credit unions as corporations, and defining their powers and duties; conferring certain powers and duties on the Department of Banking; and providing penalties," further regulating the power and duties of credit unions, their officers and employees.

Which was committed to the Committee on Banking.

Mr. WATKINS read in his place and presented to the Chair Senate Bill No. 403, entitled:

An Act repealing and abandoning as a State highway, State highway Route 36141 in Lancaster County, and providing for the reversion thereof to the township.

Which was committed to the Committee on Highways.

Mr. GELTZ read in his place and presented to the Chair Senate Bill No. 404, entitled:

An Act to further amend section three hundred eleven of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eight classes; and revising, amending and consolidating the laws relating thereto," by including clerical personnel in the office of county superintendent of schools within definition of term "County Emloyee."

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 405, entitled:

An Act relating to the sale, transfer, pledge, and assignment of, and liens upon accounts receivable arising out of contracts, in order to promote trade and commerce by facilitating the sale and pledge of accounts receivable and to eliminate fraud in connection with secret assignments.

Which was committed to the Committee on Judiciary General.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 406, entitled:

An Act to further amend clause (a) of section three hundred eight of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by fixing the liability of the Commonwealth for payment of part of the compensation for disability or death from certain occupational diseases.

Which was committed to the Committee on Labor and Industry.

Mr. HARE on behalf of Mr. MAHANY read in his place and presented to the Chair Senate Bill No. 407, entitled:

An Act to amend section seven hundred thirty-three of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by providing for proceedings by petition in nonsupport and desertion cases.

Which was committed to the Committee on Judiciary General.

Messrs. HARE and WAGNER read in place and presented to the Chair Senate Bill No. 408, entitled:

An Act to add section one thousand one hundred twenty-seven point one to the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," for the purpose of establishing child behavior clinics in the offices of county superintendents and providing for the appointment of psychologists, psychiatrists and psychiatric social workers for the operation of said clinics.

Which was committed to the Committee on Education.

Messrs. HARE and WALKER read in pace and presented to the Chair Senate Bill No. 409, entitled:

An Act to further amend section eleven of the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payment therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process, and providing penalties," by extending service allowance of certain employees.

Which was committed to the Committee on Education.

Mr. HARE read in his place and presented to the Chair Senate Bill No. 410, entitled:

An Act requiring the county commissioners to provide, at the expense of the county, telephone service, typewriter, stenographer, office space, materials and other equipment for the use of the county superintendent of schools.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 411, entitled:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by adding a new route in Bedford County.

Which was committed to the Committee on Highways.

Mr. BERGER (By request) read in his place and presented to the Chair Senate Bill No. 412, entitled:

An Act to amend section one of the act approved the third day of June, one thousand nine hundred fifteen (P. L. 787), entitled "An act relating to the assessment of real estate for taxation," extending the provisions of the act to cities of the third class.

Which was committed to the Committee on Local Government.

Messrs. STIEFEL, TARR and HARE read in place and presented to the Chair Senate Bill No. 413, entitled:

An Act to promote the welfare of the veterans of this Commonwealth, creating a State Veterans' Loan Authority as a body corporate and politic with power to guarantee bank loans to veterans to establish themselves in business or professions; authorizing and regulating the issuance of bonds by said Authority, and providing for the payment of such bonds and the right of the holders thereof and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; prescribing the powers and duties of said Authority and making an appropriation.

Which was committed to the Committee on Military Affairs and Aeronautics.

Mr. LANE read in his place and presented to the Chair Senate Bill No. 414, entitled:

An Act to amend section two of the act, approved the thirty-first day of May, one thousand nine hundred forty-seven (P. L. 377), entitled "A supplement to the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled 'An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof, establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties,' permitting certain State employees who during the war were loaned to the United States Government and who have now returned to State employment to pay into the retirement fund the amount of the contributions they would have made during such period with interest and prescribing how the Commonwealth shall build up the necessary State annuity reserves," by further extending the provisions thereof to cover certain employees who entered the services of the United States in civilian war emergency employment on or after January first one thousand nine hundred forty-two, and who were not at the time of such entry employees of the Commonwealth and who were later transferred to the employ of the Commonwealth.

Which was committed to the Committee on State Government.

Messrs. LANE and PEELOR read in place and presented to the Chair Senate Bill No. 415, entitled:

An Act making an appropriation to Washington and Jefferson College for conservation education; and requiring certain reports in connection therewith.

Which was committed to the Committee on Appropriations.

Messrs. LANE, DENT and NEFF read in place and presented to the Chair Senate Bill No. 416, entitled:

An Act to further amend subsection (d) of section four hundred four of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by changing the weekly amount of compensation payable to eligible employees in certain cases.

Which was committed to the Committee on Labor and Industry.

PERMISSION TO ADDRESS SENATE

Mr. BARR asked and obtained unanimous consent to address the Senate.

Mr. BARR. Mr. President, I wish to present to the Chair a series of ten bills known as the Allegheny County program. I would like these all to be numbered in a row.

BILLS INTRODUCED AND REFERRED

Messrs. BARR, BARRETT and HOLLAND read in place and presented to the Chair Senate Bill No. 417, entitled:

An Act to amend the act, approved the twenty-fifth day of April, one thousand nine hundred twenty-nine (P. L. 694), entitled "An act providing for the payment monthly by the counties to the Department of Revenue of the expenses of keeping convicts in State penitentiaries," by extending the provisions thereof to all State penal and correctional institutions, and providing further for the determination of costs to be borne by the counties.

Which was committed to the Committee on State Government.

They also read in place and presented to the Chair Senate Bill No. 418, entitled:

An Act relating to costs in fornication and bastardy and failure to support cases placing said costs upon defendants and imposing duties upon courts and certain county officers.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair Senate Bill No. 419, entitled:

An Act relating to costs in desertion and non-support cases; placing said costs upon dependants, and imposing duties upon courts and certain county officers.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair Senate Bill No. 420, entitled:

An Act to amend section seventeen of the act, approved the twenty-second day of June, one thousand nine hundred thirty-five (P. L. 414), entitled as amended "An act to provide revenue for State purposes; imposing taxes upon certain classes of personal property; providing for the as-

assessment, collection, and lien of the same, and the distribution of the proceeds thereof; imposing duties on executors, administrators, registers of wills, recorders of deeds, prothonotaries, and court clerks, and on persons, copartnerships, associations, banks, national banks, trust companies, and other corporations receiving deposits of money, and on certain corporations and limited partnerships conferring powers and imposing duties on certain State officers and departments; imposing penalties; and making an appropriation," by imposing an additional tax on scrip, bonds, certificates and evidences of indebtedness assumed or on which interest is paid by corporations; and providing for the distribution thereof.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair Senate Bill No. 421, entitled:

An Act to further amend section one of the act approved the fifteenth day of July one thousand eight hundred ninety-seven (P. L. 292) entitled "An act to provide revenue by taxation" by imposing an additional tax upon shares of banks or savings institutions and providing for the distribution thereof.

Which was committed to the Committee on Banking.

They also read in place and presented to the Chair Senate Bill No. 422, entitled:

An Act to further amend section one of the act, approved the thirteenth day of June, one thousand nine hundred seven (P. L. 640), entitled "An act to provide revenue by levying a tax upon the shares of stock of companies incorporated under the provisions of section twenty-nine of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, and the supplements thereto; for the insurance of owners of real estate, mortgages, and others interested in real estate, from loss by reason of defective titles, liens, and encumbrances; and of companies entitled to the benefits of, and of companies having any of the powers of, companies entitled to the benefits of an act, entitled 'An act conferring upon certain fidelity, insurance, safety deposit, trust and savings companies the powers and privileges of companies incorporated under the provisions of section twenty-nine of an act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April twenty-ninth, Anno Domini one thousand eight hundred and seventy-four, and of the supplements thereto,' approved June twenty-seventh, one thousand eight hundred and ninety-five commonly known as title insurance or trust companies," by imposing an additional tax upon shares of title insurance and trust companies and providing for the distribution thereof.

Which was committed to the Committee on Corporations.

They also read in place and presented to the Chair Senate Bill No. 423, entitled:

An Act to further amend section three hundred five of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by providing for the reim-

bursment of counties by the Commonwealth, for a portion of the expenses incurred in the conduct of elections.

Which was committed to the Committee on Elections.

They also read in place and presented to the Chair Senate Bill No. 424, entitled:

An Act to amend the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" providing for the fixing of the number and compensation of employees by the commission removing the requirement that county commissioners furnish offices for the commission and providing for the payment by the Commonwealth of expenses of registration commissions in cities of the second class.

Which was committed to the Committee on Elections.

They also read in place and presented to the Chair Senate Bill No. 425, entitled:

An Act relating to the imposition of costs in criminal cases; providing for such costs to be borne by the Commonwealth in certain cases, and imposing duties upon counties, and upon the Commonwealth, in connection with the costs in criminal cases.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair Senate Bill No. 426, entitled:

An Act providing for the reimbursement to counties by the Commonwealth, for certain costs of operation of institutions for the care of dependent, neglected and delinquent children.

Which was committed to the Committee on Public Health and Welfare.

RESOLUTION

CONDOLENCES OF THE SENATE EXTENDED TO THE FAMILY AND FRIENDS OF CHARLES O'NEILL

Mr. HALUSKA. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. HALUSKA and MALLERY, offered the following resolution which was twice read, considered and agreed to:

In the Senate, March 1, 1949.

Last Sunday Charles O'Neill passed away at New Rochelle, New York.

His passing brings sadness to every thoughtful man, for it means the loss of another of those precious few, who understand, love and defend Americanism. Charles O'Neill

was not a flag waver nor a professional do-gooder, but his life typified America, was in the American tradition, and lived with a view to perpetuating the American way.

He had little formal education but like Lincoln, educated himself, and became a member of the American Academy of Professional Science.

He went to work in the Central Pennsylvania coal fields when he was 12 years old, as a helper to his father, Hugh O'Neill, a pick and shovel coal miner. The remainder of his life was identified with the coal industry. He became assistant secretary of District Two of United Mine Workers, and held that post eight years. In 1916 he became district vice-president of that union.

His love for the industry impelled him to accept a position in which he could be of most benefit to the industry as a whole. He became secretary of the Central Pennsylvania Coal Producers Association in 1918 and later its president. Later he served as general manager, vice-president and president of Peals, Peacock & Kerr Inc. of New York. His last position was as president of the United Eastern Coal Sales Corporation.

He used his vast technical knowledge for the benefit of all who sought his aid. He was a technical adviser on coal matters to President Wilson, and during World War II was a member of the Solid Fuels Administration War Council.

Mr. O'Neill's home town was in Clearfield, Pennsylvania, but he lived in Scarsdale, New York, at the time of his death. He married early and reared three daughters and two sons.

Because the death of Charles O'Neill creates such a great void in the lives of his family and his friends who are legion, and because it means the loss of another of that type of man America so desperately needs, therefore be it

Resolved, That the Senate of the Commonwealth of Pennsylvania extend its deepest and most sincere sympathy to his family and friends, and to America, and be it further

Resolved, That a copy of this resolution be sent to his family.

REPORT FROM COMMITTEE

Mr. YOSKO. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. YOSKO from the Committee on Banking, reported as committed, House Bill No. 110, entitled:

An Act to amend subsection B of section twelve of the act, approved the sixth day of April, one thousand nine hundred thirty-seven (P. L. 200), entitled "An act licensing and regulating the business of pawnbrokers; providing for the issuance of licenses by the Secretary of Banking; authorizing the Secretary of Banking to make examinations and issue regulations; limiting the interest and charges on loans; and prescribing penalties for the violation of this act," to provide for receipt in duplicate.

EXECUTIVE NOMINATIONS RULE 38 SUSPENDED

A motion was made by Mr. LORD, JR., and Mr. McPHERSON, JR., of the nominations reported from the Committee on Executive Nominations, and the Senate do now resolve itself into Execution Session, for the purpose of acting upon all the nominations reported at today's session, and are now on the table.

Which was agreed to.

The Clerk read the nominations as follows:

MEMBERS OF THE ELK COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 28, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Elk County Board of Assistance:

C. H. Frederick (Republican), 218 Cook Avenue, Ridgway, Elk County, to serve until December 31, 1950. (Reappointment).

LaRue Knapp (Republican), 524 High Street, Johnsonburg, Elk County, to serve until December 31, 1951. (Reappointment).

Miss Katharine A. Signor (Republican), 9 South Broad Street, Ridgway, Elk County, to serve until December 31, 1950, and until her successor is duly appointed and qualified. (Reappointment).

Mrs. Barbara Glaus (Republican), Ridgway, Elk County, to serve until December 31, 1951, and until her successor is duly appointed and qualified. (Reappointment).

Mrs. Frances Whamond (Republican), R. D., Brockport, Elk County, to serve until December 31, 1949, and until her successor is duly appointed and qualified, vice Harrison Beardsley, Johnsonburg, resigned.

JAMES H. DUFF

Commonwealth of Pennsylvania.

Governor's Office, Harrisburg, February 28, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following appointments:

JUSTICE OF THE PEACE

Henry G. Zeber, Box 254, Harmony, Butler County, as Justice of the Peace in and for the Borough of Harmony, Butler County, until the first Monday of January, 1950, vice Louis Z. Hardie, resigned.

ALDERMAN

Mrs. Viola J. Lewis, 19 Sharpsville Avenue, Sharon, Mercer County, as Alderman in and for the Second Ward of the City of Sharon, Mercer County, until the first Monday of January, 1950, vice Alfred C. Lewis, deceased.

JUSTICE OF THE PEACE

Walter Moore, R. D. 1, Washington, Washington County, as Justice of the Peace in and for the Township of South Strabane, Washington County, until the first Monday of January, 1950, vice Fred C. Paraska, deceased.

JAMES H. DUFF

MAJOR GENERAL OF THE ADJUTANT GENERAL'S DEPARTMENT IN THE PENNSYLVANIA NATIONAL GUARD

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, February 28, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Frank A. Weber, Patterson Heights, Beaver Falls, Beaver County, for appointment as Major General of the Adjutant General's Department in the Pennsylvania National Guard, to serve until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified.

JAMES H. DUFF

Whereupon,

A motion was made by Mr. LORD, JR. and Mr. McPHERSON, JR.,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

Two-third of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. LORD, JR. Mr. President, I move that the Executive Session do now rise.

Mr. McPHERSON, JR. Mr. President, I second the motion.

The motion was agreed to.

CALENDAR

THIRD READING CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 5, on third reading, entitled:

An Act to further amend paragraph (j) of section fourteen hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by restricting the application of certain provisions

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 44, as follows:

An Act requiring the consent of the electors of any political subdivision when such political subdivision or any part thereof is to be annexed by a city of the first class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Hereafter no political subdivision of this Commonwealth nor any part thereof shall be annexed to any city of the first class in accordance with the provisions of any existing law providing for such annexation unless the voters of the entire political subdivisions have first consented to such annexation Whenever any proceeding for such annexation shall be commenced the same shall not be concluded and the annexation shall not become effective until there has first been submitted to the electors of the entire political subdivision in accordance with the election law for the submission of such questions a proper question to ascertain the will of the electors with respect to such proposed annexation Such question shall be printed on ballots provided by the county commissioners and shall be submitted at any general or municipal election occurring at least sixty days after a petition shall have been filed with the county commissioners by the council of the city of the first class to which such annexation is to be made asking for the submission of such question If at any such election a majority of those voting on such question shall consent to such annexation then such annexation may be made and concluded in the manner provided by law but if a majority of those voting on the question shall vote against such annexation then no further proceedings for such annexation shall be had Any such question shall not be submitted oftener than once in five years Nothing contained in this act shall be construed to apply to proceedings under existing law where provision is now or hereafter made to secure the consent of the electors of any political subdivision to any such annexation

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

Section 3 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 191, as follows:

An Act to further amend Section three of the act approved the twelfth day of June one thousand nine hundred

thirty-one (P. L. 568) entitled "An act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of money" by making further provision for the collection and dishonor of demand items by banks and the revocation of credit for and payment of such items

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section three of the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 568) entitled "An act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of money" as amended by the act approved the fifteenth day of May one thousand nine hundred forty-five (P. L. 509) is hereby further amended to read as follows

Section 3 [Item on Same Bank A credit given by a bank for an item drawn on or payable at such bank shall be provisional subject to revocation at or before the end of the business day following the day on which the item is deposited in the event the item is found not payable for any reason Whenever a credit is given for an item deposited after banking hours such right of revocation may be exercised during the next business day after the following business day]

Payment and Dishonor of Demand Items Revocation of Credit (a) In any case in which a bank receives other than for immediate payment over the counter a demand item payable by at or through such bank and gives credit therefor before midnight of the day of receipt the bank may have until midnight of its next business day after receipt within which to dishonor or refuse payment of such item Any credit so given together with all related entries on the books of the receiving bank may be revoked by returning the item or if the item is held for protest or at the time is lost or is not in the possession of the bank by giving written notice of dishonor nonpayment or revocation Provided That such item or notice is dispatched in the mails or by other expeditious means not later than midnight of the bank's next business day after the item was received For the purpose of determining when notice of dishonor must be given or protest made under the law relative to negotiable instruments an item duly presented credit for which is revoked as authorized by this act shall be deemed dishonored on the day the item or notice is dispatched A bank revoking credit pursuant to the authority of this act is entitled to refund of or credit for the amount of the item

(b) For the purpose of this section (1) An item received by a bank on a day other than its business day or received on a business day after its regular business hours or during afternoon or evening periods when it has reopened or remained open for limited functions shall be deemed to have been received at the opening of its next business day and (2) The term "credit" includes payment remittance advance of credit or authorization to charge and in cases where the item is received for deposit as well as for payment also includes the making of appropriate entries to the receiving bank's general ledger without regard to whether the item is posted to individual customers' ledgers

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time. and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelior,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,

Crowe,	Kephart,	Rosenfeld,
Dent,	Lane,	Ruth,
Diehm,	Leader,	Scarlett,
DiSilvestro,	Letzler,	Snowden,
Doehla,	Lord,	Stevenson,
Donlan,	Mahany,	Stiefel,
Farrell,	Mallery,	Tallman,
Frazier	McPherson, Jr.,	

Walker,
Watkins,
Watson,
Wolfe,
Wood, L. H.,
Wood, T. N.,
Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 192, as follows:

An Act to further amend subsection A of Section one thousand twelve of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employees of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by authorizing investments in second liens in cases and under conditions herein specified

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection A of Section one thousand twelve of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employees of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" as last amended by the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1104) is hereby further amended to read as follows

Section 1012 Loans on and Investments in Bonds and Mortgages and Judgments of Record A A bank or a bank and trust company shall have the power to lend on the security of or investment in bonds secured by mortgages upon real property but it shall lend upon or invest in only such bonds and mortgages as (1) are first liens [or] on unencumbered improved real property including im-

proved farm land situated within the Commonwealth or within fifty miles of a boundary thereof and (2) do not exceed two-thirds of the actual value of such real property and (3) become due within ten years after the making of such loan or investment unless amortized over a period not exceeding twenty years after the making of such loan or investment in monthly quarterly semi-annual or annual payments sufficient in amount to pay all interest and effect full repayment of principal within such twenty-year period. Provided however That a bank or a bank and trust company while having the entire investment in such a first lien on real property may subject to like conditions in respect to amortization invest in a second lien on the same real property which may be either a bond and mortgage or a judgment if the total amount invested in both liens does not at any time exceed two-thirds of the actual value of such real property. Any building which is upon and is included in the valuation of such real property shall be insured against loss by fire to the benefit of such bank or bank and trust company by the borrower or mortgagor during the term of the bond mortgage or judgment in a company which is authorized to do business in Pennsylvania and is approved by the bank or bank and trust company making the investment. It shall be lawful for a bank or bank and trust company to renew such policies at the expense of the borrower or mortgagor from year to year or for a longer or shorter period not however exceeding the term of the obligation in case he shall fail to do so. All necessary charges and expenses paid by such bank or bank and trust company for such renewals shall be paid by such borrower or mortgagor. In case such borrower or mortgagor shall refuse upon demand to pay such charges and expenses they shall be added to the amount secured by the mortgage or judgment and shall together with interest from the date of the payment of such charges and expenses constitute a lien upon the property [so mortgaged] subject to the mortgage or judgment. All expenses of searches examinations certificates of title or appraisal of actual value and all expenses of drawing and recording of papers shall be paid by such mortgagor or borrower. The actual value of the real property shall be determined by two reputable persons especially familiar with real property values in the vicinity of the particular property to be appraised selected from or approved by the board of directors. They shall inspect the property and shall state in writing that the actual value of the real property inspected to the best of their judgment is as stated. Such report shall be filed and preserved among the records of the bank or bank and trust company. The provisions of this subsection shall not apply to loans on the security of bonds secured by mortgages upon real property situated within the Commonwealth or within fifty miles of a boundary thereof made or for which a written commitment to guarantee has been made in accordance with the provisions of the "Servicemen's Readjustment Act of 1944" its amendments and supplements and rules and regulations promulgated from time to time pursuant to the provisions of said act provided that such loans are guaranteed in an amount equal to at least twenty per centum thereof nor shall the provisions of this section apply to bonds secured by mortgages which are insured by or for which a commitment to insure has been made by the Federal Housing Administrator pursuant to the provisions of the National Housing Act of one thousand nine hundred and thirty-four approved the twenty-seventh day of June one thousand nine hundred and thirty-four its amendments and supplements nor to public utility railroad or industrial bonds or other securities commonly known as investment securities although such bonds may be secured in whole or in part by a mortgage upon real property.

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,
On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donian,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 265, on third reading, entitled:

An Act to further amend the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employee's retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties" by requiring the retirement board to submit annual statements to contributors.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

SECOND READING CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 339, on second reading, entitled:

An Act establishing a committee under the Joint State Government Commission to make a thorough investigation and study of the safety measures and methods employed in the bituminous coal mining industry for the protection of the coal miners providing for the appointment of the members of such committee prescribing the committee's powers and duties and making an appropriation.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS INTRODUCED AND REFERRED

Mr. FRAZIER. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FRAZIER read in place and presented to the Chair Senate Bill No. 427, entitled:

An Act requiring political subdivisions to record a certified copy of any ordinance or resolution and amendments thereof, under which real estate is appropriated for public purposes in the office of the recorder of deeds of the county in which such real estate is situate; providing for indexing thereof; and the effect of the failure to record.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 428, entitled:

An Act making the title acquired by a political subdivision on condemnation a fee simple title, except in certain cases.

Which was committed to the Committee on Local Government.

HOUSE MESSAGE

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 151, entitled:

An Act to further amend section fourteen (c) of the act, approved the tenth day of June, one thousand nine hundred thirty-one (P. L. 485), entitled "Undertakers License Law," by providing for the appointment of members of the State Board of Undertakers from a list submitted to the Governor by the Funeral Directors Association of the State of Pennsylvania.

Which was committed to the Committee on Judiciary General.

House Bill No. 161, entitled:

An Act to amend sections four thousand three hundred two and four thousand three hundred three of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," by prescribing a minimum period of continuous service for police retirement; prescribing a minimum rate for police pensions.

Which was committed to the Committee on Local Government.

House Bill No. 565, entitled:

An Act to promote the welfare of the people of the Commonwealth; creating The General State Authority as a body corporate and politic with power to construct improve, equip, furnish, and operate projects and to lease the same, and to fix fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds for said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Property and Supplies to grant, assign, convey, or lease to the Authority lands of the Commonwealth and interests therein, and to acquire lands therefor; granting the right of eminent domain; empowering The General State Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act.

Which was committed to the Committee on State Government.

House Bill No. 566, entitled:

An Act to promote the welfare of the people of the Commonwealth; creating a State Highway and Bridge Authority as a body corporate and politic with power to construct, reconstruct, improve, maintain, equip, furnish and operate highway and bridge projects and roadside rests, and to lease the same, and to fix and collect fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds by said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Highways to grant, assign, convey or lease to the Authority lands, easements or rights of way of the Commonwealth and interests therein, and to acquire lands therefor; authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized; granting the right of eminent domain; empowering said Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; and making an appropriation.

Which was committed to the Committee on State Government.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. HARE. Mr. President, I second the motion.
The motion was agreed to.

Agreeably to order.

The Senate proceeded to the first reading and consideration of Senate Bill No. 30, entitled:

An Act to further amend section two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2045), entitled "An act relating to the support of indigent persons publicly cared for or assisted; providing for the support of such persons by certain relatives, for the recovery of public moneys expended for care and assistance from the property and estates of such persons; providing for guardians of the person and property of such persons; providing for the arrest and seizure and sale of the property of deserters; and providing procedure," by changing the definition of the word court.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 39, entitled:

An Act to further amend section two of the act approved the tenth day of July one thousand nine hundred thirty-five (P. L. 645) entitled "An act imposing certain requirements on certain hospitals receiving State aid authorizing the withholding of appropriations and imposing duties on the Department of Welfare" making war-time provisions permanent.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 81, entitled:

An Act to amend section twenty-five of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 414), entitled "An act relating to vital statistics and to make uniform the law with reference thereto," by eliminating the requirements for Local Registrars of Vital Statistics to endorse permits for burial, removal or other disposition of bodies of persons whose death or stillbirth occur outside of this State and requiring the filing of such permits with such Local Registrars.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 110, entitled:

An Act to amend subsection B of section twelve of the act approved the sixth day of April one thousand nine hundred thirty-seven (P. L. 200), entitled "An act licensing and regulating the business of pawnbrokers providing for the issuance of licenses by the Secretary of Banking authorizing the Secretary of Banking to make examinations and issue regulations limiting the interest and charges on loans and prescribing penalties for the violation of this act" to provide for receipt in duplicate.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 212, entitled:

An Act to further amend section nine of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by making certain children placed in foster homes, by the court, eligible for assistance.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 332, entitled:

An Act to further amend the act approved the twelfth day of June one thousand nine hundred and thirty-one (P. L. 510) entitled "An act providing for the licensure and regulation of certain private nursing homes and private hospitals conferring certain powers and duties upon the Department of Welfare and providing penalties" by including private boarding homes operated for profit and excluding private boarding homes operated on a non-profit basis.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILL INTRODUCED AND REFERRED

Mr. LANE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LANE read in place and presented to the Chair Senate Bill No. 429, entitled:

An Act to amend the act approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1183), entitled "An act relating to strikes by public employees; prohibiting such strikes; providing that such employees by striking terminate their employment; providing for reinstatement under certain conditions; providing for a grievance procedure; and providing for hearings before civil service and tenure authorities, and in certain cases before the Pennsylvania Labor Relations Board," by recognizing the right of the employees to be represented by persons of their own choosing or of their employee group or union, by modifying the provisions terminating employment, by obligating the employing officers as well as the employees to observe the terms of the act, and by extending the authority to conduct hearings.

Which was committed to the Committee on Labor and Industry.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Wednesday, March 2, 1949, at 4:00 o'clock, p. m., Eastern Standard Time.

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 4:41 o'clock, p. m., Eastern Standard Time until Wednesday, March 2, 1949, at 4:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, March 1, 1949

The House met at 1:00 p. m.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Reverend Charles E. Wille, guest Chaplain, offered the following prayer:

Our loving Heavenly Father, reverently we bow before Thee, for this new day, with the opportunity to serve; the task is hard, problems are many, but we are confident that if we allow the Holy Spirit to guide us in our thinking and actions, then will come the greatest good to the people of the Commonwealth of Pennsylvania, and to the greater glory of Thy everlasting name. In Jesus' name we pray. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Monday, February 28, 1949.

The Clerk proceeded to read the Journal of Monday, February 28, 1949, when, on motion of Mr. ROVANSEK unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. SCHMIDT.

HOUSE BILL No. 694.

An Act to further amend section four hundred fourteen of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (1933-34 P. L. 15), entitled as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from States stores and of fees; and imposing penalties," by permitting the sale of wine to individuals for religious purposes.

Referred to the Committee on Liquor Control.

By Mr. ALTSHULER.

HOUSE BILL No. 695.

An Act to amend the act, approved the twenty-sixth day of May, one thousand nine hundred forty-seven (P. L. 318), entitled "An act relating to the public practice of certified public accountants; providing for the certification of persons desiring to practice and the listing of persons engaged in practicing as certified public accountants, and for the suspension and revocation of such certificates, subject to appeal and for their reinstatement; prescribing the powers and duties of the State Board of Examiners of Public Accountants and the Department of Public Instruction; providing for ownership of working papers; defining unlawful acts and acts not unlawful; providing penalties and repealing existing laws," by prescribing educational and experience qualifications necessary for right to take examination; and regulating use of the word "certified" or any abbreviation thereof or its initial letter.

Referred to the Committee on Professional Licensure.

By Mr. LEE.

HOUSE BILL No. 696.

An Act making an appropriation to the Trustees of Temple University at Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. LEE.

HOUSE BILL No. 697.

An Act limiting the time within which suit for wage claims may be brought.

Referred to the Committee on Judiciary.

By Mr. LEE.

HOUSE BILL No. 698.

An Act to amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 925), entitled "An act defining the right of persons accused of contempt of court arising out of violation of injunctions; limiting eligibility of judges in such cases; and prescribing procedure and penalties," by further prescribing the procedure in cases of indirect civil or criminal contempt and eliminating the penalties.

Referred to the Committee on Judiciary.

By Messrs. McKINNEY and HEWITT.

HOUSE BILL No. 699.

An Act relating to the allocation and expenditure of certain funds available for highway purposes.

Referred to the Committee on Highways.

By Mr. LEE.

HOUSE BILL No. 700.

An Act to amend sections three and four of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 415), entitled "An act relating to the qualification, jurisdiction, powers, and duties of registers of wills, and regulating proceedings before said registers, and the costs thereof, the effects of their acts, and appeals therefrom," by requiring the register of wills to advertise notices of the grant of letters testamentary and of administration, and the payment of the cost thereof out of the estate.

Referred to the Committee on Judiciary.

By Mr. CLAPPER.

HOUSE BILL No. 701.

An Act to further amend section one thousand one hundred three of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by authorizing the State Council of Education to fix qualifications of assistant county superintendents.

Referred to the Committee on Education.

By Messrs. LEE and COOPER. HOUSE BILL No. 702.

An Act concerning the retirement of justices of the Supreme Court, judges of the Superior Court, Courts of Common Pleas, Orphans' Courts, Municipal Court of Philadelphia and County Court of Allegheny County, and providing for payments by way of pensions to be made as a result thereof.

Referred to the Committee on State Government.

By Mr. THOMPSON.

HOUSE BILL No. 703.

An Act to authorize counties, cities, boroughs, incorporated towns, townships, school districts, poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law; and to amend such claims when the property affected is not sufficiently described; and to file suggestions of non-payment and averments of default, or to sue out writs of scire facias on certain tax or municipal claims; and to revive judgments where the lien of such claims or the judgments thereon have been lost; and providing for the reinstatement of the liens of such claims and judgments.

Referred to the Committee on Municipal Corporations.

By Mr. KENT.

HOUSE BILL No. 704.

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof; including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards,

and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating as an advisory board in the Department of Welfare, the Advisory Board on Corrections; and prescribing its powers and duties.

Referred to the Committee on State Government.

By Mr. STIMMEL. HOUSE BILL No. 705.

An Act to amend section six hundred thirty-one of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by permitting the manufacture, sale or offering for sale of sparklers and colored fire normally used in parades, processions and outdoor events.

Referred to the Committee on Judiciary.

By Mr. FROST. HOUSE BILL No. 706.

An Act making an appropriation to the trustees of the Pennsylvania State College for the improvement of the Livestock industry of Pennsylvania; and providing for and appropriating a revolving fund for such purposes.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. FROST. HOUSE BILL No. 707.

An Act to further amend section five hundred forty-three of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general special or local, or any parts thereof, that are or may be inconsistent therewith," by requiring residents of school districts upon reaching twenty-one years of age and persons becoming residents of school districts to notify such school districts of such fact; and prescribing penalties.

Referred to the Committee on Education.

By Mr. MADIGAN. HOUSE BILL No. 708.

An Act to further amend section two hundred fifty-nine of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing for the appointment by the District Attorney of any county of the sixth class having no assistant district attorney, with the approval of the salary board of a special assistant attorney to aid in murder cases.

Referred to the Committee on Counties.

By Mr. STUART. HOUSE BILL No. 709

An Act to further amend section eight-hundred fourteen of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An

act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by authorizing county boards of school directors to provide, administer and supervise special services and superintendents; and authorizing contracts with school districts not under the jurisdiction of a county superintendent.

Referred to the Committee on Education.

By Messrs. POSTA and JIM. HOUSE BILL No. 710.

An Act to amend section one and to repeal section five of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act empowering cities of the second class, cities of the second Class A, cities of the third class, boroughs, towns, townships of the first class, school districts of the second class, school districts of the third class and school districts of the fourth class, to levy, assess and collect or to provide for the levying, assessment and collection of certain additional taxes, subject to maximum limitations for general revenue purposes; authorizing and establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of Quarter Sessions and to the Supreme Court and Superior Court," by excluding therefrom persons, transactions and occupations as subjects of taxation.

Referred to the Committee on Municipal Corporations.

By Mr. LOFTUS. HOUSE BILL No. 711.

An Act fixing the maximum hours of employment for members of the fire department in cities of the first class, except in emergency cases.

Referred to the Committee on City and County—First Class.

By Mr. MINTESS. HOUSE BILL No. 712.

An Act authorizing the recording and copying of documents, plats, papers, and written instruments and the replacement and certification of worn or dilapidated books or papers of record by officers of the Commonwealth, political subdivisions, and municipality authorities by photostatic, photographic, microphotographic, microfilm means or other mechanical process; relating to the effect and use of such copies, records, reproductions and replacements and transcripts or certified copies thereof; and providing for revision of originals and copies so reproduced or replaced and for the preservation or destruction of such records.

Referred to the Committee on State Government.

By Mr. GALLAGHER. HOUSE GILL No. 713.

An Act to amend section twenty of the act approved the seventh day of July, one thousand nine hundred and forty-seven (P. L. 1414), entitled "An act creating for a limited time public bodies corporate and politic to be known as Veterans' Housing Authorities; to make available for veterans of World War II temporary emergency housing accommodations; empowering them to acquire by purchase, gift or eminent domain certain dwellings and other structures; providing for their organization and the exercise of their powers and duties, including the borrowing of money, issuing bonds and other obligations; the leasing and selling of property acquired; and conferring certain powers and duties on the governing bodies of cities and counties and the State Board of Housing"

providing for publication of a summary of the report filed by each Veterans' Housing Authority.

Referred to the Committee on State Government.

By Mr. GALLAGHER

HOUSE BILL No. 714.

An Act to amend subsection (a) of section six of the act approved the fifth day of June, one thousand nine hundred forty-seven (P. L. 458) entitled "An act creating as bodies corporate and politic 'Parking Authorities' in cities of the second class; prescribing the rights, powers and duties of such authorities authorizing such authorities to acquire, construct, improve maintain and operate parking projects; to conduct research of the parking problem, and to establish a permanent co-ordinated system of parking facilities, and to borrow money and issue bonds therefor; providing for the payment of such bonds and prescribing the rights of the holders thereof; conferring the right of eminent domain on such authorities; empowering such authorities to enter into contracts with, and to accept grants from, the Federal Government, State, political subdivisions of the State or any agency thereof; exempting the property and securities of such parking authorities from taxation and conferring exclusive jurisdiction on certain courts over rates" changing the provisions relating to the issuance and sale of bonds by Parking Authorities.

Referred to the Committee on Cities and County--Second Class.

By Mr. GALLAGHER

HOUSE BILL No. 715.

An Act to amend subsection A. of section five of the act approved the second day of May, one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of 'Authorities' for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contract with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates." changing the provisions relating to the issuance and sale of bonds by Municipal Authorities.

Referred to the Committee on Municipal Corporations.

By Mr. GALLAGHER

HOUSE BILL No. 716.

An Act to amend the second paragraph of section eighteen and section twenty-four of the act approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 955), entitled "An act to promote public health, safety, morals, and welfare by declaring the necessity of creating public bodies, corporate and politic, to be known as housing authorities to engage in slum clearance, and to undertake projects, to provide dwelling accommodations for persons of low income; providing for the organization of such housing authorities; defining their powers and duties; providing for the exercise of such powers and including the acquisition of property by purchase, gift or eminent domain, the renting and selling of property, and including borrowing money, issuing bonds, and other obligations, and giving security therefor; prescribing the remedies of obligees of housing authorities; authorizing housing authorities to enter into agreements, including agreements with the United States, the Commonwealth, and political subdivisions and municipalities thereof; defining the application of zoning, sanitary, and building laws and regulations to project built or maintained by such housing authorities; exempting the property and securities of

such housing authorities from taxation; and imposing duties and conferring powers upon the State Board of Housing, and certain other State officers and departments," changing the provisions relating to the issuance and sale of bonds by housing authorities and imposing additional requirements respecting the audit of accounts of such authorities and the publication thereof.

Referred to the Committee on State Government.

By Mr. GALLAGHER

HOUSE BILL No. 717.

An Act to amend sections fourteen and nineteen of the act approved the twenty-fourth day of May, one thousand nine hundred forty-five (P. L. 991), entitled "An act to promote elimination of blighted areas and supply sanitary housing in areas throughout the Commonwealth; by declaring acquisition, sound replanning and redevelopment of such areas to be for the promotion of health, safety, convenience and welfare; creating public bodies corporate and politic to be known as Redevelopment Authorities; authorizing them to engage in the elimination of blighted areas and to plan and contract with private, corporate or governmental redevelopers for their redevelopment; providing for the organization of such authorities; defining and providing for the exercise of their powers and duties, including the acquisition of property by purchase, gift or eminent domain; the leasing and selling of property, including borrowing money, issuing bonds and other obligations, and giving security therefor; restricting the interest of members and employes of authorities; providing for notice and hearing; supplying certain mandatory provisions to be inserted in contracts with redevelopers; prescribing the remedies of obligees of redevelopment authorities; conferring certain duties upon local planning commissions, the governing bodies of cities and counties, and on certain State officers, boards and departments," changing the provisions relating to the issuance and sale of bonds by Urban Redevelopment Authorities, and imposing additional requirements respecting the audit of accounts of such authorities and the publication thereof.

Referred to the Committee on State Government.

By Mr. O'DARE

HOUSE BILL No. 718.

An Act to further amend sections six hundred eight, one thousand two hundred one, and one thousand two hundred eighteen of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims, registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring a re-examination of operators involved in a traffic accident; providing for the issuance of summons on sight for violations of this act and requiring pedestrians to comply with traffic signals and officers directing traffic.

Referred to the Committee on Motor Vehicles.

By Mr. McCORMACK.

HOUSE BILL No. 719.

An Act to further amend section one of the act, approved the seventeenth day of May, one thousand nine hundred seventeen (P. L. 197), entitled "An act regulating the purchase of and contract for supplies in cities of the first class in this Commonwealth," by increasing the value for which materials or commodities may be purchased or procured without public advertisement for bids and without entering into written contracts.

Referred to the Committee on City and County—First Class.

By Mr. TALH.

HOUSE BILL No. 720.

An Act to amend section three of the act approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 349), entitled "An act requiring political subdivisions to refund taxes and license fees erroneously and inadvertently paid thereto, and giving a right of action against such political subdivision for the recovery of such taxes and fees upon their failure to make such refunds; making the provisions of the act retroactive; and repealing existing laws," by changing the period of time in which refunds of taxes erroneously paid may be obtained.

Referred to the Committee on Municipal Corporations.

By Mr. DRISCOLL.

HOUSE BILL No. 721.

An Act to amend section twelve of the act approved the third day of June, one thousand nine hundred fifteen (P. L. 954), entitled "An Act to protect the public health and safety; By regulating the erection, alteration, repair, use occupancy, maintenance, sanitation, and condemnation of dwellings, two-family dwellings, rooming-houses, and tenements; by regulating the use, maintenance, and sanitation of the grounds surrounding the same, the adjoining buildings, and all vacant land, in cities of the first class; providing for their inspection, the abatement of nuisances, the vacating of uninhabitable houses, and the filing of liens; creating a Division of Housing and Sanitation; and providing penalties for violations of the provisions thereof, and repealing all laws inconsistent therewith," by exempting from the provisions of this section any interior kitchen having approved adequate mechanical ventilation.

Referred to the Committee on Public Health and Sanitation.

By Mr. ALTSHULER.

HOUSE BILL No. 722

An Act providing that when any city, county, school district or other political subdivision of this Commonwealth shall, in the exercise of the power of eminent domain, acquire real estate by appropriation and condemnation, the title thereto which shall vest in such city, county, school district or other political subdivision shall be a title in fee simple, unless otherwise provided in the ordinance or resolution, authorizing the appropriation and condemnation thereof.

Referred to the Committee on Municipal Corporations.

By Mr. SAX.

HOUSE BILL No. 723.

An Act making it a misdemeanor to install or permit or procure the installation of any pipe, appliance, or fixture for the use of water in any building without securing a permit from the water company or municipality or municipal authority supplying such water, or to bypass any meter or registering device, or in any other manner to secure the introduction or use of water with intent to evade payment of the charges made therefor; and providing penalties therefor.

Referred to the Committee on Judiciary.

By Mr. YAFFE.

HOUSE BILL No. 724.

An Act to amend section one of the act approved the first day of May, one thousand nine hundred thirteen (P. L. 155, No. 104), entitled "An act regulating the letting of certain contracts for the erection, construction, and alteration of public buildings," by fixing the amount of the estimates of the cost of the plumbing, heating, ventilating, and electrical work as to which the provisions of the said act shall be applicable.

Referred to the Committee on State Government.

By Mr. O'DONNELL.

HOUSE BILL No. 725.

An Act to add section twenty-eight point one to the act, approved the sixteenth day of May, one thousand nine hundred twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," by providing for the sale of property for delinquent taxes in counties of the first class, giving purchaser indefeasible title not subject to redemption and free of all taxes, municipal claims, liens, mortgages, charges and estates of whatsoever kind.

Referred to the Committee on City and County—First Class.

By Messrs. HELM and GUTHRIE.

HOUSE BILL No. 726.

An Act to amend section three hundred three of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by further providing for salary boards in counties of the sixth class.

Referred to the Committee on Counties.

By Messrs. ROVANSEK and NIXON.

HOUSE BILL No. 727.

An Act relating to members of the bureau of fire in cities of the second class A providing for a two platoon system for such members.

Referred to the Committee on Cities and County Second Class.

By Mr. AMARANDO.

HOUSE BILL No. 728.

An Act relating to giving of mortgages and loans; and regulating the payment of interest and principal thereon in certain cases.

Referred to the Committee on Judiciary.

By Mr. AMARANDO.

HOUSE BILL No. 729.

An Act requiring cities of the first class to allot the sum of fifty dollars to all uniformed officers and men employed in the police department, fire department and park guard for the purchase of their prescribed uniforms.

Referred to the Committee on City and County—First Class.

By Mr. JENNINGS.

HOUSE BILL No. 730.

An Act making an appropriation to the Department of Highways for the payment of certain moral claims; providing for the hearing, adjustment and payment of moral claims of persons injured and property damaged through negligence in the construction or repair of State highways by the Department or its employees.

Referred to the Committee on Appropriations.

By Mr. HELM.

HOUSE BILL No. 731.

An Act to further amend section one thousand one hundred twenty-six of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for the employment of full-time supervisors of special education by certain counties and for payment of salaries of such supervisors.

Referred to the Committee on Education.

By Messrs. NAJAKA and KOHL.

HOUSE BILL No. 732.

An Act making an appropriation to the Department of Welfare for the purpose of building a stop gap addition and a front wing addition for the Nanticoke State Hospital at Nanticoke, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. TOMPKINS.

HOUSE BILL No. 733.

An Act to validate certain acknowledgments and to regulate the effect thereof.

Referred to the Committee on Judiciary.

By Messrs. MILLS and WILLIAMS.

HOUSE BILL No. 734.

A Joint Resolution proposing an amendment to article eight, section one of the Constitution of the Commonwealth of Pennsylvania, reducing the age limit of electors.

Referred to the Committee on Judiciary.

By Messrs. HEATHERINGTON and FLEMING.

HOUSE BILL No. 735.

An Act to further amend section one of the act, approved the twentieth day of July, one thousand nine hundred seventeen (P. L. 1158), entitled "An act to fix, regulate, and establish the fees to be charged and received by constables in this Commonwealth," increasing the fees in certain cases.

Referred to the Committee on Judiciary.

By Mr. BANE.

HOUSE BILL No. 736.

An Act validating certain sales of and deeds to real property made by county commissioners in good faith under a mistake of law.

Referred to the Committee on Judiciary.

By Messrs. ROVANSEK and WILLIAMS.

HOUSE BILL No. 737.

An Act to repeal the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P.

L. 992) entitled "A supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy nine' approved the first day of June one thousand eight hundred and eighty-nine amending the twenty-fourth section by providing for the payment by the State Treasurer of one-half of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities and boroughs within this Commonwealth."

Referred to the Committee on Ways and Means.

By Mr. McMILLEN.

HOUSE BILL No. 738.

An Act to further amend section five of the act, approved the nineteenth day of February, one thousand nine hundred twenty-six (P. L. 16), entitled, as amended, "An act regulating, under permit, through the Pennsylvania Liquor Control Board, the manufacture, production, distillation, development, use in manufacture, denaturization, redistillation, rectification, blending, recovery, re-use, holding in bond, holding in storage by bailees for hire, and transportation for hire, of any alcohol, alcoholic liquid or alcoholic beverage, by certain persons; requiring the registration of Federal permits; also providing for fees and the disposition thereof, and for appeals to the Courts; also authorizing the inspection of the record of permittees and purchasers of said alcohol, alcoholic liquid, and alcoholic beverages; also declaring certain places nuisances and providing for their abatement; also providing penalties; and also repealing all acts or parts of acts inconsistent with this act," by exempting scheduled common carriers by air of mail and passengers from license requirement.

Referred to the Committee on Aeronautics.

By Mr. BANE.

HOUSE BILL No. 739.

An Act to further amend clause (c) of section two of the act, approved the fourth day of April, one thousand nine hundred twenty-five (P. L. 127), entitled "An act relating to Adoption," by further providing for consent to adoption by mothers of illegitimate children.

Referred to the Committee on Judiciary.

By Messrs. SNIDER and WILLIAMS.

HOUSE BILL No. 740.

An Act regulating the payment of wages or compensation for labor or service in certain private employments; establishing regular pay days; imposing certain duties upon employes; conferring powers and duties upon the Department of Labor and Industry; imposing additional powers and duties on the Secretary of the Department of Labor and Industry, for the civil collection of wages; imposing civil and criminal penalties for the violations of the act, and providing for their collection and disposition, and repealing inconsistent legislation.

Referred to the Committee on Labor Relations.

By Messrs. BLOOM and ROBERTSON.

HOUSE BILL No. 741.

An Act to amend section one thousand three of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways; and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles; and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act."

conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties, providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by stating certain circumstances under which a driver shall not be found to be negligent.

Referred to the Committee on Motor Vehicles.

By Mr. ALTSHULER. HOUSE BILL No. 742.

An Act to add section four point one to, and to further amend section eleven of the act, approved the twentieth day of May, one thousand nine hundred fifteen (P. L. 566), entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities, and all county or other public employes, if any, paid by appropriation of the city councils thereof, and out of the treasury of said cities; and regulating the administration and the payment of such pensions," by providing for lesser pensions at the employee's or former employee's option after fifteen but less than twenty years of service and contribution; and defining "year of service" in certain cases.

Referred to the Committee on City and County First Class.

By Messrs. WOOD and BOORSE. HOUSE BILL No. 743.

An Act making an appropriation to the Local Government Commission to continue its work.

Referred to the Committee on Appropriations.

By Mr. COLE. HOUSE BILL No. 744.

An Act to safeguard the health and welfare of the general public and employes working on new construction providing for the establishment and maintenance of adequate toilet facilities for the use of workmen so employed imposing certain duties on owners or contractors relating thereto and prescribing penalties.

Referred to the Committee on Public Health and Sanitation.

By Mr. NIXON. HOUSE BILL No. 745.

An Act to amend Section seventy-five of the act approved the thirty-first day of March one thousand eight hundred and sixty (P. L. 427) entitled "An act to consolidate revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings" by imposing certain restrictions as to the performance of labor by persons imprisoned in county jails.

Referred to the Committee on Welfare.

By Mr. COSTA. HOUSE BILL No. 746.

An Act to further amend clause (a) of subsection A of section seven of the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities

to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," by vesting the power of appointment of members to the board, in the mayor, of cities of the first class.

Referred to the Committee on Municipal Corporations.

By Messrs. JOHNSON and SCOTT.

HOUSE BILL No. 747.

An Act to amend section one thousand two hundred forty-nine of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for payments by the Commonwealth to school districts of sums equal to one-half the salaries of teachers of special classes.

Referred to the Committee on Education.

By Messrs. COLE and EVANS. HOUSE BILL No. 748.

An Act providing for the creation, maintenance and operation of a county employes' retirement system in counties of the sixth, seventh and eighth class; imposing certain charges on counties, and prescribing penalties.

Referred to the Committee on Counties.

By Mr. MIKULA. HOUSE BILL No. 749

An Act to further amend clause nine of section one of the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes; defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," extending the period in which certain former members of the General Assembly may join.

Referred to the Committee on State Government.

By Messrs. McMILLEN and WOOD.

HOUSE BILL No. 750.

An Act to further amend section three hundred one and to amend sections three hundred two, three hundred four and four hundred eight of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor; and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in

which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by changing the membership and organization of the Pennsylvania Game Commission, the Board of Fish Commissioners, the Pennsylvania Historical and Museum Commission, and the State Council of Education.

Referred to the Committee on State Government.

By Messrs. MILLS and WEISS. HOUSE BILL No. 751.

An Act to further amend sections four hundred and one, and four hundred two, of the act approved the fifth day of December, one thousand nine hundred and thirty-six (1937 Pamphlet Laws 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions), selected on a civil service basis; requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls, to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer and prescribing penalties," extending the provisions of said act to certain persons who are unemployed by reasons of sickness or physical disability.

Referred to the Committee on Workmens Compensation.

By Messrs. REESE and NIXON. HOUSE BILL No. 752.

An Act providing for the exemption not to exceed a valuation of four thousand dollars (\$4000), from all taxation on real estate owned and occupied by any honorably discharged soldier, sailor or marine, and their widows, during widowhood who have served in the armed forces of the United States, who have reached the age of sixty years, and who have resided in the State of Pennsylvania, for one whole year, providing for similar exemption for totally disabled veterans, irrespective of age and providing the procedure for claiming such exemption.

Referred to the Committee on Military Affairs.

By Messrs. WOOD and BOORSE. HOUSE BILL No. 753.

An Act to amend section one of the act, approved the twenty-ninth day of May, one thousand nine hundred thirty-five (P. L. 244), entitled "An act creating a Local Government Commission to study and report on functions of local government; their allocation and elimination; the cost of local government and means of reducing it; and the consolidation of local government; and making an appropriation," by further regulating the terms of the members of said commission.

Referred to the Committee on State Government.

By Mr. WAGNER. HOUSE BILL No. 754.

An Act to further amend subsection (y) of section four and section three hundred eleven of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain employed persons; providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special

funds in the custody of the State Treasurer; and prescribing penalties," by further defining "Wages of a Compensated Employee" and making further provision for refunds and adjustments of employers' contributions in certain cases.

Referred to the Committee on Workmen's Compensation.

By Mr. McMILLEN. HOUSE BILL No. 755.

An Act to reenact and amend the act, approved the eighth day of July, one thousand nine hundred forty-seven (P. L. 1476), entitled "An act authorizing the Joint State Government Commission to study the educational fields; the financing, administration and other features of collegiate institutions; prescribing the powers and duties and making an appropriation," by authorizing continuation of the study; and reappropriating unexpended balance.

Referred to the Committee on Appropriations.

By Messrs. REESE and POLEN.

HOUSE BILL No. 756.

An Act prohibiting the sale of tickets in excess of seating capacity by all places of amusement or entertainment allowing a certain margin of tolerance, and prescribing penalties.

Referred to the Committee on Law and Order.

By Mr. FELTON. HOUSE BILL No. 757.

An Act to further amend subsection (f) of section thirty-eight of the act, approved the thirtieth day of March, one thousand nine hundred thirty-seven (P. L. 115), entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commission, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, certain public service companies, persons, firms, and corporations operating vehicles for moving furniture and household goods, and boards of school directors; and imposing penalties," by eliminating the serial number on the voter's certificate.

Referred to the Committee on Elections and Apportionment.

By Messrs. LOVETT, PETROSKY and MILLS.

HOUSE BILL No. 758.

An Act prohibiting political subdivisions from imposing wage, income or occupation taxes on non-residents and abolishing such taxes heretofore imposed.

Referred to the Committee on Municipal Corporations.

By Messrs. NAGEL and COLEMAN.

HOUSE BILL No. 759.

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto section eighteen to provide for voting by electors who are absent or physically disabled.

Referred to the Committee on Elections and Apportionment.

By Mr. GEORGE.

HOUSE BILL No. 760.

An Act making an appropriation to the Department of Justice for the payment of certain moral claims against the Commonwealth.

Referred to the Committee on Appropriations.

By Messrs. GREENWOOD and JENNINGS.

HOUSE BILL No. 761.

An Act to amend section eighteen of the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "An Act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollement as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," making special provisions for manner of registration in boroughs, towns and townships of less than a certain population in certain counties and providing penalties.

Referred to the Committee on Elections and Apportionment.

By Mr. WESCOTT.

HOUSE BILL No. 762.

An Act making an appropriation to the Department of Agriculture for the control of stem rust of wheat, oats, barley and rye by the eradication of rust spreading barberry bushes, and providing for payment thereof to counties making like expenditures of county funds.

Referred to the Committee on Appropriations.

By Messrs. GUARNIERI and DOUGHERTY.

HOUSE BILL No. 763.

An Act making an appropriation to the trustees of the Pennsylvania State College for the use of its Extension Service for the support of educational activities for Pennsylvania workers.

Referred to the Committee on Appropriations.

By Mr. DALRYMPLE.

HOUSE BILL No. 764.

An Act to amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by further providing for the compensation of certain election officials in counties of the first class; and changing the requirements for delivery of voting machine keys; for the preparation of duplicate return sheets in certain cases; for the

payment of certain campaign expenses; for the making of expense accounts and the delivery of blanks therefor.

Referred to the Committee on Elections and Apportionment.

By Messrs. DALRYMPLE and WATERHOUSE.

HOUSE BILL No. 765

An Act for safeguarding persons and property and promoting the welfare of the public creating an electrical administrative board of the Commonwealth of Pennsylvania and prescribing its duties and authority establishing minimum standards for electrical equipment and its installation providing for State-wide inspection of installations of electrical equipment providing for the appointment of electrical inspectors for carrying out the provisions of this act and prescribing their qualifications duties rights and authority making it unlawful to undertake or perform the installation of electrical equipment without applying for inspection therefor except as otherwise provided providing for the licensing by the electrical administrative board of persons firms or corporations engaged in the business of electrical contracting and electrical journeymen employed by them in the work of installing maintaining altering or repairing electrical equipment making it unlawful to undertake or perform the installation of electrical equipment without a license except as otherwise provided providing penalties for the violation of this act and repealing all statutes and parts of statutes in conflict with this act.

Referred to the Committee on State Government.

By Mr. WHEELER.

HOUSE BILL No. 766.

An Act to prohibit the re-use of paper containers wrapping papers and other waste papers for the packaging of food and drug products imposing duties on local departments and bureaus of health and prescribing penalties.

Referred to the Committee on Public Health and Sanitation.

By Messrs. BRETH and GOOD.

HOUSE BILL No. 767.

An Act to further amend the first paragraph of section two hundred twenty-six of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by giving fishermen twenty-four hours to produce licenses.

Referred to the Committee on Fisheries.

By Mr. BRETH.

HOUSE BILL No. 768.

An Act to further amend paragraph (a) of section eight hundred six of the act, approved the third day of June, one thousand nine hundred thirty-seven, (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by providing that the act of leaning of a loaded rifle or shotgun against or on a vehicle shall not be construed as violating the provisions of this act and eliminating the requirement that during certain hours a gun shall be carried in a case or securely wrapped.

Referred to the Committee on Game and Forestry.

By Messrs. BRETH and GOOD.

HOUSE BILL No. 769.

An Act to amend section three hundred nineteen of the act, approved the third day of June, one thousand nine

hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by giving hunters twenty-four hours to produce licenses and tags.

Referred to the Committee on Game and Forestry.

By Messrs. PETROSKY and WHEELER.

HOUSE BILL No. 770.

An Act to further amend clause (c) of section three hundred six, of the act approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder and prescribing penalties," increasing compensation in certain cases of permanent injuries.

Referred to the Committee on Workmen's Compensation.

By Mr. BOWER.

HOUSE BILL No. 771.

An Act to further amend section two and clause (b) of section four of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose, authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, Relief board, Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by providing that counties may supplement Commonwealth grants.

Referred to the Committee on Welfare.

By Messrs. ERB and MILLER.

HOUSE BILL No. 772.

An Act to further amend subsection (b) of section four hundred twelve of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by making further provision for the compensation of judges, inspectors, clerks and machine inspectors at primaries and elections, in counties of the fifth class.

Referred to the Committee on Elections and Apportionment.

By Mr. WAGNER.

HOUSE BILL No. 773.

An Act relating to the distribution, offer to sell or sale of wrapped or unwrapped bread; making certain requirements as to showing weight of loaves and identity

of manufacturers or distributors; conferring certain powers and duties on the Department of Internal Affairs and inspectors of weights and measures in counties and cities; imposing penalties and repealing inconsistent acts,

Referred to the Committee on State Government.

By Messrs. MILLS and SARRAF.

HOUSE BILL No. 774.

An Act to further amend clause (17) of subdivision (4) of subsection (1) of section four of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," including services of industrial insurance agents within the definition of employment.

Referred to the Committee on Workmens Compensation.

By Messrs. HEATHERINGTON and MORAN.

HOUSE BILL No. 775.

An Act to amend section three of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 626), entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class; creating and prescribing the powers and duties of a Board of Property Assessment, Appeals and Review; imposing duties on certain county and city officers; abolishing the board for the assessment and revision of taxes in such counties; and prescribing penalties," by eliminating prohibition to hold political office by members of board.

Referred to the Committee on Cities and County—Second Class.

By Mr. BOWER.

HOUSE BILL No. 776.

An Act to further amend sections four and fourteen of the act, approved the thirteenth day of May, one thousand nine hundred fifteen (P. L. 286), entitled "An act to provide for the health, safety, and welfare of minors: By forbidding their employment or work in certain establishments and occupations and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment; by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, reissuance, filing, return, and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall, during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance; authorizing the State Board of Education, in certain cases, to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school district wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this ac

by the Commissioner of Labor and Industry, the attendance officers of school districts, and police officers; and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," by deleting the wartime provisions which increased the working hours of minors between the ages of sixteen and eighteen, and which permitted examinations of physical fitness to be made by any licensed physician.

Referred to the Committee on Labor Relations.

By Mr. GREEN.

HOUSE BILL No. 777.

An Act to further amend section one thousand thirty of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registrations of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," prohibiting persons from soliciting sales to motorists from sidewalks or curbs adjoining highways.

Referred to the Committee on Motor Vehicles.

By Mr. BRICE.

HOUSE BILL No. 778.

An Act to further amend the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," providing for fixing the number and compensation of certain officers, deputies, assistants, clerks and other persons whose compensation is paid out of the county treasury; limiting the powers and duties of the salary board in certain cases; conferring certain powers on the courts of quarter sessions and providing for appeals to the court of common pleas from action of the salary board and to the Superior Court; and repealing inconsistent acts.

Referred to the Committee on Counties.

By Mr. CHARLES C. SMITH.

HOUSE BILL No. 779.

An Act making an appropriation for the maintenance, repair and improvement of the Port of Philadelphia.

Referred to the Committee on Appropriations.

By Mr. KEMP.

HOUSE BILL No. 780.

An Act to further amend sections seven and eighteen of the act, approved the twenty-fifth day of July, one thousand nine hundred thirteen (P. L. 1024), entitled "An act to protect the public health and welfare, by regulating the employment of females in certain

establishments, with respect to their hours of labor and the conditions of their employment; by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for violations thereof; by defining the procedure in prosecutions; and by repealing all acts and parts of acts inconsistent with the provisions thereof," by deleting the wartime provision increasing hours of labor and temporarily suspending certain restrictions on employment and changing the penalty provisions.

Referred to the Committee on Labor Relations.

By Mr. KURTZ.

HOUSE BILL No. 781.

An Act to further amend section one thousand one hundred one, and to add section one thousand one hundred thirty-two point one to the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for appointment, qualifications and compensation of supervisors to serve school districts under the jurisdiction of the county superintendent.

Referred to the Committee on Education.

By Messrs. KURTZ, PENTRACK, and WATERHOUSE.
HOUSE BILL No. 782.

An Act to amend section six hundred ninety-nine point four of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by permitting target shooting on Sundays.

Referred to the Committee on Judiciary.

By Mr. SAX.

HOUSE BILL No. 783.

An Act to further amend section eleven of the act, approved the thirteenth day of May, one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable, religious, benevolent, humane, and patriotic purposes," by exempting young men's and young women's Christian associations.

Referred to the Committee on Welfare.

By Mr. SAX.

HOUSE BILL No. 784.

An Act exempting from all local taxation certain property owned and occupied by churches, hospitals, universities, colleges, seminaries, academies, young men's or young women's Christian associations, young men's or young women's Hebrew associations or other religious, educational or charitable institutions or associations.

Referred to the Committee on Municipal Corporations.

By Messrs. WACHHAUS and SCOTT.

HOUSE BILL No. 785.

An Act to amend section one thousand three hundred twenty of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions

by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing that blindness or impaired vision shall not disqualify persons otherwise qualified from certification as teachers.

Referred to the Committee on Education.

By Mr. HARNEY.

HOUSE BILL No. 786.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," as last amended, by further regulating the cost price per copy of publications for distribution to the public.

Referred to the Committee on State Government.

By Messrs. DALRYMPLE and McGEE.

HOUSE BILL No. 787.

An Act to further amend clause (f) of section two hundred one of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (1933-34, P. L. 15), entitled, as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by requiring enforcement officers and agents to identify themselves and give immediate notice to licensees of unlawful acts found on licensed premises.

Referred to the Committee on Liquor Control.

By Mr. MILLIKEN.

HOUSE BILL No. 788.

An Act to amend section two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 806), entitled "An act limiting the number of licensees for the retail sale of liquor, malt or brewed beverages, or malt and brewed beverages, to be issued by the Pennsylvania Liquor Control Board; defining hotels, and prescribing the accommodations required of hotels in

certain municipalities," by eliminating temporary retail dispensers' licenses issued to charitable non-profit associations or corporations.

Referred to the Committee on Liquor Control.

By Mr. MILLIKEN.

HOUSE BILL No. 789.

An Act to further amend the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 252), entitled, as amended, "An act to regulate and restrain the traffic in malt and brewed beverages, as herein defined providing for the licensing of the manufacture, transportation, sale and distribution of such beverages; imposing license and permit fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships by vote of the electors, to prevent the licensing therein of places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon the Pennsylvania Liquor Control Board, quarter sessions courts, district attorneys, the Department of Justice, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," by providing for temporary retail dispensers' licenses for charitable non-profit associations or corporations.

Referred to the Committee on Liquor Control.

By Mr. WILLIAM E. BROWN. HOUSE BILL No. 790.

An Act to repeal the act, approved the sixth day of May, one thousand nine hundred forty-three (P. L. 190), entitled "An act authorizing, in certain cases, the renewal of old motor vehicle operators' licenses for persons honorably discharged from the armed forces of the United States or from any women's organization officially connected therewith, without a learner's permit, examination or additional fee; and while in such service the operation of motor vehicles without renewal of operator's license; and the temporary suspension of existing laws requiring the same," and its amendments.

Referred to the Committee on Military Affairs.

By Mr. ROBBINS.

HOUSE BILL No. 791.

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1518), entitled, as amended "An act regulating the construction, equipment, maintenance, operation and inspection of elevators; granting certain authority to and imposing certain duties upon the Department of Labor and Industry, providing fees for inspection of elevators, certificates of operation, and approval of plans; providing penalties for violations of this act; and repealing all acts or parts of acts inconsistent with this act, "by providing for additional fees and penalties.

Referred to the Committee on Judiciary.

By Mr. BEDNAREK.

HOUSE BILL No. 792.

An Act to amend section three of the act, approved the twenty-sixth day of April, one thousand nine hundred forty-five (P. L. 318), entitled "An act to regulate the sale and possession of penicillium (penicillin), and its derivatives, preparations and compounds in the interest of public health," by authorizing the Secretary of Health to make necessary rules and regulations for the enforcement of this act.

Referred to the Committee on Public Health and Sanitation.

By Messrs. KLINE and WATKINS.

HOUSE BILL No. 793.

An Act to further amend section two hundred sixty-five of the act, approved the second day of May, one thousand

nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by authorizing the catching and taking of terrapin on Sunday.

Referred to the Committee on Fisheries.

By Messrs. MILLS, POSTA and JIM.

HOUSE BILL No. 794.

An Act to further amend sections one and five of the act approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 551), entitled "An act prohibiting the employment of miners, as herein defined, in the bituminous coal mines, unless certificated by a miners' examining board; providing for the appointment of such boards, and defining their powers and duties; providing penalties; and making an appropriation," by decreasing the number of apprentice miners permitted to work with one miner; redefining the word "miner"; and increasing the number of years of experience necessary to qualify an apprentice to take examination for certificate.

Referred to the Committee on Mines and Mining.

By Messrs. LEE and HOMER S. BROWN.

HOUSE BILL No. 795.

An Act relating to the administration and distribution of decedents' estates, trust estates, minors' estates and absentees' estates, both as to real and personal property, and the procedure relating thereto; including the disposition of such estates or portions thereof in the determination of title thereto without the appointment of a fiduciary in certain cases; the appointment bond, removal and discharge of fiduciaries of such estates, their powers, duties, and liabilities; the rights of persons dealing with such fiduciaries, and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees, and containing provisions concerning guardians of the person of minors, the powers, duties and liabilities of sureties and of foreign fiduciaries, the abatement, survival and control of actions and rights of action, and the presumption of death; and also generally dealing with the jurisdiction powers and procedure of the orphan's court and of the register of wills in all matters relating to fiduciaries.

Referred to the Committee on Judiciary.

By Messrs. WELSH and COLEMAN.

HOUSE BILL No. 796.

An Act to further reenact and amend the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment, establishing an elective schedule of compensation, providing procedure for the determination of liability and compensation thereunder and prescribing penalties", by changing maximum and minimum rates, periods, total amounts and aggregate of compensation changing the system of computation of wages for compensation purposes, changing practice and rules of evidence, defining earning power after personal injury, authorizing the board to terminate compensation in certain cases, changing the classes of dependents entitled to compensation in case of death, changing powers and duties of the board and imposing additional penalties, authorizing the department, the board, and the referees to approve compromise agreements in certain cases and generally amending, clarifying and changing the provisions of said act.

Referred to the Committee on Workmens Compensation.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 51

An Act to further amend subsection (b) of section three of the act approved the twenty-seven day of April one thousand nine hundred twenty-seven (P. L. 450) entitled as amended "An act relating to fires and fire prevention imposing duties and conferring powers upon the Pennsylvania State Police authorizing the appointment of the chiefs of fire departments and certain public officers and others as assistants to the Pennsylvania State Police and defining their powers and duties providing for the investigation of the cause origin and circumstances of fires and the inspection of all and the removal or change of certain buildings by owners and occupants thereof including political subdivisions imposing duties on school authorities and on certain corporations associations and fire rating agencies providing for the attendance of witnesses before the Pennsylvania State Police and the enforcement of its orders and prescribing penalties" by clarifying the provision with regard to appeals.

Referred to the Committee on State Government.

SENATE BILL No. 153

An Act authorizing the Pennsylvania Historical and Museum Commission to accept on behalf of the Commonwealth certain real estate comprising the Crispin Cemetery in Philadelphia, and providing for its restoration and maintenance as an historic shrine.

Referred to the Committee on State Government.

SENATE BILL No. 324

An Act to amend the act, approved the sixth day of May, one thousand nine hundred nine (P. L. 433) entitled "An act fixing the salary of the reporter of the decisions of the Supreme Court of Pennsylvania, and of his assistant," by increasing the salaries provided by the act.

Referred to the Committee on State Government.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. ROSE and Mrs. MONROE. RESOLUTION No. 24.

In the House of Representatives, February 28, 1949.

The importance of transportation grows with the years and to-day it has become most vital as a necessity of life itself.

Shortly after transportation became mechanized, it was discovered that the operation thereof and the fares charged for such transportation could not be left in the hands of private enterprise. Accordingly the State was obliged to intervene and the State did so by having the legislature enact laws under which businesses of this type were regulated.

To-day the regulation by legislation of Public Utilities is taken for granted. However, the Legislature still has the burden of seeing to it that transportation is sufficient and adequate, and that the rates therefor are not excessive.

The Utility Commissions created by the Legislature can handle much of the fact-finding activities relating to transportation and its cost among other activities. However, as stated, the burden is still with the General Assembly to determine what services shall be rendered and what cost.

All of this is elementary, and yet we find ourselves in the precarious position of dealing with a Public Utility Commission, especially to-day, that refuses to properly investigate complaints as to excessive fares for transportation services and to answer complaints as to the inade-

quate and insufficient service rendered by the Philadelphia Transportation Co.

It is common knowledge that the present Public Utility Commission has approved two fare increases in the matter of the Philadelphia Transportation Co., and is ready to approve a third increase without making a proper and independent investigation to determine the reasonableness of the rates. In one instance the Commission had the effrontery to fix the rates in advance of a hearing and this particularly is contrary to the spirit and intent of the law. It is obvious, therefore, that the majority members of the present Commission is rubber-stamping the acts of the Philadelphia Transportation Co. In view of the appalling situation the General Assembly must take a hand to protect the interests of the public; therefore be it

Resolved, That the Speaker of the House is hereby authorized to appoint a Committee of the members of the House, ten in number, whose duty it shall be to make a searching investigation of the financial structure of the Philadelphia Transportation Company to determine to what extent there are physical assets belonging to the company and the value thereof; and be it further

Resolved, That the said Committee investigate the prevailing rate of fares to determine if they are not more than sufficient to pay all reasonable charges on all cash honestly invested in the company; and be it further

Resolved, That the said Committee shall investigate the present service of the company to determine to what degree the said service is both inadequate and inefficient; and be it further

Resolved, That the said Committee shall carefully examine all unanswered complaints filed with the Pennsylvania Public Utility Commission whether such complaints be formally filed or not, so that if such complaints warrant investigation for the purpose of obtaining relief, such investigation shall be made; and be it further

Resolved, That the committee shall dedicate itself to perform the burden of the legislature, that is to exercise its legislative powers in such a manner as to be responsive to and mindful of the powers inherent in the people of this Commonwealth; and be it further

Resolved, That the said committee shall make a report to the House of Representatives at the earliest possible date, and if not to the House of Representatives, then, to the Governor, in no event not later than October 1, 1949.

Referred to the Committee on Rules.

By Messrs. MILLER and HELM.

(Concurrent) RESOLUTION No. 25.

In the House of Representatives, February 21, 1949.

Whereas, A highly controversial problem before the present and past sessions of the General Assembly is and has been the question of exempting from the provisions of the Liquid Fuels Tax Act users of such fuels for non-highway purposes, and

Whereas, The constitutional limitations upon the use to be made of the proceeds of such tax affords strong argument for the proponents of exemption, if such use constitutes a substantial part of the proceeds of such tax, and

Whereas, Impartial reports of the proportionate amount of the proceeds of such tax paid by users for non-highway purposes and the methods of other states in handling this problem have not and are not presently available to the General Assembly to aid it in its determination of the problem, therefore be it

Resolved, (if the Senate concur) That the Joint State Government Commission is hereby directed to make a study, survey and investigation of the amount of such taxes paid by users for non-highway purposes and the methods of other states imposing similar taxes, in taxing or exempting such users and in distributing the proceeds of such tax, and to make a final report of its survey not later than September 1, 1950, copies thereof to be made available to the Governor and the members of the General Assembly.

Referred to the Committee on Rules.

By Messrs. STIMMEL, HOFFHAN and DeLONG.

(Concurrent) RESOLUTION No. 26.

In the House of Representatives, February 28, 1949.

Whereas, The most distinguishing features of our Republican form of government which recognized the rights of the individual above those of his government are gradually being eliminated by federal legislation having as its thesis undue regard for the rights of the "common man" and for groups as against individuals; and

Whereas, Such legislation and its motivating spirit is slowly but surely demoralizing and confusing all clear-thinking men of imagination, initiative and ability by stifling their incentive to produce their best work; and

Whereas, There is presently before Congress a bill to further this diabolical system of whittling away at the best features of our form of government of yesteryear by a bill known as the Wagner-Murray-Dingell bill which would socialize medicine for the "common man" and reduce the profession of medicine to another federal bureaucracy; and

Whereas, The provisions of such bill embody a plan which is fundamentally unsound, undemocratic, and socialistic and which has been found to be impractical when adopted in New Zealand, and England; and

Whereas, Passage of such bill would destroy the incentive to and initiative of the entire medical profession by reducing them to the status of government agents against their will; and

Whereas, Private capital has devised adequate means of supplying low-cost medical insurance to all persons who desire to subscribe to the same; such available low cost insurance is considerably cheaper to the buyer than the exorbitant further burdens that will be placed upon the taxpayers to foot the costs of executing this bill if it becomes law; now therefore be it

Resolved, (if the Senate concurs) That the General Assembly of the Commonwealth of Pennsylvania hereby earnestly memorializes the Congress of the United States to defeat the passage of the Wagner-Murray-Dingell socialized medicine bill; and be it further

Resolved, That the Chief Clerk of the House shall transmit copies hereof to the President of the United States, the presiding officers of both houses of Congress, and to every Representative and Senator from Pennsylvania in Congress.

Referred to the Committee on Rules.

By Mrs. VARALLO.

RESOLUTION No. 27.

In the House of Representatives, March 1, 1949.

Whereas, On March 11th, 1950, the Woman's Medical College of Pennsylvania will celebrate its One Hundredth Anniversary, an occasion in which every Philadelphian and every Pennsylvanian will take much personal pride; and

Whereas, During all of these years, this splendid institution has gone quietly about its educational and medical activities, winning distinction and fame in many of its fields; and

Whereas, Not only has the Woman's Medical College brought fame to itself, but also has its many women graduates been honored for their contributions to medicine as well as to the health of people in hundreds of communities throughout the United States, since one-sixth of all living American women physicians are graduates of the Woman's Medical College; and

Whereas, Some of its graduates have also been pioneers, among whom was the first woman teacher of medicine in the world; the first woman to begin the practice of medicine in Pennsylvania; probably the first Negro woman to become a physician; the first woman physician to be a medical missionary; the first woman to establish a hospital for women in China; the first Hindu woman to receive a medical degree in any country and also the first woman to take up the medical care of the insane, and

in more recent years, one of its graduates, Dr. Catherine Macfarlane, organized the first cancer prevention clinic in Pennsylvania; and

Whereas, Its educational facilities and the quality of its instruction have been outstanding right down through the years, the most recent evidence of which was that one of the members of its last graduating class, Dr. Katherine McDermott Herrold, received the highest national grade in the examinations held last year for graduates of the different medical colleges throughout the country; and therefore be it

Resolved, That the House of Representatives hereby congratulates the Woman's Medical College of Pennsylvania upon its approaching One Hundredth Anniversary, to be celebrated March 11th, 1950. It also congratulates its officers, personnel, and its many graduates upon the magnificent record which has been theirs; and be it further

Resolved, That the House of Representatives, mindful of the years of devotion which so many people have given to this institution, is happy to join with others in paying tribute to their college for the proud achievements which they have brought to fruition in the name of their college; and be it further

Resolved, That the Chief Clerk of this House, send a copy of this resolution to the Woman's Medical College of Pennsylvania.

Referred to the Committee on Rules.

PETITIONS

The SPEAKER laid before the House a large number of petitions signed by many citizens of Pennsylvania, presented by Mr. LOVETT recommending the passage of House Bill No. 585, in the interest of citizens of Pennsylvania who are totally disabled, due to paralysis, and have no personal income.

Referred to the Committee on Judiciary.

FORMER MEMBERS WELCOMED

The SPEAKER. The Chair desires to welcome to the Hall of the House today, two former Members from Allegheny County, Honorable J. Edward Waldron and Honorable John J. Vaughan.

FORMER DIRECTOR OF LEGISLATIVE REFERENCE BUREAU WELCOMED

The SPEAKER. The Chair also desires to welcome to the Hall of the House today, a former Director of the Legislative Reference Bureau, Honorable John H. Fertig.

ANNVILLE HIGH SCHOOL WELCOMED

The SPEAKER. The Chair desires at this time to welcome to the Hall of the House sixty-two pupils of the Junior Class in American History of the Annville High School, Lebanon County, under the direction and supervision of their teachers, Miss Whitmeyer and Miss Lehman. They are the guests of the gentleman from Lebanon, Mr. Kurtz.

REPORTS FROM COMMITTEES

Mr. JOHNSON from the Committee on Judiciary, reported as committed, House Bill No. 22, entitled:

An Act providing that an appeal or certiorari to the court of common pleas in a suit or action by a landlord to recover possession shall be a supersedeas.

Mr. GUARNIERI from the Committee on Judiciary, reported as committed, House Bill No. 26, entitled:

An Act to reenact section four of the act, approved the fourth day of April, one thousand seven hundred ninety-eight (3 Smith Laws 331), entitled "An act limiting the time, during which judgment shall be a lien on real estate, and suits may be brought against the sureties of public officers," relating to the time suits may be brought against sureties of public officers.

Mr. WEISS from the Committee on Judiciary, reported as committed, House Bill No. 89, entitled:

An Act relating to the admissibility in evidence, and the proof of official records, documents and proceedings, both domestic and foreign, and of copies thereof and extracts therefrom, and certificates in reference thereto.

Mr. BREISCH from the Committee on Townships, reported as committed, House Bill No. 321, entitled:

An Act requiring the consent of the electors of a township of the second class when such township, or any part thereof, is to be annexed to a contiguous borough or city.

Mr. KENT from the Committee on Judiciary, reported as committed, House Bill No. 473, entitled:

An Act to amend section seven hundred twenty-eight of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An Act to consolidate, amend and revise the penal laws of the Commonwealth," by increasing penalties.

Mr. SCOTT from the Committee on Judiciary, reported as committed, House Bill No. 523, entitled:

An Act to amend section eleven of the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1410), entitled "An act to fix the salaries and compensation of the judges of the Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County, certain associate judges not learned in the law, and repealing certain acts inconsistent herewith," by providing for the monthly payment of the compensation of certain judges.

Mrs. VARALLO from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 502, entitled:

An Act to establish within the Department of Health of the Commonwealth of Pennsylvania a public laboratory to render pathological and toxicological service to the coroners in the various counties and to the Department of Health in certain outbreaks of sickness.

Mr. BLOOM from the Committee on Judiciary, reported as committed, House Bill No. 519, entitled:

An Act to further amend section nine of the act, approved the thirty-first day of March, one thousand eight hundred sixty (P. L. 427), entitled "An act to consolidate, revise, and amend the laws of this Commonwealth relating to penal proceedings and pleadings," by providing for the entry of nolle prosequi in certain fraudulent conversion cases.

Mr. DALRYMPLE from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 626, entitled:

An Act requiring the reporting of cases of blindness or impaired vision by physicians examining or diagnosing such cases; imposing powers and duties on the Department of Welfare and its authorized agents; and providing penalties.

Mr. TAHL from the Committee on Judiciary, reported as committed, House Bill No. 633, entitled:

An Act making an appropriation to the Pennsylvania Game Commission for the payment of certain moral claims and providing for the hearing, adjustment and payment of moral claims of any corporation, person or association suffering damage to or loss of its property or equipment through negligence of the Pennsylvania Game Commission, its employees or independent contractors hired by the commission in breaking or rupturing oil lines belonging to any such corporation, person or association.

Mr. ORBAN from the Committee on Judiciary, re-reported as amended, House Bill No. 122, entitled:

An Act to amend section four thousand one hundred eleven of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" authorizing appeals directly to the court of common pleas in certain cases from action of council relating to zoning

Mr. ORBAN from the Committee on Judiciary, re-reported as amended, House Bill No. 123, entitled:

An Act to amend section five hundred ten point eight of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" authorizing appeals directly to the court of common pleas in certain cases from action of the county commissioners relating to zoning

Mr. ORBAN from the Committee on Judiciary, re-reported as amended, House Bill No. 124, entitled:

An Act to amend section three thousand three hundred five of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by authorizing appeals directly to the court of common pleas in certain cases from actions of council relating to zoning

Mr. ORBAN from the Committee on Judiciary, re-reported as amended, House Bill No. 125, entitled:

An Act to amend section three thousand one hundred five of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" authorizing appeals directly to the court of common pleas in certain cases from action of the board relating to zoning

Mr. ORBAN from the Committee on Judiciary, re-reported as amended, House Bill No. 126, entitled:

An Act to amend section two thousand five of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by authorizing appeals directly to the court of common pleas in certain cases from action of the supervisors relating to zoning

Mr. FLEMING from the Committee on Education, reported as committed, Senate Bill No. 104, entitled:

An Act to add clause (k) to section one thousand three hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), en-

titled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," incorporating certain functions of the State Council of Education now provided for by other legislation repealed hereby.

BILLS ON FIRST READING

Mr. FLEMING asked and obtained unanimous consent for Senate Bill No. 104 to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 104, entitled:

An Act to add clause (k) to section one thousand three hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," incorporating certain functions of the State Council of Education now provided for by other legislation repealed hereby.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

REPORT FROM JOINT STATE GOVERNMENT COMMISSION

Mrs. DYE presented on behalf of the Joint State Government Commission, a report dated February, 1949 dealing with "Juvenile Delinquency and Child Welfare," copies of which are available to the Members at the office of the Chief Clerk.

(For report, see Appendix.)

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. SHOEMAKER asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mrs. DYE asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by her.

Mr. WATERHOUSE asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

PERMISSION TO ADDRESS HOUSE

Mr. HOMER S. BROWN asked and obtained unanimous consent to address the House.

Mr. Speaker, I am introducing on behalf of myself and the majority members of the Democratic party from Allegheny County, an amendment to Act 481 of the Session of 1947. I have asked unanimous consent to make these brief observations in connection with this amendment.

It is the opinion of the Majority Members of the House and Senate of the Democratic Party from Allegheny County that the County of Allegheny and its Institutional District should be granted the broad taxing base given to other state political sub-Divisions by authority contained in Act 481 of the 1947 Session of the General Assembly.

We solicit the support of the Republican Members of the General Assembly from Allegheny County, especially in the matter of giving information to support the critical need for this legislation. We are proud of the bi-partisan support given to legislation enacted by the 1947 session for the County of Allegheny and the political subdivisions within its boundary including the City of Pittsburgh and its School Districts. It is our hope that this amendment will be so favored.

No Act of the legislature has in recent times been the subject of as much debate and litigation as has Act 481. However it is fair to say that the confusion has been leveled largely at the operation rather than the underlying principle of the measure. If the principle as contained in the Act is sound as I contend that it is, then we should not destroy the Act because those who are charged with the Authority to operate under the Act have in some cases levied arbitrary, oppressive and capricious taxes. I should like at this time to make three comments which I trust will not add to the confusion now existing as a direct result of this law.

1. The Act as passed in 1947 as a measure to relieve many local political sub-divisions from bankruptcy was and is now a step in the right direction, for you cannot expect local Units of Government to meet the present costs of operating without a comprehensive tax base different from what existed prior to 1947. I can visualize a fantastic scheme that would utterly reduce itself to an absurdity so impossible of interpretation that it would make Act 481 appear as the Goddess of Light, if the General Assembly would attempt to enumerate and specify the sources available for local taxation.

Therefore in view of the vast difference and complexion of objects and property which supply the revenues to operate our local Governments, a repeal of Act 481 and an attempt by the legislature to specify and identify objects, transactions or other sources from which revenues for local units of Government could be derived would be a step distinctly backward.

2. The state should not attempt to finance the many necessary operations of local political sub-divisions until such time as both the State and Local Governments concede the operation as a State function or until a dual re-

sponsibility such as the cost of our Educational system has been approved, and certainly as in the latter case, Local Units should have insofar as revenue is concerned, elasticity to determine its productive sources to a degree on par with the state. If this be denied, how then can local government pay its rightful share? There could perhaps be at present a greater return by the state to the local unit from moneys derived by taxation on the state level, however, whatever ratio is agreed upon in this connection, will not pay for the added costs of purely local functions nor is it intended that the moneys returned by the state will absolve the local Units from securing revenues to operate in those areas where the state makes no contribution. Local Units of Government must be given every reasonable opportunity to carry their tax obligations or else we should absolve them altogether from maintaining a degree of uniformity in matters of local self government.

3. It is suggested that all the time necessary to restudy Act 481 be taken during this present Session in order to ascertain where it is weak, to what extent it has been used oppressively and arbitrarily. We should take the time to review the many comments from authorities on taxation and the many court decisions that are available. Section 5 of the Act dealing with income and wage taxes should have microscopic review. After marshalling all the facts and without being unduly swayed by those who threaten us with political extinction if we repeal the Act and by those who seek our political heads if we do not repeal the Act, arrive at a just formula that will benefit the people of our Commonwealth.

I pledge to you and to the distinguished Members of this House anything that I can do to see, first, that we arrive at something which will be for the best interests of the local governments and relieve them of the situations they find themselves in today, and second, something that will be for the best interests of all the people of the Commonwealth.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I have no doubt that the Members of the House, irrespective of party, will consider proposed amendments to Act 481, solely from the standpoint of campaign commitments and the wishes of their constituents, and that in this matter they will be solely guided by their conscience and their judgment.

PERMISSION TO ADDRESS HOUSE

Mr. LOVETT asked and obtained unanimous consent to address the House.

Mr. Speaker, I think this is one of the hottest issues that is going to come before this General Assembly, and as a Member of this House I feel that I would be lax in my duty if I did not at least voice my opinion on this particular matter.

My good friend, the gentleman from Allegheny, Mr. Brown, stated here that the local subdivisions in this State need additional revenue, and that Act 481 gives that revenue.

I have subdivisions in my Legislative district, some of which are in favor of Act 481, and I have others that are

opposed to Act 481. I myself and the Members of this House should take into consideration Act 481.

The Constitution of Pennsylvania demands that we have fair and equal taxation. Act 481 has destroyed that very principle in Pennsylvania, and I for one want to voice my opinion that Act 481 should be repealed and that we as Legislators should face our duties and enact taxation and if necessary return it to the municipalities.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair desires to welcome to the Hall of the House a former Member from Philadelphia, Honorable William J. Reilly.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. FILO asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

PERMISSION TO ADDRESS HOUSE

Mrs. DYE asked and obtained unanimous consent to address the House.

Mr. Speaker, several weeks ago a request was made by the Minority Floor Leader to investigate the result of the School Health Act.

Chairman Lee of the Public Health and Sanitation Committee appointed a subcommittee to make that investigation.

We have spent several weeks in carrying out that investigation and today we have a report ready and I would like to present this report to the Members of the House, and ask that the Clerk read the same for the information of the House.

The report of the subcommittee was read by the Clerk as follows:

HOUSE OF REPRESENTATIVES

COMMITTEE ON PUBLIC HEALTH AND SANITATION REPORT OF SUBCOMMITTEE INVESTIGATING RESULTS OF THE SCHOOL HEALTH ACT

When the Legislature passed the School Health Act we had to recognize that this new Legislation had to be viewed as experimental. We had no closely related precedent to follow. It was good administration to begin on a conservative basis and then move upward as experience pointed to the desirability of such changes. The program had to be developed through the cooperation of The Department of Health, The Department of Public Instruction, and The Department of Public Assistance.

We present the picture of what has been done in 550 school districts in Pennsylvania in promoting a health program, and believe that this number of districts represents a good cross-section of the Commonwealth's school districts.

The school population of Pennsylvania is approximately 1,800,000. The Health Department, therefore, is annually responsible for the examination of approximately 900,000 children, 20,000 teachers, and approximately 8,000 school employees. To carry out this vast undertaking throughout the state required the services either full or part time of 1,500 doctors and 1,000 dentists. In terms of hours given by the part time men, physicians served over 222,000 hours, and dentists 103,000 hours. This is a fine indication that on a state level both the medical and dental societies are supporting this program and the private practitioner is meeting the demands made upon him and performing well his responsibility in this phase of public health. Since the enactment of Act 522 by the Legislature of 1947 approximately 80 percent of

the school districts of the state have been provided with school nursing service.

We submit a preliminary report of the activities of the 550 school districts for the school months of September, October, November, and December of 1948: 4,291 scalp conditions were corrected, and 2,558 are still under treatment. 3,441 children were reported to the local health officer because of suspicion of a communicable disease. Of this number 1,952 were placed under quarantine. This activity further required 22,334 general classroom inspections involving individual inspection of 243,514 individuals. Another service rendered in connection with the control of communicable disease was the checking of children for re-admission to school—49,071 were referred to physicians and 16,679 were checked by the nurse.

During the period, preventive measures were carried out as follows: 62,345 pupils were given complete immunization for diphtheria, 18,541 for tetanus, 6,145 for scarlet fever, 24,418 for whooping cough, and 3,059 for typhoid fever.

As a result of the notices sent to parents and the home visitation by nurses, the following corrections were reported:

Tonsils treated	2,151
Tonsils removed	7,461
Nasal obstruction treated	1,052
Nasal obstruction corrected by operation	4,104
Oral defects, not dental, corrected	196
Orthopedic Corrections:	
Poor posture corrected	1,259
Scoliosis	175
Bow Legs	91
Knock Knees	139
Flat Feet	1,531
Total cases under treatment, orthopedic	3,679
Heart conditions:	
Rheumatic heart under treatment	1,281
Others (pathological)	1,054
Vision:	
Refraction secured	10,871
Strabismus under treatment	1,127
Conjunctivitis under treatment	696
Blepharitis under treatment	270
Others under treatment	309
Ear Defects:	
Otitis Media treated	393
Other cases still under treatment	969
Miscellaneous defects not included above	3,313

Since it is the responsibility of the nurse to do some follow-up for the correction of dental defects, the following report would seem pertinent:

Pupils making appointments with private dentists or dental clinics	40,566
Pupils having work done at the office of a private dentist or clinic	27,062
Pupils discharged having all corrections made	19,413
Number of home visits made by nurse on dental problems alone	8,752

In order to secure these corrections, the following interesting figures are called to your attention: 4,583 pupils were referred to school physicians, 26,220 to family physicians, 78 to the Bureau of Rehabilitation, 911 to Pennsylvania Department of Health clinics, 7,385 to hospitals, 11,213 to school clinics, 768 to school psychologists, 142 referred to Health Councils, 485 to the Department of Public Assistance, and 900 to Service Clubs.

Additional examinations were required as follows:

4,005 pupils were examined for certificates for part time employment, and 13,748 were given special examinations required for their participation in inter-scholastic activities.

The follow-up program which produced the above results required home visitation by the nurses. This was represented by 13,301 home visits with reference to corrections to be made as a result of the medical examination.

This is only one phase of the health service in an overall school health program. Other programs are required as a result of this examination, among them being modified programs for the physically handicapped. These programs have increased greatly in number since the passage of Act 425. An increased number of modified programs for these children have been organized and there has been a large increase in the number of homebound children who are now receiving suitable instruction. Modified programs have been set up as follows:

Vision	1,264
Hearing	1,257
Cardiac	1,667
Orthopedic	793
Malnutrition	2,310
Others including post operative or other serious illnesses	2,737

This presents a picture of what has been done during the three months in 550 school districts in Pennsylvania in promoting a health program. This program is continually growing and with proper cooperation and support in the arousing of public interest, Pennsylvania will ultimately be receiving a service unequalled in the United States. We will have to wait until the end of the present school year for a reappraisal of the results of the program, as at that time reports will be available which will give the number of children examined and the number found with remediable defects. It is our thought that, judging by reports now on file, the number of remediable defects will fall below those recorded in former years, thus indicating that corrections are now being made and that the school children are gradually but progressively being improved in their physical condition.

Finally we present, below, a sample of the corrective service that is now provided in a school district having well established nursing service:

Number of pupils examined	7,339
Pupils, non-correctable or under treatment	2,490
Number of pupils normal	3,526
Number of treatment advised slips issued	1,323
Number of pupils who withdrew before follow-up	113
Number of pupils investigated by school nurses	1,210
Number of pupils treated by physicians	1,011
Number of pupils whose parents object to treatment	90
Number of pupils whose parents neglect treatment	73
Number of pupils whose parents cannot afford treatment	36

We had reports from the Pittsburgh school districts, the Philadelphia school districts, the York County Public Schools, and a number of the smaller districts. They all expressed an opinion that a great deal was being accomplished under The School Health Act to promote better health for school children. And that the School Health Act must be held on the statute books for several more years for the future to determine its success or failure. And that the School Health Act has not had sufficient trial as yet to judge

its effectiveness. These statements are available to anyone who wants to see them.

Questions Raised by the Committee:

Of the \$296,830.00 allocated to the Department of Public Assistance to authorize payment for necessary medical, dental, and surgical care for children examined under the School Health Act whose parents are financially unable to pay for remedial care, only \$17,361.68 has been spent. We believe that people can't be expected to support their families adequately at the values that have been established in the income scale by the Department of Public Assistance and still be in a position to pay for necessary medical care for their children. Since the cost of living has increased, it would seem advisable to revise upward the scale of monthly income below which an applicant is considered eligible.

We also had a report from the Pittsburgh School Districts that physicians examining children in their district receive only \$1.00 per examination for their services, while school districts of other classes pay \$1.50 per examination, which seems little enough.

We received some constructive suggestions as to how the administration of the School Health Act could be improved and the committee suggests we pass these along to the department administering the act.

In conclusion it appears the School Health Act is serving a real objective.

JEANETTE M. DYE, Chairman
BENJAMIN S. ALTSHULER
GEORGE J. SARRAF
T. LUKE TOOMEY
MARY A. VARALLO

PERMISSION TO ADDRESS HOUSE

Mrs. DYE asked and obtained permission to address the House.

Mr. Speaker, if any Member would like to know how much money has been allocated to his township and what amount of that money has been spent, I can give him that information. We were amazed to know that such a small amount of money has been used. So, I have that information for anybody who is interested in having it.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I just arise to thank the gentleman from Philadelphia, Mr. Lee, and the lady from Mercer, Mrs. Dye, for the comprehensive way in which they have handled the commission that was committed to them.

JUNIATA VALLEY HIGH SCHOOL WELCOMED

The SPEAKER. The Chair at this time welcomes to the Hall of the House two sections in Pennsylvania History of the Freshman class of the Juniata Valley High School at Alexandria and Petersburg who are here as the guests of the gentleman from Huntingdon, Mr. Neff.

The Chair is informed that this is also the High School attended by Mr. Neff, that he graduated from this High School and later became a Member of the House. The class is in charge of Mr. Stout, Assistant Principal, and Mrs. Farrar, teacher.

EAST DONEGAL TOWNSHIP SCHOOL WELCOMED

The SPEAKER. The Chair also desires to welcome to

the Hall of the House pupils from the East Donegal Township School, under the direction of Mr. Hollinger. They are the guests of the gentleman from Lancaster, Mr. Bomberger.

PERMISSION TO ADDRESS HOUSE

Mr. McMILLEN asked and obtained unanimous consent to address the House.

Mr. Speaker, before taking up the calendar I would like to call to the attention of the Members the report of the Pennsylvania Aeronautics Commission, along with an aeronautical chart which was put in your mail today.

You will also have delivered at home by mail the Renestrom report on the aeronautical needs for Pennsylvania, which I think you will find very instructive and will be an addition to your library.

REPORT OF PENNSYLVANIA AERONAUTICS COMMISSION 1947-48

Mr. McMILLEN presented a report and map of the Pennsylvania Aeronautics Commission 1947-48 which was read by the Clerk.

(For report, see Appendix)

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 206, entitled:

An Act to further amend section two thousand eight hundred one A of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" further regulating the disposition of museum material in the custody of the Pennsylvania Historical and Museum Commission

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. WAGNER. Mr. Speaker, with the consent of the sponsors, I move that this bill be recommitted to the Committee on State Government for further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 365, entitled:

An Act to amend the Act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by making it unlawful for any person to hunt with any shotgun or rifle when such firearm is loaded with live ammunition in either the chamber or magazine if the firearm is ready to be discharged by normal finger pressure on the trigger or if the safety device or mechanism is in the "off safe" position except during the momentary interval of time necessary to discharge such firearm and providing penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 118, Printer's No. 15, was passed over at the request of the SPEAKER.

PARLIAMENTARY INQUIRY

Mr. BROWN. Mr. Speaker, I arise to a parliamentary inquiry.

The SPEAKER. The gentleman from Allegheny will state it.

Mr. BROWN. Mr. Speaker, is it permissible at this time to call up a bill on the second reading postponed calendar?

The SPEAKER. The gentleman is in order to do so.

Mr. BROWN. Mr. Speaker, I therefore call up House Bill 128, Printer's No. 73, page 3 of today's calendar.

Mr. REAGAN. Mr. Speaker, I have no objection to calling this bill from the second reading calendar, with the understanding that it will be amended on third reading and not debated too at that time.

Mr. BROWN. Mr. Speaker, I personally will not object to the gentleman introducing amendments on third reading. I certainly do not at this time commit myself to the amendments, however.

The SPEAKER. Both gentlemen understand that it requires unanimous consent of the House to submit amendments on third reading?

Mr. BROWN. I do, Mr. Speaker.

The SPEAKER. Does the gentleman from Union County, Mr. Reagan, understand that it requires unanimous consent of the House to submit amendments on third reading?

Mr. REAGAN. Mr. Speaker, that is the understanding that I had with Mr. Brown yesterday on this proposition.

The SPEAKER. The Chair understands that the gentleman from Allegheny will not offer objections to such amendments, but the Chair has no such understanding from the other Members of the House.

Mr. REAGAN. All right, Mr. Speaker.

BILL ON SECOND READING

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. HOMER S. BROWN and

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House resumed the consideration on second reading of House Bill No. 128, entitled:

An Act to amend section nine of the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1410) entitled "An act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County certain associate judges not learned in the law and repealing certain acts inconsistent herewith" by increasing the compensation of judges presiding in other districts

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 151, as follows:

An Act to further amend section fourteen (c) of the act approved the tenth day of June one thousand nine hundred thirty-one (P. L. 485) entitled "An Act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination licensure and registration of persons and registration of corporations engaging in the care preparation and disposition of the bodies of deceased persons and providing penalties" by providing for the appointment of members of the State Board of Undertakers from a list submitted to the Governor by the Funeral Directors Association of the State of Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section fourteen (c) of the act approved the tenth day of June one thousand nine hundred thirty-one (P. L. 485) entitled "An act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination licensure and registration of persons and registration of corporations engaging in the care preparation and disposition of the bodies of deceased persons and providing penalties" as amended by the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1324) is hereby further amended to read as follows

Section 14(c) The board shall consist of five members appointed by the Governor with the advice and consent of the Senate from a list of not less than ten names for each vacancy submitted to the Governor by the board of governors of the Funeral Directors Association of the State of Pennsylvania All appointments after the passage of this act shall be made from licensed funeral directors of good moral character

At the expiration of the term of the member whose term shall expire first then his successor shall be appointed for a term expiring August thirty-first one thousand nine hundred and forty-two at the expiration of the term of the member whose term is second to expire his successor shall be appointed for a term to expire August thirty-first one thousand nine hundred and forty-three at the expiration of the term of the member whose term is third to expire his successor shall be appointed for a term to expire August thirty-first one thousand nine hundred and forty-four at the expiration of the term of the member whose term is fourth to expire his successor shall be appointed for a term expiring August thirty-first one thousand nine hundred and forty-five at the expiration of the term of the member whose term is last to expire he shall be appointed for a term expiring August thirty-first one thousand nine hundred and forty-six Thereafter all appointments shall be made for terms of five years expiring August thirty-first of each year Whenever a vacancy shall occur before the expiration of the term of any member then the succeeding appointment shall be for the unexpired portion of the said term

it being the intention of this act that one member of the board shall be appointed annually to fill the vacancy of a member whose regular term expires on August thirty-first of each year Providing always that at the expiration of a member's tenure he shall continue to serve on the board until his successor shall have been appointed

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. GRANVILLE E. JONES. Mr. Speaker, I rise in interest of this bill to speak on the merits and principles which it contains.

As a rookey, as I am often called by the Press in Philadelphia, I am somewhat proud of that name, because I have had to come up from the ranks fighting my way to this position as State Representative for the constituents of the district that I now represent. Having bestowed upon me the honor, respect, distinction and confidence, to keep a watchful eye on such legislation that may be introduced in this session of interest to them. Being mindful of this fact entrusted in me, I have been constantly on the job. So now my colleagues have begun to call me "Senator," and I rather like this name also. I think that I should take this matter of the "Senatorship" up with by constituents back home and see what they think of it.

No doubt some of the older or veteran Members of the General Assembly have seen my face before, somewhere in the Halls of this House, listening to the various speeches coming from very corner or spot in this House. So, as the spotlight is played in the corner which I do now occupy, it becomes my time and opportunity to speak for this bill 151, which I am particularly interested in.

The purpose of this bill is to elevate the standards of the Funeral Directors' profession by assuring the appointment of qualified members of the State Board of Undertakers. Through the passage of the bill the appointment of the board members will be removed from politics.

The extent of this bill is merely to amend the provisions of the Undertakers' Law relating to the appointment of members to the State Board of Undertakers. The provisions of the Undertakers' Law regarding qualifications, and so forth, are not changed by this bill. The requirement that appointment be made from a list supplied by the Funeral Directors Association of the state of Pennsylvania is a procedure followed by many other state boards, notably nurses, professional engineers, and so forth.

There are some one hundred fifty names already listed for the three vacancies on the State Board now existing. When this bill shall have passed and becomes enacted into law, I trust that His Excellency, the Governor, while scrutinizing the list of names submitted by the Funeral Directors Association, shall find the individuals thereon who will be and have been advocated as members of the State Board of Undertakers mentioned by the colored constituents of this Commonwealth. Finally, when the roll is called, I hope that every member on both sides of this House will vote "Aye."

Mr. ANDREWS. Mr. Speaker, I desire to enter a word of dissent. The gentleman from Philadelphia expressed an ambition to go over to the State Senate. Most of us on this side of the House prefer to liquidate it.

On the question recurring,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—193

Altshuler,	Frost,	Limper,	Robertson,
Amarando,	Gaffney,	Loftus,	Rose,
Andrews,	Gallagher,	Lovett,	Rosen,
Bane,	George,	McCormack,	Rovansek,
Barkdoll,	Gibson,	McCullough,	Royer,
Baumunk,	Glembocki,	McGee,	Sarra,
Beaver,	Good,	McKinney,	Sax,
Bednarek,	Goodling,	McMillen,	Scanlon,
Blair,	Graybill,	McNally,	Schmidt,
Bloom,	Green,	Mihm,	Schuster,
Boles,	Greenwood,	Mikula,	Seyler,
Bomberger,	Greer,	Miller,	Smith, C. C.,
Boorse,	Guarnieri,	Milliken,	Smith, W. B.,
Brandon,	Guthrie,	Mills,	Snider,
Breth,	Hagerty,	Mintess,	Sollenberger,
Brice,	Hall,	Monroe,	Spencer,
Brown, H. S.,	Hamilton,	Moore, H. A.,	Stank,
Brown, W. E.,	Harney,	Moran,	Sternberg,
Brunner,	Harris,	Munley,	Stimmel,
Bucchin,	Haudenschild,	Murray,	Stuart,
Cadwalader,	Heatherington,	Musto,	Swope,
Clapper,	Helm,	Nagel,	Tahl,
Clendening,	Hersch,	Najaka,	Taylor,
Cochran,	Hocker,	Needham,	Thompson,
Cole,	Hoffman,	Neff,	Tompkins,
Coleman,	Hoggard,	Nixon,	Toomey,
Conway,	Hunter,	O'Dare,	Varallo,
Cooper,	Jenkins,	O'Donnell,	Varner,
Costa,	Jennings,	Olsen,	Verona,
Dalrymple,	Jim,	Orban,	Wachhaus,
DeLong,	Johnson,	Penglase,	Wagner,
Dennison,	Jones, G. E.,	Pentrack,	Wargo,
Depuy,	Jones, J. M.,	Peta,	Waterhouse,
Dougherty,	Jump,	Petrosky,	Watkins,
Driscoll,	Kamyk,	Pettigrew,	Weidner,
Duffy,	Keller,	Pfaff,	Weiss,
Dye,	Kemp,	Polen,	Welsh,
Elder,	Kent,	Posta,	Westrick,
Erb,	Kirley,	Powers,	Wheeler,
Evans,	Kohl,	Price, H. W., Jr.,	Williams,
Ewing,	Kolankiewicz,	Price, R. A.,	Wood,
Felton,	Kondrath,	Propert,	Worley,
Ferster,	Kratz,	Readinger,	Yaffe,
Filo,	Kurtz,	Reese,	Yeakel,
Firmstone,	Lederer,	Reidenbach,	Yester,
Fleming,	Lee,	Reynolds,	Yetzer,
Floyd,	Lelsey,	Riley, R. L.,	Young,
Fox,	Leonard,	Robbins,	Sorg,
Frank,			Speaker.

NAYS—14

Bower,	Hewitt,	Reagan,	Shoemaker,
Breisch,	Kline,	Reilly, J. M.,	Wescott,
Flack,	Madigan,	Scott,	Ziegler,
Herman,	Moore, C. E.,		

NOT VOTING—1

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 161, as follows:

An Act to amend sections four thousand three hundred two and four thousand three hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by prescribing a minimum period of total service and in certain cases a minimum age for police retirement and a minimum rate for police pensions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections four thousand three hundred two and four thousand three hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" are hereby amended to read as follows

Section 4302 Retirement Final Discharge Such ordinance [may] shall prescribe a minimum period of [continuous service not less than] total service of twenty years and when any minimum age is prescribed a minimum age of fifty years after which members of the force may [be retired] retire from active duty and such members as are retired shall be subject to service from time to time as a police reserve until unfitted for such service when they may be finally [discharged] retired by reason of age or disability

Section 4303 [Maximum Amount of Premium] Allowances Payments for allowances shall not be a charge on any other fund in the treasury of the city or under its control save the police pension fund herein provided for The basis of the apportionment of the pension shall be determined by the rate of the monthly pay of the member at the date of injury death honorable discharge or retirement and shall not in any case [exceed in any year] be less than one-half the annual pay of such member computed at such monthly rate

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarra,
Baumunk,	Glembocki,	McGee,	Sax,
Beaver,	Good,	McKinney,	Scanlon,
Bednarek,	Goodling,	McMillen,	Schmidt,
Blair,	Graybill,	McNally,	Schuster,
Bloom,	Green,	Mihm,	Scott,
Boles,	Greenwood,	Mikula,	Seyler,
Bomberger,	Greer,	Miller,	Shoemaker,
Boorse,	Guarnieri,	Milliken,	Smith, C. C.,
Bower,	Guthrie,	Mills,	Smith, W. B.,
Brandon,	Hagerty,	Mintess,	Snider,
Breisch,	Hall,	Monroe,	Sollenberger,
Breth,	Hamilton,	Moore, C. E.,	Spencer,
Brice,	Harney,	Moore, H. A.,	Stank,
Brown, H. S.,	Harris,	Moran,	Sternberg,
Brown, W. E.,	Haudenschild,	Munley,	Stimmel,
Brunner,	Heatherington,	Murray,	Stuart,
Bucchin,	Helm,	Musto,	Swope,
Cadwalader,	Herman,	Nagel,	Tahl,
Clapper,	Hersch,	Najaka,	Taylor,
Clendening,	Hewitt,	Needham,	Thompson,
Cochran,	Hocker,	Neff,	Tompkins,
Cole,	Hoffman,	Nixon,	Toomey,
Coleman,	Hoggard,	O'Dare,	Varallo,
Conway,	Hunter,	O'Donnell,	Varner,
Cooper,	Jenkins,	Olsen,	Verona,
Costa,	Jennings,	Orban,	Wachhaus,
Dalrymple,	Jim,	Penglase,	Wagner,
DeLong,	Johnson,	Pentrack,	Wargo,
Dennison,	Jones, G. E.,	Peta,	Waterhouse,
Depuy,	Jones, J. M.,	Petrosky,	Watkins,
Dougherty,	Jump,	Pettigrew,	Weidner,
Driscoll,	Kamyk,	Pfaff,	Weiss,
Duffy,	Keller,	Polen,	Welsh,
Dye,	Kemp,	Posta,	Wescott,
Elder,	Kent,	Powers,	Westrick,
Erb,	Kirley,	Price, H. W., Jr.,	Wheeler,
Evans,	Kline,	Price, R. A.,	Williams,
Ewing,	Kohl,	Propert,	Wood,
Felton,	Kolankiewicz,	Readinger,	Worley,
Ferster,	Kondrath,	Reagan,	Yaffe,

Filo,	Kratz,	Reese,	Yeakel,
Firmstone,	Kuriz,	Reidenbach,	Yester,
Flack,	Lederer,	Reilly, J. M.,	Yetzer,
Fleming,	Lee,	Reynolds,	Young,
Floyd,	Leisey,	Riley, R. L.,	Ziegler,
Fox,	Leonard,	Robbins,	Sorg,
Frank,	Lamper,	Robertson,	Speaker

NAYS—0

NOT VOTING—1

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 565, as follows:

An Act to promote the welfare of the people of the Commonwealth creating The General State Authority as a body corporate and politic with power to construct improve equip furnish and operate projects and to lease the same and to fix fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds for said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Property and Supplies to grant assign convey or lease to the Authority lands of the Commonwealth and interests therein and to acquire lands therefor granting the right of eminent domain empowering the General State Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 This act may be cited as "The General State Authority Act of one thousand nine hundred forty-nine"

Section 2 Definitions The following terms whenever used or referred to in this act shall have the following meanings except in those instances where the context clearly indicates otherwise

(a) The term "Authority" shall mean the body politic and corporate created by this act

(b) The term "department" shall mean the Department of Property and Supplies as the same exists under the Administrative Code of one thousand nine hundred twenty-nine or as it may exist by amendment of said code

(c) The term "project" shall mean any structure facility or undertaking which the Authority is authorized to construct improve equip furnish maintain acquire or operate under the provisions of this act

(d) The term "board" shall mean the governing body of the Authority

(e) The term "person" shall mean and include natural persons firms associations corporations business trust partnerships and public bodies

(f) The term "Federal agency" shall mean and include the United States of America the President of the United States of America and any department of or corporation agency or instrumentality heretofore or hereafter created designated or established by the United States of America

(g) The term "bonds" shall mean and include the notes bonds and other evidences of indebtedness or obligations which the Authority is authorized to issue pursuant to section four (i) of this act

(h) The term "construction" shall mean and include acquisition and construction and term "to construct" shall mean and include to acquire and to construct all in such manner as may be deemed desirable

(i) The term "improvement" shall mean and include extension enlargement and improvement and the term

"to improve" shall mean and include to extend to enlarge and to improve all in such manner as may be deemed desirable

(j) The terms "equipment" and "furnishings" shall mean and include any equipment and furnishings whatsoever as may be deemed desirable and required by the lessee of a project for the use and occupancy of such project and the terms "to equip" or "to furnish" shall mean and include the installation of such equipment and furnishings

Section 3 The General State Authority The Governor of the State the State Treasurer the Auditor General the Secretary of Internal Affairs the Secretary of Property and Supplies the Speaker of the House of Representatives and the President pro tempore of the Senate the Minority Leader of the Senate the Minority Leader of the House of Representatives and their respective successors in office and three citizens of Pennsylvania one to be appointed by the Governor one by the Speaker of the House of Representatives and one by the President pro tempore of the Senate are hereby created a body corporate and politic constituting a public corporation and governmental instrumentality by the name of "The General State Authority" Said members of the Authority shall be entitled to no compensation for their services as members but shall be entitled to reimbursement for all necessary expenses incurred in connection with the performance of their duties as members The term of the member appointed by the Governor shall expire with the term of the Governor appointing him The terms of the two other appointed members shall expire on the first Tuesday of January of the odd-numbered year following the date of their appointment Any vacancy happening among the appointed members of the Authority shall be filled by appointment by the Governor Speaker of the House of Representatives or President pro tempore of the Senate as the case may be

Section 4 Purposes and Powers General The Authority is created for the purpose of constructing improving equipping furnishing maintaining acquiring and operating sewers sewer systems and sewage treatment works for State institutions of every kind and character (heretofore or hereafter constructed) public buildings for the use of the Commonwealth an official residence in the City of Harrisburg which shall thereafter be used as the official residence of the Governor of the Commonwealth State arsenals armories and military reserves State airports and landing fields State institutions of every kind and character (heretofore or hereafter constructed) additions and improvements to land grant colleges school buildings and the furnishings and equipment thereof for the use of the public schools State highways and bridges toll bridges tunnels and traffic circles on State highways swimming pools and lakes on State land dams improvements to river embankments desilting dams impounding basins (any and all the foregoing being herein called "projects") Provided however That the purpose and intent of this act being to benefit the people of the Commonwealth by among other things increasing their commerce and prosperity and not to unnecessarily burden or interfere with existing business by the establishment of competitive enterprises none of the powers granted hereby (other than for the construction improvement and maintenance of bridges) shall be exercised in the construction improvement maintenance extension or operation of any project or projects which in whole or in part shall duplicate or compete with existing enterprises serving substantially the same purposes and the Authority is hereby granted and shall have and may exercise all powers necessary or convenient for the carrying out of the aforesaid purposes including but without limiting the generality of the foregoing the following rights and powers

(a) To have perpetual existence as a corporation

(b) To sue and be sued implead and be impleaded complain and defend in all courts

(c) To adopt use and alter at will a corporate seal

(d) To acquire purchase hold and use any property real personal or mixed tangible or intangible or any interest therein necessary or desirable for carrying out the pur-

poses of the Authority and (without limitation of the foregoing) to lease as lessee with the approval of the Governor any property real personal or mixed or any interest therein for a term not exceeding ninety-nine (99) years at a nominal rental or at such annual rental as may be determined and with the approval of the Governor to lease as lessor to the Commonwealth of Pennsylvania and any city county school district or other political subdivision or any agency department or public body of the Commonwealth or land grant college any project at any time constructed by the Authority and any property real personal or mixed tangible or intangible any interest therein at any time acquired by the Authority and with the approval of the Governor to sell transfer and convey to the Commonwealth of Pennsylvania any project at any time constructed by the Authority and any property real personal or mixed tangible or intangible or any interest therein at any time acquired by the Authority

(e) To acquire by purchase lease or otherwise and to construct improve equipment furnish maintain repair and operate projects

(f) To make by-laws for the management and regulation of its affairs

(g) To appoint officers agents employes and servants to prescribe their duties and to fix their compensation

(h) To fix alter charge and collect rates rentals and other charges for the use of the facilities of or for the services rendered by the Authority or projects thereof at reasonable rates to be determined by it for the purpose of providing for the payment of the expenses of the Authority the construction improvement repair equipping furnishing maintenance and operation of its facilities and properties the payment of the principal of and interest on its obligations and to fulfill the terms and provisions of any agreements made with the purchasers or holders of any such obligations

(i) To borrow money make and issue negotiable notes bonds and other evidences of indebtedness or obligations (herein called "bonds") of the Authority and to secure the payment of such bonds or any part thereof by pledge or deed of trust of all or any of its revenues rentals and receipts and to make such agreements with the purchasers or holders of such bonds or with others in connection with any such bonds whether issued or to be issued as the Authority shall deem advisable and in general to provide for the security for said bonds and the rights of the holders thereof

(j) To make contracts of every name and nature and to execute all instruments necessary or convenient for the carrying on of its business

(k) Without limitation of the foregoing to borrow money and accept grants from and to enter into contracts leases or other transactions with any Federal agency

(l) To have the power of eminent domain

(m) To pledge hypothecate or otherwise encumber all or any of the revenues or receipts of the Authority as security for all or any of the obligations of the Authority

(n) To do all acts and things necessary or convenient to carry out the powers granted to it by this act or any other acts

(o) To enter into agreements with the Secretary of Highways of the Commonwealth of Pennsylvania providing for the construction or reconstruction of highways and bridges by the Authority and the acquisition of toll bridges by the Authority under such terms and conditions as may be mutually agreed upon

(p) To acquire by assignment from the Commonwealth contracts which are not completed and which involve constructing improving equipping furnishing maintaining and operating the structures facilities or undertakings similar to those designated herein as projects

Except as otherwise provided by law when projects are to be constructed improved equipped furnished maintained repaired or operated for the use of any department of the Commonwealth as hereinbefore listed in this section no plans or specifications therefor shall be presented for quotations or bids until such plans and specifications shall have been submitted to and approved by the department of the Commonwealth which shall use such

project the Department of Property and Supplies the Department of Labor and Industry and any other department of the Commonwealth having any jurisdiction over the projects so that the project will conform to standards established by these departments

Provided further That the Authority shall have no power at any time or in any manner to pledge the credit or taxing power of the Commonwealth or any of its cities counties school districts or other political subdivisions nor shall any of its obligations or debts be deemed to be obligations of the Commonwealth or any of its cities counties school districts or political subdivisions nor shall the Commonwealth or any city county school district or political subdivision thereof be liable for the payment of principal of or interest on such obligations

Section 5 Purposes and Powers Bonds The bonds of the Authority hereinabove referred to and authorized to be issued shall be authorized by resolution of the board and shall be of such series bear such date or dates mature at such time or times not exceeding thirty (30) years from their respective dates bear interest at such rate or rates not exceeding six per centum (6%) per annum payable semi-annually be in such denominations be in such form either coupon or fully registered without coupons carry such registration exchangeability and interchangeability privileges be payable in such medium of payment and at such place or places be subject to such terms of redemption at such prices not exceeding one hundred five per centum (105%) of the principal amount thereof and be entitled to such priorities in the revenues rentals or receipts of such Authority as such resolution or resolutions may provide The bonds shall bear the facsimile signatures of the Governor and of the President of the Authority together with a facsimile of the corporate seal and the manual signature of the secretary and treasurer in attestation thereof and coupon bonds shall have attached thereto interest coupons bearing the facsimile signature of the treasurer of the Authority all as may be prescribed in such resolution or resolutions Any such bonds may be issued and delivered notwithstanding that one or more of the officers signing such bonds or whose facsimile signatures shall be upon such bonds or the treasurer whose facsimile signature shall be upon the coupons or any thereof shall have ceased to be such officer or officers at the time when such bonds shall actually be delivered

Said bonds may be sold at public or private sale for such price or prices as the Authority shall determine provided that the interest cost to maturity of the money received for any issue of said bonds shall not exceed six per centum (6%) per annum Pending the preparation of the definitive bonds interim receipts or temporary bonds may be issued to the purchaser or purchasers of such bonds and may contain such terms and conditions as the Authority may determine

Any resolution or resolutions authorizing any bonds may contain provisions which shall be part of the contract with the holders thereof as to (a) pledging the full faith and credit of the Authority (but not of the Commonwealth or any county or other political subdivision thereof) for such obligations or restricting the same to all or any of the revenues rentals or receipts of the Authority from all or any projects or properties (b) the construction improvement operation extension enlargement equipping furnishing maintenance and repair of any project or projects and the duties of the Authority with reference thereto (c) the terms and provisions of the bonds (d) limitations on the purposes to which the proceeds of the bonds then or thereafter to be issued or of any loan or grant by the United States may be applied (e) the rate of tolls rentals and other charges for use of the facilities of or for the services rendered by the Authority including limitations upon the power of the Authority to modify any leases or other agreements pursuant to which any tolls rentals or other charges are payable (f) the setting aside of reserves or sinking funds and the regulation and disposition thereof (g) limitations on the issuance of additional bonds (h) the terms and provisions of any deed or trust or indenture securing the bonds or under which

the same may be issued and (i) any other or additional agreements with the holders of the bonds

The Authority may enter into any deeds of trust indentures or other agreements with any bank or trust company or other person or persons in the United States having power to enter into the same including any Federal agency as security for such bonds and may assign and pledge all or any of the revenues rentals or receipts of the Authority thereunder. Such deed of trust indenture or other agreement may contain such provisions as may be customary in such instruments or as the Authority may authorize including (but without limitation) provisions as to (i) the construction improvement operation equipping furnishing maintenance and repair of any project or projects and the duties of the Authority with reference thereto (ii) the application of funds and the safeguarding of funds on hand or on deposit (iii) the rights and remedies of said trustees and the holders of the bonds (which may include restrictions upon the individual right of action of such bondholders) and (iv) the terms and provisions of the bonds or the resolution authorizing the issuance of the same

Said bonds shall have all the qualities of negotiable instruments under the law merchant and the negotiable instruments law of the Commonwealth of Pennsylvania

Section 6 Remedies of bondholders The rights and the remedies herein conferred upon or granted to the bondholders shall be in addition to and not in limitation of any rights and remedies lawfully granted to such bondholders by the resolution or resolutions providing for the issuance of bonds or by any deed of trust indenture or other agreement under which the same may be issued. In the event that the Authority shall default in the payment of principal or interest on any of the bonds after said principal or interest shall become due whether at maturity or upon call for redemption and such default shall continue for a period of thirty (30) days or in the event that the Authority shall fail or refuse to comply with the provisions of this act or shall default in any agreement made with the holders of the bonds the holders of twenty-five per centum (25%) in aggregate principal amount of the bonds then outstanding by instrument or instruments filed in the office of the recorder of deeds of the county and proved or acknowledged in the same manner as a deed to be recorded may (except as such right may be limited under the provisions of any deed of trust indenture or other agreement as aforesaid) appoint a trustee to represent the bondholders for the purposes herein provided. Such trustee and any trustee under any deed of trust indenture or other agreement may and upon written request of the holders of twenty-five per centum (25%) (or such other percentage as may be specified in any deed of trust indenture or other agreement aforesaid) in principal amount of the bonds then outstanding shall in his or its own name

(a) by mandamus or other suit action or proceeding at law or in equity enforce all rights of the bondholders including the right to require the Authority to collect rates rentals and other charges adequate to carry out any agreement as to or pledge of the revenues or receipts of the Authority and to require the Authority to carry out any other agreements with or for the benefit of the bondholders and to perform its and their duties under this act

(b) bring suit upon the bonds

(c) by action or suit in equity require the Authority to accounts as if it were the trustee of an express trust for the bondholders

(d) by action or suit in equity enjoin any acts or things which may be unlawful or in violation of the rights of the bondholders

(e) by notice in writing to the Authority declare all bonds due and payable and if all defaults shall be made good then with the consent of the holders of twenty-five per centum (25%) (or such other percentage as may be specified in any deed of trust indenture or other agreement aforesaid) of the principal amount of the bonds then outstanding to annul such declaration and its consequences

Any trustee whether appointed as aforesaid or acting under a deed of trust indenture or other agreement and

whether or not all bonds have been declared due and payable shall be entitled as of right to the appointment of a receiver who may (to the same extent that the Authority itself could so do) enter and take possession of the facilities of the Authority or any parts thereof the revenues rentals or receipts from which are or may be applicable to the payment of the bonds so in default and operate and maintain the same and collect and receive all rentals and other revenues thereafter arising therefrom in the same manner as the Authority might do and shall deposit all such moneys in a separate account and apply the same in such manner as the court shall direct. In any suit action or proceeding by the trustees the fees counsel fees and expenses of the trustee and of the receiver if any and all costs and disbursements allowed by the court shall be a first charge on any revenues and receipts derived from the facilities of the Authority the revenues or receipts from which are or may be applicable to the payment of the bonds so in default. Said trustee shall in addition to the foregoing have and possess all of the powers necessary or appropriate for the exercise of any functions specifically set forth herein or incident to the general representation of the bondholders in the enforcement and protection of their rights.

In addition to all other rights and all other remedies any holder of bonds of the Authority shall have the right by mandamus or other suit action or proceeding at law or in equity to enforce his rights against the Authority including the right to require the Authority to collect fees rental and other charges adequate to carry out any agreement as to or pledge of such fees rentals or other charges or income revenues and receipts and to require the Authority to carry out any of its covenants and agreements with the bondholders and to perform its and their duties under this act. Provided however That nothing in this section or any other section of this act shall authorize any receiver appointed pursuant to this act for the purpose of operating and maintaining any facilities of the Authority to sell assign mortgage or otherwise dispose of any of the assets of whatever kind and character belonging to the Authority. It is the intention of this act to limit the powers of such receiver to the operation and maintenance of the facilities of the Authority as the court shall direct and no holder of bonds of the Authority nor any trustee shall ever have the right in any suit action or proceedings at law or in equity to compel a receiver nor shall any receiver ever be authorized or any court be empowered to direct the receiver to sell assign mortgage or otherwise dispose of any assets of whatever kind or character belonging to the Authority

Section 7 Governing Body The powers of the Authority shall be exercised by a governing body consisting of the members of the Authority acting as a board. Within ninety (90) days after this act shall become effective the board shall meet and organize by electing from their number a president a treasurer and a secretary. At the first regular meeting in each year thereafter they shall elect from their number a president a treasurer and a secretary

Seven (7) members shall constitute a quorum of the board for the purpose of organizing the Authority and conducting the business thereof and for all other purposes and all action shall only be taken by vote of a majority of the members of the Authority unless in any case the bylaws shall require a larger number

The board shall have full authority to manage the properties and business of the Authority and to prescribe amend and repeal bylaws rules and regulations governing the manner in which the business of the Authority may be conducted and the powers granted to it may be exercised and embodied. The board shall fix and determine the number of officers agents and employees of the Authority and their respective compensation and duties and may delegate to one or more of their number or to one or more of said officers agents or employees such powers and duties as it may deem proper

Section 8 Moneys of the Authority All moneys of the Authority from whatever source derived shall be paid to the treasurer of the Authority. Said moneys shall be de-

posited in the first instance by the treasurer in one or more banks or trust companies in one or more special accounts and each of such special accounts shall be continuously secured by a pledge of direct obligations of the United States of America of the Commonwealth or of the county having an aggregate market value exclusive of accrued interest at all times at least equal to the balance on deposit in such account. Such securities shall either be deposited with the treasurer or be held by a trustee or agent satisfactory to the Authority. All banks and trust companies are authorized to give such security for such deposits. The moneys in said accounts shall be paid out on the warrant or other order of the treasurer of the Authority or of such other person or persons as the Authority may authorize to execute such warrants or orders. The Department of Revenue of the Commonwealth and its legally authorized representatives are hereby authorized and empowered from time to time to examine the accounts and books of the Authority including its receipts disbursements contracts leases sinking funds investments and any other matters relating to its finances operation and affairs.

Section 9 Grant of Lands by Department to Authority The department shall have power and authority with the approval of the Governor to grant assign convey to the Authority with or without consideration any lands easements or rights in lands together with any improvements buildings or structures therein or thereon now owned by the Commonwealth of Pennsylvania or hereafter acquired by it needed or convenient for the corporate purposes of the Authority or to lease to the Authority for a term not exceeding ninety-nine (99) years at a nominal or such other rental as may be determined any or all such lands easements or rights in lands together with any improvements buildings or structures therein or thereon.

Section 9.1 Contracts to Lease and Leases by Department from Authority The department shall have power and authority with the approval of the Governor to enter into contracts with the Authority to lease as lessee from the Authority any or all of the projects undertaken by the Authority for a term with respect to each project constructed not exceeding thirty (30) years at such rental or rentals as may be determined by the Authority and upon the completion of the said projects the department shall have power and authority with the approval of the Governor to lease as lessee any or all of the projects completed by the Authority for a term with respect to each project leased not exceeding thirty (30) years at such rental or rentals as may be determined by the Authority.

The department shall also have power and authority with the approval of the Governor to lease as lessee any equipment and furnishings from the Authority required for the use and occupancy of any project previously leased by the department where such prior lease did not include such equipment and furnishings.

Section 9.2 Contracts to Lease and Leases by Department of Public Instruction and School Districts from Authority The Department of Public Instruction and any school district shall have power and authority with the approval of the Governor to enter into contracts with the Authority to lease as lessee from the Authority any school building and the furnishings and equipment thereof constructed or improved by the Authority for a term with respect to each not exceeding thirty (30) years at such rental or rentals as may be determined by the Authority and upon the completion of said school building and the furnishings and equipment thereof the department and school district shall have power and authority with the approval of the Governor to lease as lessee any school building and the furnishings and equipment thereof completed by the Authority for a term with respect to each not exceeding thirty (30) years at such rental or rentals as may be determined by the Authority.

Section 10 Acquisition of Lands The department shall have power and authority with the approval of the Governor to acquire title in the name of the Commonwealth of Pennsylvania to any additional lands or interest in lands which may be required for the corporate purposes of

the Authority and payment therefor shall be made by the department. The power hereby conferred upon the department shall not limit or restrict the power of the Authority itself to acquire lands or interests in lands in the name of the Authority.

Section 11 Competition in Award of Contracts If any project or any portion thereof or any improvement thereof shall be constructed equipped or furnished pursuant to a contract and the estimated cost thereof exceeds five hundred dollars (\$500) such contract shall be awarded to the lowest responsible bidder after advertisement for bids. The Authority may make rules and regulations for the submission of bids and the construction equipping furnishing or improvement of any project or portion thereof. No contract shall be entered into for construction equipping furnishing or improvement of any project or portion thereof or for the purchase of materials unless the contractor shall give an undertaking with a sufficient surety or sureties approved by the Authority and in an amount fixed by the Authority for the faithful performance of the contract and such contract shall be accompanied by an additional bond for the protection of those who furnish labor and material for such amount and subject to the same terms and conditions as recommended by The Administrative Code of one thousand nine hundred twenty-nine as amended on contracts entered into by the Department of Property and Supplies for the erection of buildings. All construction contracts shall provide among other things that the person or corporation entering into such contract with the Authority will pay for all materials furnished and services rendered for the performance of the contract and that any person or corporation furnishing such materials or rendering such services may maintain an action to recover for the same against the obligor in the undertaking as though such person or corporation was named therein provided the action is brought within one (1) year after the time the cause of action accrued. Nothing in this section shall be construed to limit the power of the Authority to construct any project or portion thereof or any addition betterment or extension thereto directly by the officers agents and employees of the Authority or by agreements with the Federal or State governments or any agency or department or either thereof.

Subject to the aforesaid the Authority may (but without intending by this provision to limit any powers of such Authority) enter into and carry out such contracts or establish or comply with such rules and regulations concerning labor and materials and other related matters in connection with any project or portion thereof as the Authority may deem desirable or as may be requested by any Federal agency that may assist in the financing of such project or any parts thereof.

Section 12 Acquisition of Lands The Authority shall have the power to acquire by purchase or eminent domain proceedings either the fee or such right title interest or easement in such lands as the Authority may deem necessary for any of the purposes mentioned in this act. Provided however That no lands interest in lands or property used as a burial ground or place of public worship shall be appropriated by virtue of power of eminent domain hereby conferred.

Whenever the Authority desires to acquire land to carry on its purposes and a price for such lands or the interest therein desired cannot be agreed upon with the owner or owners thereof or where such owner or owners cannot be found in all such cases the Authority is authorized to acquire the land or the interest therein desired by eminent domain proceedings.

Thereupon the Authority may apply to the court of common pleas of the county wherein such lands are located for the appointment of viewers. The application for the appointment of viewers shall recite (1) the failure of the parties to agree to a price for such lands or interest therein desired or the owner or owners thereof cannot be found (2) a statement of the Authority under which and the purpose for which said lands or interest therein are taken (3) a statement of the estate or interest in said lands taken (4) a description and plan of the lands taken.

and (5) a statement of the names and address if known of the owners of the land

Upon the court's order appointing viewers being made and duly entered in the office of the prothonotary as well as recorded in the office of the recorder of deeds in the county wherein said land is situated the title to the said land in fee simple absolute or such less estates right shall vest in the Authority and said lands shall thereupon be deemed to be condemned and taken for the use of the Authority and the Authority shall forthwith have the right to enter on and use same subject title interest or easement therein as is specified in said applications to the right to just compensation to the owners thereof as ascertained and awarded in the condemnation proceedings and established by judgment therein and the said judgment shall include as part of the just compensation awarded interest at the rate of six per centum (6%) per annum on the amount finally awarded as the value of the land in fee simple absolute or such less estate right title interest or easement therein as of the date of the filing of the order made for the appointment of viewers to the date of final judgment thereon

The court shall have power to make such orders in respect of encumbrances liens rents taxes assessments insurance and other charges if any as shall be just and equitable

The court shall appoint three (3) viewers and shall approve a time not less than twenty (20) nor more than thirty (30) days after the presentation of the petition for the appointment when the viewers shall meet upon the lands and view the same and all improvements in connection therewith

The viewers shall give at least ten (10) days notice of their first meeting to the President of the Authority and to the owners of such land if known If the owners of such lands are unknown notice shall be given in at least two (2) newspapers of general circulation in such manner as the court may direct The viewers having been sworn or affirmed faithfully justly and impartially to decide and a true report to make concerning all matters to be submitted to them in relation to which they are authorized to inquire and having viewed the lands and premises shall hear the parties and their witnesses and shall estimate and determine the value of the property so taken Where the owner of such lands and premises is unknown the viewers shall estimate and determine the value of the land and improvements upon the testimony of the witnesses for the Authority and any witnesses called by the viewers

When the report is filed notice thereof shall immediately be given to the President of the Authority and to the owners of the land where known which notice shall state that unless exceptions be filed thereto within thirty (30) days after the filing of the report the same will be confirmed absolutely Where any owners of such lands are unknown notice shall be given in at least two (2) newspapers of general circulation in such manner as the court shall direct

Within thirty (30) days after the filing of any report the Authority or the owners of such lands may file exceptions to the same and the court shall confirm modify or change such report or refer the same back to the same or new viewers

When the report is filed the prothonotary shall mark it "confirmed nisi" In case no exceptions are filed thereto within the time herein specified the court shall make a decree that the report is confirmed absolutely which decree shall be entered by the prothonotary

Within thirty (30) days after any report of viewers is filed under this act the Authority or the owners of such land may appeal to the court of common pleas and demand a trial by jury Within six (6) months after a confirmation absolute on exceptions or within six (6) months after a verdict and final judgment on appeal for a jury trial the President of the Authority or the owners of such land may appeal to the Supreme or to the Superior Court as in other cases

When the amount payable to the owner of such land

has been finally determined the same shall be paid by the Authority from its funds All costs in connection with any such proceedings shall be paid by the Authority in like manner

In all cases where the owners of lands are unknown and the report of viewers has been finally confirmed the Authority shall be liable for all damages awarded therein If at any time after the final confirmation of the report of viewers any person appears and proves title to said lands such persons shall be entitled to and receive from the Authority the sum so awarded by the viewers Any such claimant of the land may petition the court of common pleas of the county wherein the land is located giving a brief outline of the facts upon which the claim is based Thereupon the court shall direct an issue to be framed wherein the claimant shall appear as plaintiff and The General State Authority as defendant Such issue shall be tried according to the rules of procedure and evidence governing trials in ejectment with a right of appeal by either party to the proper appellate court If the final judgment on such issue is in favor of the plaintiff the sum awarded by the report as finally confirmed shall be paid by the Authority to said claimant The party to the action against whom the judgment is entered shall be liable for the costs as provided by law in other civil actions

Section 13 Use of Projects The use of facilities of the Authority and the operation of its business shall be subject to the rules and regulations from time to time adopted by the Authority Provided however That the Authority shall not be authorized to do anything which will impair the security of the holders of the obligations of the Authority or violate any agreements with them or for their benefit

Section 14 Limitation of Powers The Commonwealth does hereby pledge to and agree with any person firm or corporation or Federal agency subscribing to or acquiring the bonds to be issued by the Authority for the construction extension improvement equipping furnishing or enlargement of any project or part thereof that the Commonwealth will not limit or alter the rights hereby vested in the Authority until all bonds at any time issued together with the interest thereon are fully met and discharged The Commonwealth does further pledge to and agree with the United States and any other Federal agency that in the event that any Federal agency shall construct or contribute any funds for the construction extension improvement equipping furnishing or enlargement of any project or any portion thereof the Commonwealth will not alter or limit the rights and powers of the Authority in any manner which would be inconsistent with the continued maintenance and operation of the project or the improvement thereof or which would be inconsistent with the due performance of any agreements between the Authority and any such Federal agency and the Authority shall continue to have any may exercise all powers herein granted so long as the same shall be necessary or desirable for the carrying out of the purposes of this act

Section 15 Exemption from Taxation The effectuation of the authorized purposes of the Authority created under this act shall and will be in all respects for the benefit of the people of the Commonwealth for the increase of their commerce and prosperity and for the improvement of their health and living conditions and since the Authority will be performing essential governmental functions in effectuating such purposes the Authority shall not be required to pay any taxes or assessment upon any property acquired or used by it for such purposes and the bonds issued by the Authority their transfer and the income therefrom (including any profits made on the sale thereof) shall at all times be free from taxation other than inheritance and estate taxation within the Commonwealth of Pennsylvania

Section 16 Constitutional Construction The provisions of this act shall be severable and if any of the provisions thereof shall be held unconstitutional such decisions shall not affect the validity of any of the remaining provisions

of this act. It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included therein.

Section 17. The provisions of this act shall become effective immediately upon enactment.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, I yield to the gentleman from Westmoreland, Mr. Lovett.

Mr. LOVETT. Mr. Speaker, I would like to interrogate the Majority Floor Leader, the gentleman from Montgomery, Mr. Brunner.

The SPEAKER. Will the gentleman from Montgomery permit himself to be interrogated?

Mr. BRUNNER. I shall, Mr. Speaker.

Mr. LOVETT. May I ask the Speaker if it is all right to discuss both of these bills at the same time?

Mr. BRUNNER. It is all right with me, Mr. Speaker.

The SPEAKER. If there are no objections, the Chair will thank both the gentlemen to do so.

Will the House give its unanimous consent to debating House Bill 565 and House Bill 566 on page 5 of today's calendar at the same time? The Chair hears no objection. The gentlemen will proceed.

Mr. LOVETT. Mr. Speaker, under the General State Authority bill, does the Authority only have the power to supply buildings and not have any power to pay operating expenses in mental institutions?

Mr. BRUNNER. Mr. Speaker, if I interpret the gentleman's question accurately, may I answer him in this manner.

The General State Authority is being passed at this time for the purpose of constructing permanent capital improvements, and therefore personnel who will be employed, such as employees at mental institutions, will not be paid by the General State Authority.

Mr. LOVETT. Mr. Speaker, House Bill 566, which is the Highway Authority, I wish the gentleman would tell me if he knows whether or not it would be possible to have the Highway Authority take over toll bridges and free those bridges also?

Mr. BRUNNER. Mr. Speaker, in section 4 on page 5, the Authority is created for the purpose of constructing, reconstructing, improving, equipping, furnishing, maintaining and operating State highways, bridges, toll bridges and so forth, and to acquire,—this is subsection (d), under agreement with the Department of Highways, with the approval of the Governor, such highway bridge easements or rights of way necessary or desirable for carrying out the purposes of the authority.

I believe that it would be possible to acquire toll bridges under the authority of this bill. However, may I call this fact to the gentleman's attention? There appears to have been a bond issue approved back in 1933, for ten million dollars, which fund is being considered—I mean the bonds to be sold and the cash made available for acquisition of toll bridges in this State. While the legislation has not been submitted to us in this House, the 10 million dollars in the opinion of those who have made a study, will be sufficient to acquire title to all the toll bridges in the State.

Mr. LOVETT. Mr. Speaker, I would like to further interrogate the gentleman, if under this Authority in the building of new bridges the Authority could charge toll.

Mr. BRUNNER. Mr. Speaker, may I say to the gentleman that if the Authority under this bill builds a bridge it can retain title to that bridge and collect toll; it can lease to the Department of Highways and the Highway Department in my opinion can collect toll. I do not believe that is contemplated as a regular program, but under the authority of this act it can be done.

Mr. LOVETT. Mr. Speaker, does the gentleman think that it would be good legislation to provide that that be done?

Mr. BRUNNER. Mr. Speaker, I subscribe to this bill in its present form.

Mr. LOVETT. I thank the gentleman.

Mr. Speaker, in regard to the General State Authority Act, I realize that the Members on the other side of this House will say to me that as a Democrat, the Democrats enacted such legislation prior to this time. I do not object to a General State Authority but I do feel that there should be certain safeguards in the legislation. I realize that at the time we enacted the General State Authority, conditions in the state and the nation were much different from what they are today. I might say "Too late with too little."

I realize that under an Authority in a building program, with the scarcity of material today, that we are in competition, and that costs are high. That did not exist at the time we originally enacted the Authority. Those are the things that I feel should be safeguarded in Authorities at this particular time.

Furthermore, if you gentlemen have ever visited our mental institutions—and some of you have because I have been with you, when you visited them, you realized, as I have realized, that there are over-crowded conditions. You will say that we need new buildings; that is possibly true. You will also say that the institutions are understaffed and poorly paid. The General State Authority will not cure that condition, and I say to you in this day and age, if the Governor's statements are true that these patients can be helped and returned to normal life, that temporary buildings will be much better than expensive buildings. Conditions in mental ailments such as climate, all those things—enter into the matter. In this day and age of travel we could locate such institutions, possibly in such places where we could use prefabs very successfully in the care of our mental patients.

Those are the things that we should consider. We should also consider the causes of our mental illnesses. Our laws in Pennsylvania on Workmen's Compensation, and other laws in the state of Pennsylvania where the widows apply for help night after night, may cause some of the illnesses in mental cases. If we can remove those causes, there are many others whom we can help.

So much for the mental cases. On our highway question, we introduced legislation to build bridges. The Highway Department suggested that we charge a toll until they are paid for. Why should there not be something in this bill whereby to a certain extent there should be a toll charged. We have come a long way in this question.

Some will say to me that my party stood for the free-

ing of bridges. That is possibly true. I am not so sure that many of us have not changed our minds, because the special interests pay the biggest toll. Therefore, I feel that while we have no objection to a State Authority or Highway Authority, we still feel that there should be certain safeguards, especially at this time.

The gentleman from Allegheny yesterday tried to offer amendments to this bill, to the General State Authority Bill. I am not in favor of limiting the amounts, but I am in favor of certain safeguards, and some jurisdiction whereby the General State Authority or the Highway Authority cannot go off on a tangent.

Mr. BRUNNER. Mr. Speaker, if the Minority Leader wishes to make some comments at this time I will yield to him.

The SPEAKER. Does the gentleman from Cambria, Mr. Andrews, desire to be recognized on this bill?

Mr. ANDREWS. I do, Mr. Speaker.

The SPEAKER. The gentleman from Cambria will proceed.

Mr. ANDREWS. Mr. Speaker, I appreciate the reluctance of the Majority Leader to lead with his chin in this matter. He would be much more fortunate in swinging at mine.

These two Authority bills, Mr. Speaker, represent and have represented for some time a consummation devoutly to be wished, something for which we on this side of the House have been hoping and looking for.

Now, Mr. Speaker, a clergyman once had a very bad male parrot. That parrot certainly knew how to swear. A lady parishoner had a very nice lady parrot that was always praying. So, they conceived the idea that if they would put the bad parrot in with the nice parrot, maybe the bad parrot would be civilized and change his ways. So, the bad parrot was put in with the lady parrot. He cocked his head and looked at the lady parrot and said, "How about a little necking?" The lady parrot said, "What do you suppose I have been praying for all these years?"

So, Mr. Speaker, I say to the Majority Leader, "What do you suppose we have been praying for all these years?"

I hold in my hand a clipping from a newspaper of general circulation, dated February 6, 1947, which recounts how the majority urges Duff to set up a General State Authority. Something must have obstructed the pipeline to the Executive Chamber for some time. I compliment the majority upon having cleared the way of that obstruction.

Now, it would not be fitting, Mr. Speaker, it would be cruel, and as a matter of fact, as the Speaker knows and as the Majority Leader knows, I never have been cruel, but here is a very interesting list. It is a list of those Members of the majority party now in this House who so valiantly and with such determination voted to liquidate the General State Authority.

I can remember with what eloquence they spoke, and in what convincing manner. Well, now, on this list I see, well, a gentleman from Elk by the name of Sorg. He said that this Authority is a Democratic notion that has been forced upon the state by ill-advised counsel.

Then, of course, Mr. Speaker, there is a gentleman from somewhere down in the eastern part of the state, Mr. Brunner, who was against the Authority. Oh, yes, Flynn, Ewing, Erb, and the perennial Mr. Wood, he was

there. There were also Moore, Milliken, Goodling, Greenwood, Stuart and Tahl, Cooper and the vigilant Cadwalader. Also Bower—Bower a tower of strength in tearing down the iniquitous Authority that the Democrats had forced from the people of the Commonwealth; Haudenshield was there, and I should not forget my good friend the gentleman from Indiana Mr. Hewitt. He had no use for the rotten authority from the beginning and said it just wasn't any good.

Now, Mr. Speaker, we are passing these Authority bills with a view, if possible, of rectifying the wrong done to the financial structure of this state when the General State Authority was liquidated.

Those of you who were in touch with the course of events know that if that General State Authority had not been liquidated and if the question of increased appropriations for the school districts had not arisen, that we would not now be confronted with House Bill 565. The genesis of House Bill 565 was in the liquidation of the General State Authority, trying by means of Authority to repair the damage done and making a try at bringing into actual balance a budget, Mr. Speaker, six million dollars out of balance.

It is my hope, and I think the Majority Leader entertains that hope, that possibly by means of this Authority it may be possible to salvage here and there a little money originally dedicated for construction, that can be used for current expenses. A budget that shows only a surplus of less than one million dollars is a dangerous budget. This budget is in balance solely by the fact that appropriations for the Department of Public Assistance were deliberately underestimated, and without supplementary funds of some sort, this budget faces an inevitable deficit in excess of twelve million dollars, and I write that on the wall as a prophecy.

Fortunately, Mr. Speaker, we have a very hard working and self-effacing Chairman of the House Appropriations Committee, who does not sound his own praise, but up to the present time that appropriations committee has been able to find in one place five hundred thousand dollars that the budget office did not know anything about; they have been able to find a place where they can get a million and a half dollars that the budget office did not know anything about. There is another place where they can get three hundred thousand dollars that the budget office didn't know anything about, and it is likely that they will turn up with five or six million dollars that the budget office didn't know anything about, and that consequently the Governor didn't know anything about, and it is not in his budget. He will absolutely have to have that amount of money, plus an additional amount that may be recovered from appropriations or allocated to construction but not yet spent.

I do not intend to discuss that matter at this time but I shall expect from the Majority Leader at an early date a statement as to whether or not we have in any way buttressed the current budget in relation to current expenses by reason of the passage of this bill; I am sure that if we have not substantially buttressed this budget; we will have substantially weakened the underpinnings of the next budget.

So, I conclude, Mr. Speaker, that these bills are a consummation devoutly to be wished.

I do not want to say that Authorities were something

that the minority party invented. The Democrats simply had sense enough to use the idea, an idea that has been prevalent in administration for over seventy-five years. I am pleased that you will find that even the most abandoned sinner can return while the light continues to burn, and I welcome the Majority Leader over on this side of the House to receive continued counsel from time to time.

Mr. BRUNNER. Mr. Speaker, from the tenor of the gentleman's remarks I get the definite impression that because of his sincere and devout interest in good government this week instead of last week, should have been brotherhood week. Perhaps those remarks would have been much better last week, when we read reports which emanated from Washington, D. C., but unfortunately the only good news we had last week was that Grady the cow got out of the silo.

Mr. Speaker, I do not know how to cover completely the erudite statement of the gentleman from Cambria and also the gentleman from Westmoreland, Mr. Lovett, who preceded him. I am glad he realized, however, as Mr. Lovett did not, that the General State Authority legislation is not a peculiar possession or idea or creation of the Democratic party in this state, or for that matter of any other state in this nation, because it so happens that Authorities have existed throughout this world for the past one hundred years, originating in England.

Back in the days when some of you may not remember, there was a Republican Governor of New York State, Miller by name, who created that famous and continuing Authority for the Port of New York City. Even in Pennsylvania in 1930, if you please, under a Republican administration, an authority law was passed for Second Class Counties.

It so happens that in 1935 when the General State Authority bill was submitted to this legislature, we find there were 31 Republicans and 19 Democrats in the state Senate. The House at that time had a majority of Democrats. We find that in the passage of that bill through the legislature, a perusal of the Legislative Journal will show that it contains not one word of debate either in the House or in the Senate during the passage of this legislation. I would not know who the lone Senator was who voted against the measure, but I do know that the House of Representatives voted 208 to 0, and therefore the Authority continued. It did its purpose, and when we came around to 1945 we determined that we could use current revenues for permanent public improvements, that is permanent capital improvements.

I am sure, Mr. Speaker, that the gentleman does not want to borrow money when he has money in the bank. For that reason we determined that there was no longer a need for the General State Authority at that time, and therefore, we liquidated it and used the surplus that was in the Treasury to pay off the bonds.

In 1947 it was determined that an increased construction program was necessary in this state. I well remember the gentleman at that time stating that he thought a General State Authority should be created. However, I think that our position was correct, that so long as we had current revenues there was no need for the Commonwealth to use an Authority and thus far we have had current revenues.

Now, we come to the 1949 session. May I say, going

back to what occurred in 1935, when we liquidated the General State Authority, we did so on the ground that I have just revealed to the gentleman, that nowhere could we find that the General State Authority was to be used during the 1945 session or the 1947 session, but now, Mr. Speaker, there is a need; we have many capital improvements that our current revenues cannot take care of. There are capital improvements that must be taken care of now, not twenty years from now, not ten years from now, not four years from now, not two years from now, and for that reason we wish to put into effect a General State Authority program that will take care of, in approximate amounts, to the mental hospitals the sum of eighty million dollars; institutions for the feeble-minded, three million, eight hundred thousand dollars; medical-surgical hospitals, three million, two hundred thousand dollars; penal institutions, three and one half million dollars; teacher's colleges, thirteen million dollars; soldiers and orphans school, five million dollars; forests and waters, twenty-four million dollars, and various other lesser amounts, for small projects.

Mr. Speaker, I think under the circumstances we are doing the correct thing, and as I said earlier, I subscribe to this program.

May I reply briefly to the gentleman from Westmoreland, Mr. Lovett? I think that I share with him a sincere interest in our mental health program in Pennsylvania. I think that we all realize that today approximately thirty per cent of our admissions are patients that need residual care, people 65 years of age and over.

I think that the gentleman well remembers the Governor of this Commonwealth in the Hall of this House, and on numerous other occasions, stating that the time had arrived for the state to take curative measures for these patients, and I therefore subscribe to the need as I know he does, for adequate mental hospital equipment.

The solution of this problem is not larger and bigger mental hospitals. We on this side agree to that, but until such time as we can get a curative program in effect, it is our contention that they should be adequately housed and adequately cared for, both from a personnel and equipment standpoint.

It is our contention, Mr. Speaker, that it would not be humane to use temporary buildings for this purpose; it would not be practical. These cases have destructive characteristics; they are not always the cleanest people; there is a health feature; there is a safety feature.

There are so many factors that I am not competent to suggest to the membership of this House, but at least I believe that those who are competent and who ask for permanent structures should be granted their desire, as a part of the program, in the hope that ultimately and in the not too distant future, the mental health problem of this state, great as it may be, may result in cases being brought from the homes into the mental hospitals, cases which cannot now be reached effectively, cases being paroled at a earlier date because of increase in personnel and better equipment, in the hope that the Commonwealth of Pennsylvania can say to these people that their demands can be alleviated and the Commonwealth of Pennsylvania cheerfully assumes for these people the cost of distributing these facilities to the 10 million people of this state.

I can talk at length but I see no need for it, because I do not detect in the voices of the gentlemen who have spoken on this bill today, opposition to it, opposition to the extent that they will oppose it and do not want this bill. I for one subscribe to it. I think that it is a great forward program, sponsored by the Governor of this Commonwealth, and it is a cheerful duty to assume to put it across, and I am glad and willing to share the burden.

Mr. WORLEY. Mr. Speaker, I am voting for the General State Authority Bill with the hope that the funds raised thereunder will be used for mental health and other matters of a general public benefit, and not for the building of a new Governor's mansion, which is not needed at this time.

I am voting for the State Highway and Bridge Authority Bill with the hope that the funds used or raised will not deprive the present unimproved roads and the present improved roads of any funds that our present unimproved roads and present improved roads should have.

Mr. ANDREWS. Mr. Speaker, I would like to yield to the gentleman from Fayette, Mr. Bane, who has a little verse about a man down in our Legislature, but he didn't know "what fer."

Mr. BRUNNER. Mr. Speaker, may I urge that the Members of the House pay attention to this; I think it is worthy of the attention of each and every one of us.

Mr. BANE. Mr. Speaker, I listened with considerable wonderment here today at the joinder of these two major political parties in sponsoring a measure which two years ago as a neophyte in this House, I heard argued and debated pro and con.

I find from the record cited by Mr. Andrews that not too long ago certain members of this House opposed this measure most vigorously. Last week as a result of a rebellion of a certain portion of the Allegheny delegation in the Democratic party, and viewing with some alarm——

POINT OF ORDER

Mr. BROWN. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Allegheny will state it.

Mr. BROWN. Mr. Speaker, may I inquire of the Chair as to what rebellion occurred in Allegheny County, and if one occurred how it is relevant to the issue now before the House?

Mr. BRUNNER. Mr. Speaker, I think the gentleman has contributed a thought, and, therefore as a Member, I think that the gentleman is entitled to the courtesy of the Members of the House, although I cannot subscribe in advance to what he is going to say.

Mr. BANE. Mr. Speaker, at this time I feel very much like the gentleman who had a wayward son. He had hoped that perhaps in the future he would achieve some measure of success and mend his ways. Finally, in an effort to correct the companionship with whom he was associating in the immediate neighborhood, he sent him to his grandparents in the West.

The father did not hear from the boy very often, but one day he received a letter from his son that upset and disturbed the father very, very much. He found that the only thing he could do in the situation was to seek the

counsel and advice of the local minister. He considered the situation very carefully and found it would be impossible for him to tell the minister personally about him and so he wrote a little letter to him, and this is what he said:

"I got a letter, Parson, from my son away out West And my heart is as heavy, as an anvil in my breast He writes so seldom, that I somehow sorta knowed, That Billy was a travelin' on a mighty rocky road, But I never once dreamed that I'd bow my head in shame, And that he would waller in the dust his daddy's honored name. He writes from out in Hilltown and the story's mighty short, I just can't tell his mother, it would break her poor old heart, And so I reckon Parson, you'd best break the news to her, Bill's in the Legislature, but he doesn't say what fer!"

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Altshuler,	Frost,	Limper,	Robertson,
Amarando,	Gaffney,	Loftus,	Rose,
Andrews,	Gallagher,	Lovett,	Rosen,
Bane,	George,	Madigan,	Rovansek,
Barkdoll,	Gibson,	McCormack,	Royer,
Baumunk,	Glembocki,	McCullough,	Sarraf,
Beaver,	Good,	McGee,	Sax,
Bednarek,	Goodling,	McKinney,	Scanlon,
Blair,	Graybill,	McMillen,	Schmidt,
Bloom,	Green,	McNally,	Schuster,
Boles,	Greenwood,	Mihm,	Scott,
Bomberger,	Greer,	Mikula,	Seyler,
Boorse,	Guarnieri,	Miller,	Shoemaker,
Bower,	Guthrie,	Milliken,	Smith, C. C.,
Breisch,	Hagerty,	Mills,	Smith, W. B.,
Breth,	Hall,	Mintess,	Snider,
Brice,	Hamilton,	Monroe,	Sollenberger,
Brown, H. S.,	Harney,	Moore, C. E.,	Spencer,
Brown, W. E.,	Harris,	Moore, H. A.,	Stank,
Brunner,	Haudenshield,	Moran,	Stimmel,
Buchlin,	Heatherington,	Munley,	Stuart,
Cadwalader,	Helm,	Murray,	Swope,
Clapper,	Herman,	Musto,	Tahl,
Clendenning,	Hersch,	Nagel,	Taylor,
Cochran,	Hewitt,	Najaka,	Thompson,
Cole,	Hocker,	Needham,	Tompkins,
Coleman,	Hoffman,	Neff,	Toomey,
Conway,	Hoggard,	Nixon,	Varallo,
Cooper,	Hunter,	O'Dare,	Varner,
Costa,	Jenkins,	O'Donnell,	Verona,
Dalrymple,	Jennings,	Olsen,	Wachhaus,
DeLong,	Jim,	Orban,	Wagner,
Dennison,	Johnson,	Penglase,	Wargo,
Depuy,	Jones, G. E.,	Pentrack,	Waterhouse,
Dougherty,	Jones, J. M.,	Peta,	Watkins,
Driscoll,	Jump,	Petrosky,	Weidner,
Duffy,	Kamyk,	Pettigrew,	Weiss,
Dye,	Keller,	Pfaff,	Welsh,
Elder,	Kemp,	Polen,	Wescott,
Erb,	Kent,	Posta,	Westrick,
Evans,	Kirley,	Powers,	Wheeler,
Ewing,	Kline,	Price, H. W., Jr.,	Williams,
Felton,	Kohl,	Price, R. A.,	Wood,
Ferster,	Kolankiewicz,	Propert,	Worley,
Filo,	Kondrath,	Readinger,	Yaffe,
Firmstone,	Kratz,	Reagan,	Yeakel,
Flack,	Kurtz,	Reese,	Yester,
Fleming,	Lederer,	Reidenbach,	Yetzer,
Floyd,	Lee,	Reilly, J. M.,	Young,
Fox,	Lelsey,	Reynolds,	Ziegler,
Frank,	Leonard,	Riley, R. L.,	Sorg,
		Robbins,	Speaker

NAYS—2

Brandon,

Sternberg.

NOT VOTING—1

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 566, as follows:

An Act to promote the welfare of the people of the Commonwealth creating a State Highway and Bridge Authority as a body corporate and politic with power to construct reconstruct improve maintain equip furnish and operate highway and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of way of the Commonwealth and interests therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized granting the right of eminent domain empowering said Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That this act may be cited as the State Highway and Bridge Authority Act

Section 2 Definitions The following terms whenever used or referred to in this act shall have the following meanings except in those instances where the context clearly indicates otherwise

(a) The term "Authority" shall mean the body politic and corporate created by this act

(b) The term "Department" shall mean the Department of Highways as the same exists under the Administrative Code of one thousand nine hundred twenty-nine or as it may exist by amendment of said code

(c) The term "project" shall mean any structure facility or undertaking which the Authority is authorized to construct reconstruct improve maintain equip furnish or operate under the provisions of this act

(d) The term "Board" shall mean the governing body of the Authority

(e) The term "person" shall mean and include natural persons firms associations corporations business trusts partnerships and public bodies

(f) The term "Federal agency" shall mean and include the United States of America the President of the United States of America and any department of or corporation agency or instrumentality heretofore or hereafter created designated or established by the United States of America

(g) The term "bonds" shall mean and include the notes bonds and other evidences of indebtedness or obligations which the Authority is authorized to issue pursuant to section four (i) of this act

(h) The term "construction" shall mean and include acquisition and construction and the term "to construct" shall mean and include to acquire and to construct all in such manner as may be deemed desirable

(i) The term "improvement" shall mean and include extension enlargement and improvement and the term "to improve" shall mean and include to extend to enlarge and to improve all in such manner as may be deemed desirable

(j) The terms "equipment" "facilities" and "furnishings" shall mean and include any equipment and furnishings whatsoever as may be deemed desirable and required by the Department of Highways for the use of such project and the terms "to equip" or "to furnish" shall mean and include the installation of such equipment, furnishings and facilities

Section 3 State Highway and Bridge Authority The Governor of the State the State Treasurer the Auditor General the Secretary of Internal Affairs the Secretary of Highways the Speaker of the House of Representatives and the President pro tempore of the Senate the minority leader of the Senate the minority leader of the House of Representatives and their respective successors in office and three citizens of Pennsylvania one to be appointed by the Governor one by the Speaker of the House of Representatives and one by the President pro tempore of the Senate are hereby created a body corporate and politic constituting a public corporation and governmental instrumentality by the name of "The State Highway and Bridge Authority" Said members of the Authority shall be entitled to no compensation for their services as members but shall be entitled to reimbursement for all necessary expenses incurred in connection with the performance of their duties as members The term of the member appointed by the Governor shall expire with the term of the Governor appointing him The terms of the two other appointed members shall expire on the first Tuesday of January of the odd-numbered year following the date of their appointment Any vacancy happening among the appointed members of the Authority shall be filled by appointment by the Governor Speaker of the House of Representatives or President pro tempore of the Senate as the case may be

Section 4 Purposes and Powers General The Authority is created for the purpose of constructing reconstructing improving equipping furnishing maintaining and operating State highways bridges viaducts toll bridges tunnels traffic circles on State highways maintenance sheds offices and garages and roadside rests (any and all of the foregoing being herein called "projects") The Authority is hereby granted and shall have and may exercise all powers necessary or convenient for the carrying out of the aforesaid purposes including but without limiting the generality of the foregoing the following rights and powers

(a) To have perpetual existence as a corporation

(b) To sue and be sued implead and be impleaded complain and defend in all courts

(c) To adopt use and alter at will a corporate seal

(d) To acquire under agreement with the Department of Highways with the approval of the Governor State highways bridges easements or rights of way necessary or desirable for carrying out the purposes of the Authority and (without limitation of the foregoing) to lease from the department any property real personal or mixed or any interest therein now owned or hereafter acquired by the Commonwealth of Pennsylvania with the approval of the Governor for a term not exceeding ninety-nine (99) years at a nominal rental or at such annual rental as may be determined and with the approval of the Governor to lease as lessor to the Commonwealth of Pennsylvania or to the Department of Highways any project at any time constructed by the Authority and any property real personal or mixed tangible or intangible or any interest therein at any time acquired by the Authority and with the approval of the Governor to sell transfer and convey to the Commonwealth of Pennsylvania any project at any time constructed by the Authority and any property real personal or mixed tangible or intangible or any interest therein at any time acquired by the Authority

(e) To acquire by purchase lease or otherwise and to construct improve equip furnish maintain repair and operate projects

(f) To make by-laws for the management and regulation of its affairs

(g) To appoint officers agents employes and servants to prescribe their duties and to fix their compensation

(h) To fix alter charge and collect rates rentals and

other charges for the use of the facilities of or for the services rendered by the Authority or projects thereof at reasonable rates to be determined by it for the purpose of providing for the payment of the expenses of the Authority the construction improvement repair equipping furnishing maintenance and operation of its facilities and properties the payment of the principal of and interest on its obligations and to fulfill the terms and provisions of any agreements made with the purchasers or holders of any such obligations

(i) To borrow money make and issue negotiable notes bonds and other evidences of indebtedness or obligations (herein called "bonds") of the Authority not exceeding forty million dollars (\$40,000,000) in the aggregate and to secure the payment of such bonds or any part thereof by pledge or deed of trust of all or any of its revenues rentals and receipts and to make such agreements with the purchasers or holders of such bonds or with others in connection with any such bonds whether issued or to be issued as the Authority shall deem advisable and in general to provide for the security for said bonds and the rights of the holders thereof

(j) To make contracts of every name and nature and to execute all instruments necessary or convenient for the carrying on of its business

(k) Without limitation of the foregoing to borrow money and accept grants from and to enter into contracts leases or other transactions with any Federal agency

(l) To have the power of eminent domain

(m) To pledge hypothecate or otherwise encumber all or any of the revenues or receipts of the Authority as security for all or any of the obligations of the Authority

(n) To do all acts and things necessary or convenient to carry out the powers granted to it by this act or any other acts

Provided however That no project shall be undertaken by the Authority hereunder unless and until the plans and specifications therefor have been submitted to and approved by the Department of Highways

Provided further That the Authority shall have no power at any time or in any manner to pledge the credit or taxing power of the Commonwealth nor shall any of its obligations or debts be deemed to be obligations of the Commonwealth nor shall the Commonwealth be liable for the payment of principal of or interest on such obligations

Section 5 Cooperation with Department of Highways The Authority and the Department of Highways are hereby authorized to enter into agreements providing for mutual cooperation between them in the use of employees equipment and services incidental to the construction maintenance and operation of projects Under the terms of such agreements the Department of Highways at its own cost and expense may make preliminary studies and surveys for projects and may prepare plans proposals and specifications and furnish engineering and inspection services therefor and make and prepare estimates for work performed and completed thereon and certify same to the Authority for payment from Authority funds all such procedure to be in accordance with the practice and procedure of the Department of Highways which may also act as agent for the Authority in advertising for and receiving bids for the construction of projects

Provided however That the Motor License Fund shall not be obligated for the payment of any sums or amounts in furtherance of the activities authorized by this act except and in accordance with the terms of agreements as herein authorized

Section 6 Purposes and Powers Bonds The bonds of the Authority hereinabove referred to and authorized to be issued shall be authorized by resolution of the board and shall be of such series bear such date or dates mature at such time or times not exceeding thirty (30) years from their respective dates bear interest at such rate or rates not exceeding four per centum per annum payable semi-annually be in such denominations be in such form either coupon or fully registered without coupons carry such registration exchangeability and inter-

changeability privileges be payable in such medium of payment and at such place or places be subject to such terms of redemption at such prices not exceeding one hundred five per centum of the principal amount thereof and be entitled to such priorities in the revenues rentals or receipts of such Authority as such resolution or resolutions may provide The bonds shall be signed by such officers as the Authority shall determine and coupon bonds shall have attached thereto interest coupons bearing the facsimile signature of the treasurer of the Authority all as may be prescribed in such resolution or resolutions And such bonds may be issued and delivered notwithstanding that one or more of the officers signing such bonds or the treasurer whose facsimile signature shall be upon the coupons or any thereof shall have ceased to be such officer or officers at the time when such bonds shall actually be delivered

Said bonds may be sold at public or private sale for such price or prices as the Authority shall determine provided that the interest cost to maturity of the money received for any issue of said bonds shall not exceed four per centum per annum Pending the preparation of the definitive bonds interim receipts may be issued to the purchaser or purchasers of such bonds and may contain such terms and conditions as the Authority may determine

Any resolution or resolutions authorizing any bonds may contain provisions which shall be part of the contract with the holders thereof as to (a) pledging the full faith and credit of the Authority (but not of the Commonwealth or any county or other political subdivision thereof) for such obligations or restricting the same to all or any of the revenues rentals or receipts of the Authority from all or any projects or properties (b) the construction improvement operation extension enlargement equipping furnishing maintenance and repair of any project or projects and the duties of the Authority with reference thereto (c) the terms and provisions of the bonds (d) limitations on the purposes to which the proceeds of the bonds then or thereafter to be issued or of any loan or grant by the United States may be applied (e) the rate of tolls rentals and other charges for use of the facilities of or for the services rendered by the Authority including limitations upon the power of the Authority to modify any leases or other agreements pursuant to which any tolls rentals or other charges are payable (f) the setting aside of reserves or sinking funds and the regulation and disposition thereof (g) limitations on the issuance of additional bonds (h) the terms and provisions of any deed or trust or indenture securing the bonds or under which the same may be issued and (i) any other or additional agreements with the holders of the bonds

The Authority may enter into any deeds of trust indentures or other agreements with any bank or trust company or other person or persons in the United States having power to enter into the same including any Federal agency as security for such bonds and may assign and pledge all or any of the revenues rentals or receipts of the Authority thereunder Such deed of trust indenture or other agreement may contain such provisions as may be customary in such instruments or as the Authority may authorize including (but without limitation) provisions as to (i) the construction improvement operation equipping furnishing maintenance and repair of any project or projects and the duties of the Authority with reference thereto (ii) the application of funds and the safeguarding of funds on hand or on deposit (iii) the rights and remedies of said trustees and the holders of the bonds (which may include restrictions upon the individual right of action of such bondholders and (iv) the terms and provisions of the bonds or the resolutions authorizing the issuance of the same

Said bonds shall have all the qualities of negotiable instruments under the law merchant and the negotiable instruments law of the Commonwealth of Pennsylvania

Section 7 Remedies of Bondholders The rights and the remedies herein conferred upon or granted to the bondholders shall be in addition to and not in limitation of any rights and remedies lawfully granted to such bond-

holders by the resolution or resolutions providing for the issuance of bonds or by any deed of trust indenture or other agreement under which the same may be issued. In the event that the Authority shall default in the payment of principal or of interest on any of the bonds after said principal or interest shall become due whether at maturity or upon call for redemption and such default shall continue for a period of thirty (30) days or in the event that the Authority shall fail or refuse to comply with the provisions of this act or shall default in any agreement made with the holders of the bonds the holders of twenty-five per centum in aggregate principal amount of the bonds then outstanding by instrument or instruments filed in the office of the recorder of deeds of the county and proved or acknowledged in the same manner as a deed to be recorded may (except as such right be limited under the provisions of any deed of trust indenture or other agreement as aforesaid) appoint a trustee to represent the bondholders for the purposes herein provided. Such trustee and any trustee under any deed of trust indenture or other agreement may and upon written request of the holders of twenty-five per centum (or such other percentage as may be specified in any deed of trust indenture or other agreement aforesaid) in principal amount of the bonds then outstanding shall in his or its own name

(a) by mandamus or other suit action or proceeding at law or in equity enforce all rights of the bondholders including the right to require the Authority to collect rates rentals and other charges adequate to carry out any agreement as to or pledge of the revenues or receipts of the Authority and to require the Authority to carry out any other agreements with or for the benefit of the bondholders and to perform its and their duties under this act

(b) bring suit upon the bonds

(c) by action or suit in equity require the Authority to account as if it were the trustee of an express trust for the bondholders

(d) by action or suit in equity enjoin any acts or things which may be unlawful or in violation of the rights of the bondholders

(e) by notice in writing to the Authority declare all bonds due and payable and if all defaults shall be made good then with the consent of the holders of twenty-five per centum (or such other percentage as may be specified in any deed or trust indenture or other agreement aforesaid) of the principal amount of the bonds then outstanding to annul such declaration and its consequences

Any trustee whether appointed as aforesaid or acting under a deed of trust indenture or other agreement and whether or not all bonds have been declared due and payable shall be entitled as of right to the appointment of a receiver who may (to the same extent that the Authority itself could so do) enter and take possession of the facilities of the Authority or any parts thereof the revenues rentals or receipts from which are or may be applicable to the payment of the bonds so in default and operate and maintain the same and collect and receive all rentals and other revenues thereafter arising therefrom in the same manner as the Authority might do and shall deposit all such moneys in a separate account and apply the same in such manner as the court shall direct. In any suit action or proceeding by the trustees the fees counsel fees and expenses of the trustee and of the receiver if any and all costs and disbursements allowed by the court shall be a first charge on any revenues and receipts derived from the facilities of the Authority the revenues or receipts from which are or may be applicable to the payment of the bonds so in default. Such trustee shall in addition to the foregoing have and possess all of the powers necessary or appropriate for the exercise of any functions specifically set forth herein or incident to the general representation of the bondholders in the enforcement and protection of their rights

In addition to all other rights and all other remedies any holder of bonds of the Authority shall have the right by mandamus or other suit action or proceeding at

law or in equity to enforce his rights against the Authority including the right to require the Authority to collect fees rental and other charges adequate to carry out any agreement as to or pledge of such fees rentals or other charges or income revenues and receipts and to require the Authority to carry out any of its covenants and agreements with the bondholders and to perform its and their duties under this act. Provided however That nothing in this section or any other section of this act shall authorize any receiver appointed pursuant to this act for the purpose of operating and maintaining any facilities of the Authority to sell assign mortgage or otherwise dispose of any of the assets of whatever kind and character belonging to the Authority. It is the intention of this act to limit the powers of such receiver to the operation and maintenance of the facilities of the Authority as the court shall direct and no holder of bonds of the Authority nor any trustee shall ever have the right in any suit action or proceeding at law or in equity to compel a receiver nor shall any receiver ever be authorized or any court be empowered to direct the receiver to sell assign mortgage or otherwise dispose of any assets of whatever kind or character belonging to the Authority

Section 8 Governing Body The powers of the Authority shall be exercised by a governing body consisting of the members of the Authority acting as a board. Within ninety (90) days after this act shall become effective the board shall meet and organize by electing from their number a president and secretary. At the first regular meeting in each year thereafter they shall elect from their number a president and secretary

Seven (7) members shall constitute a quorum of the board for the purpose of organizing the Authority and conducting the business thereof and for all other purposes and all action shall only be taken by vote of a majority of the members of the Authority unless in any case the by-laws shall require a larger number. The board shall have full authority to manage the properties and business of the Authority and to prescribe amend and repeal by-laws rules and regulations governing the manner in which the business of the Authority may be conducted and the powers granted to it may be exercised and embodied. The board shall fix and determine the number of officers agents and employees of the Authority and their respective compensation and duties and may delegate to one or more of their number or to one or more of said officers agents or employees such powers and duties as it may deem proper

Section 9 Moneys of the Authority All moneys of any authority from whatever source derived shall be paid to the treasurer of the Authority. Said moneys shall be deposited in the first instance by the treasurer in one or more banks or trust companies in one or more special accounts and each of such special accounts shall be continuously secured by a pledge of direct obligations of the United States of America of the Commonwealth or of the county having an aggregate market value exclusive of accrued interest at all times at least equal to the balance on deposit in such account. Such securities shall either be deposited with the treasurer or be held by a trustee or agent satisfactory to the Authority. All banks and trust companies are authorized to give such security for such deposits. The moneys in said accounts shall be paid out on the warrant or other order of the treasurer of the Authority or of such other person or persons as the Authority may authorize to execute such warrants or orders. The Department of Revenue of the Commonwealth or its legally authorized representatives are hereby authorized and empowered from time to time to examine the accounts and books of the Authority including its receipts disbursements contracts leases sinking funds investments and any other matters relating to its finances operation and affairs

Section 10 Grants of Lands by Department to Authority The department shall have power and authority with the approval of the Governor to grant assign and convey to the Authority with or without consideration any lands easements or rights in lands together with any

improvements buildings or structures therein or thereon now owned by the Commonwealth of Pennsylvania or hereafter acquired by it needed or convenient for the corporate purposes of the Authority or to lease to the Authority for a term not exceeding ninety-nine (99) years at a nominal or such other rental as may be determined any or all such lands easements or rights in lands together with any improvements structures or buildings therein or thereon

Section 11 Contracts to Lease and Leases by Department from Authority The department shall have power and authority with the approval of the Governor to enter into contracts with the Authority to lease as lessee from the Authority any or all of the projects undertaken by the Authority for a term with respect to each project constructed not exceeding thirty (30) years at such rental or rentals as may be determined by the Authority and upon the completion of the said projects the department shall have power and authority with the approval of the Governor to lease as lessee any or all of the projects completed by the Authority for a term with respect to each project leased not exceeding thirty (30) years at such rental or rentals as may be determined by the Authority Such leases may provide for transfer to the Commonwealth of title in and to all property included in a project either through application of the rentals paid to the purchase price or by installment payments from the Motor License Fund Provided however That transfer of any project to the Commonwealth shall not impair the obligation of any bonds issued therefor and no transfer of any project shall become effective until such bonds are paid or provisions made for their redemption

Section 12 Acquisition of Lands Whenever additional lands or interests in lands are required by the Authority for promoting its corporate purposes the Department of Highways with the approval of the Governor shall have power and authority to acquire such lands by purchase or condemnation in the name of the Commonwealth and the procedure for acquiring such lands or interest in lands and for the payment of the resultant damages by the department for the taking by condemnation shall be in accordance with the provisions of the State Highway Law in such case made and provided The power hereby conferred upon the department shall not limit or restrict the power of the Authority itself to acquire lands or interests in lands in the name of the Authority

Section 13 Competition in Award of Contracts If any project or any portion thereof or any improvement thereof shall be constructed equipped or furnished pursuant to a contract and the estimated cost thereof exceeds five hundred dollars (\$500.00) such contract shall be awarded to the lowest responsible bidder after advertisement for bids The Authority may make rules and regulations for the submission of bids and the construction equipping furnishing or improvement of any project or portion thereof Such rules and regulations may provide for the submission of bids to the Department of Highways as agent for the Authority as provided in section five of this act No contract shall be entered into for construction equipping furnishing or improvement of any project or portion thereof or for the purchase of materials unless the contractor shall give an undertaking with a sufficient surety or sureties approved by the Authority and in an amount fixed by the Authority for the faithful performance of the contract and such contracts shall also be accompanied by an additional bond for the protection of those who furnish labor and material in such amount and subject to the same terms and conditions as required by the State Highway Law on contracts for the construction of State highways Nothing in this section shall be construed to limit the power of the Authority to construct any project or portion thereof or any addition betterment or extension thereto directly by the officers agents and employes of the Authority or otherwise than by contract

Subject to the aforesaid the Authority may (but without intending by this provision to limit any powers of such Authority) enter into and carry out such contracts

or establish or comply with such rules and regulations concerning labor and materials and other related matters in connection with any project or portion thereof as the Authority may deem desirable or as may be requested by and Federal agency that may assist in the financing of such project or any part thereof

Section 14 Acquisition of Lands The Authority shall have the power to acquire by purchase or eminent domain proceedings such lands or interests in land as the Authority may deem necessary for any of the purposes mentioned in this act Provided however that where condemnation proceedings are necessary to acquire such land or interest in land the Department of Highways shall take the necessary action for acquisition and for the ascertainment and payment by it of the property damages resulting from the taking all in accordance with the provisions of the State Highway Law governing the taking of land or interests therein for the improvement of State highways

Section 15 Use of Projects The use of the facilities of the Authority and the operation of its business shall be subject to the rules and regulations from time to time adopted by the Authority Provided however That the Authority shall not be authorized to do anything which will impair the security of the holders of the obligations of the Authority or violate any agreements with them or for their benefit

Section 16 Limitation of Powers The Commonwealth does hereby pledge to and agree with any person firm or corporation or Federal agency subscribing to or acquiring the bonds to be issued by the Authority for the construction of any project or part thereof that the Commonwealth will not limit or alter the rights hereby vested in the Authority until all bonds at any time issued together with the interest hereon are fully met and discharged The Commonwealth does further pledge to and agree with the United States and any other Federal agency that in the event that any Federal agency shall construct or contribute any funds or the construction of any project or any portion thereof the Commonwealth will not alter or limit the rights and powers of the Authority in any manner which would be inconsistent with the continued maintenance and operation of the project or the improvement thereof or which would be inconsistent with the due performance of any agreements between the Authority and any such Federal agency and the Authority shall continue to have and may exercise all powers herein granted so long as the same shall be necessary or desirable for the carrying out of the purposes of this act and the purposes of the United States in the construction of any project or such portion thereof

Section 17 Exemption from Taxation The effectuation of the authorized purpose of the Authority created under this act shall and will be in all respects for the benefit of the people of the Commonwealth for the increase of their commerce and prosperity and for the improvement of their health and living conditions and since the Authority will be performing essential governmental functions in effectuating such purposes the bonds issued by the Authority their transfer and the income therefrom (including any profits made on the sale thereof) shall at all times be free from taxation other than inheritance and estate taxation within the Commonwealth of Pennsylvania

Section 18 Appropriation So much of the money in the Motor License Fund as may be necessary from time to time to carry out the provisions of this act is hereby appropriated for such purposes

Section 19 Constitutional Construction The provisions of this act shall be severable and if any of the provisions thereof shall be held unconstitutional such decisions shall not affect the validity of any of the remaining provisions of this act It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included therein

Section 20 Effective Date This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

NAYS—205

Altshuler,	Gaffney,	Lovett,	Rose,
Amarando,	Gallagher,	Madigan,	Rosen,
Andrews,	George,	McCormack,	Rovansek,
Bane,	Gibson,	McCullough,	Royer,
Barkdoll,	Glenbockl,	McGee,	Sarra,
Baumunk,	Good,	McKinney,	Sax,
Beaver,	Goodling,	McMillen,	Scanlon,
Bednarek,	Graybill,	McNally,	Schmidt,
Blair,	Green,	Mihm,	Schuster,
Bloom,	Greenwood,	Mikula,	Scott,
Boies,	Greer,	Miller,	Seyler,
Bomberger,	Guarnieri,	Milliken,	Shoemaker,
Boorse,	Guthrie,	Mills,	Smith, C. C.,
Bower,	Hagerty,	Mintess,	Smith, W. B.,
Breisch,	Hall,	Monroe,	Snider,
Breth,	Hamilton,	Moore, C. E.,	Sollenberger,
Brice,	Harney,	Moore, H. A.,	Spencer,
Brown, H. S.,	Harris,	Moran,	Stank,
Brown, W. E.,	Haudenshield,	Munley,	Stimmel,
Brunner,	Heatherington,	Murray,	Stuart,
Buccin,	Helm,	Musto,	Swope,
Cadwalader,	Herman,	Nagel,	Tahl,
Clapper,	Hersch,	Najaka,	Taylor,
Clendening,	Hewitt,	Needham,	Thompson,
Cochran,	Hocker,	Neff,	Tompkins,
Cole,	Hoffman,	Nixon,	Toomey,
Coleman,	Hoggard,	O'Dare,	Varallo,
Conway,	Hunter,	O'Donnell,	Varnier,
Cooper,	Jenkins,	Olsen,	Verona,
Costa,	Jennings,	Orban,	Wachhaus,
Dalrymple,	Jim,	Penglase,	Wagner,
DeLong,	Johnson,	Pentrack,	Wargo,
Dennison,	Jones, G. E.,	Peta,	Waterhouse,
Depuy,	Jones, J. M.,	Petrosky,	Watkins,
Dougherty,	Jump,	Pettigrew,	Weidner,
Driscoll,	Kamyk,	Pfaff,	Weiss,
Duffy,	Keller,	Polen,	Welsh,
Dye,	Kemp,	Posta,	Wescott,
Elder,	Kent,	Powers,	Westrick,
Erb,	Kirley,	Price, H. W., Jr.,	Wheeler,
Evans,	Kline,	Price, R. A.,	Williams,
Ewing,	Kohl,	Probert,	Wood,
Felton,	Kolankiewicz,	Readinger,	Worley,
Ferster,	Kondrath,	Reagan,	Yaffe,
Filo,	Kratz,	Reese,	Yeakel,
Firmstone,	Kurtz,	Reidenbach,	Yester,
Flack,	Lederer,	Reilly, J. M.,	Yetzer,
Fleming,	Lee,	Reynolds,	Young,
Floyd,	Lelsey,	Riley, R. L.,	Ziegler,
Fox,	Leonard,	Robbins,	Sorg,
Frank,	Limper,	Robertson,	Speaker
Frost,	Loftus,		

NAYS—2

Brandon, Sternberg,

NOT VOTING—1

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 17 as follows:

An Act to amend section seven of the act approved the eleventh day of June one thousand nine hundred forty-one (P. L. 101) entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near Irwin in Westmoreland County the western termi-

nus of the turnpike heretofore constructed by said Commission to a point on the western boundary line of the Commonwealth of Pennsylvania touching on the State of Ohio or the State of West Virginia and conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds exempt from taxation constituting such bonds legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions upon which such turnpike shall become free providing for grade separations grade changes and relocation and restoration of public roads and State highways affected by the turnpike providing for condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds" by providing for salaries for appointed members of the Commission

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section seven of the act approved the eleventh day of June one thousand nine hundred forty-one (P. L. 101) entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near Irwin in Westmoreland County the western terminus of the turnpike heretofore constructed by said Commission to a point on the western boundary line of the Commonwealth of Pennsylvania touching on the State of Ohio or the State of West Virginia and conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds exempt from taxation constituting such bonds legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions upon which such turnpike shall become free providing for grade separations grade changes and relocation and restoration of public roads and State highways affected by the turnpike providing for condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds" is hereby amended by adding at the end thereof a new subsection to read as follows

Section 7 * * * * *

(d) The chairman of the commission shall receive an annual salary of five thousand five hundred dollars (\$5,500.00) and the other appointed members of the commission shall each receive an annual salary of four thousand dollars (\$4,000.00) payable in monthly installments solely from funds provided under the authority of this act payment to begin when such funds shall have been provided

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarra,
Baumunk,	Glembocki,	McGee,	Sax,
Beaver,	Good,	McKinney,	Scanlon,
Bednarek,	Goodling,	McMillen,	Schmidt,
Blair,	Graybill,	McNally,	Schuster,
Bloom,	Green,	Mihm,	Scott,
Boles,	Greenwood,	Mikula,	Seyler,
Bomberger,	Greer,	Miller,	Shoemaker,
Boorse,	Guarnieri,	Milliken,	Smith, C. C.,
Bower,	Guthrie,	Mills,	Smith, W. B.,
Brandon,	Hagerty,	Mintess,	Snider,
Breisch,	Hall,	Monroe,	Sollenberger,
Breth,	Hamilton,	Moore, C. E.,	Spencer,
Brice,	Harney,	Moore, H. A.,	Stank,
Brown, H. S.,	Harris,	Moran,	Sternberg,
Brown, W. E.,	Haudenschild,	Munley,	Stimmel,
Brunner,	Heatherington,	Murray,	Stuart,
Bucchin,	Helm,	Musto,	Swope,
Cadwalader,	Herman,	Nagel,	Tahl,
Clapper,	Hersch,	Najaka,	Taylor,
Clendenning,	Hewitt,	Needham,	Thompson,
Cochran,	Hocker,	Neff,	Tompkins,
Cole,	Hoffman,	Nixon,	Toomey,
Coleman,	Hoggard,	O'Dare,	Varallo,
Conway,	Hunter,	O'Donnell,	Varner,
Cooper,	Jenkins,	Olsen,	Verona,
Costa,	Jennings,	Orban,	Wachhaus,
Dalrymple,	Jim,	Penglase,	Wagner,
DeLong,	Johnson,	Pentrack,	Wargo,
Dennison,	Jones, G. E.,	Peta,	Waterhouse,
Depuy,	Jones, J. M.,	Petrosky,	Watkins,
Dougherty,	Jump,	Pettigrew,	Weidner,
Driscoll,	Kamyk,	Pfaff,	Weiss,
Duffy,	Keller,	Polen,	Welsh,
Dye,	Kemp,	Posta,	Wescott,
Elder,	Kent,	Powers,	Westrick,
Erb,	Kirley,	Price, H. W., Jr.,	Wheeler,
Evans,	Kline,	Price, R. A.,	Williams,
Ewing,	Kohl,	Propert,	Wood,
Felton,	Kolankiewicz,	Readinger,	Worley,
Ferster,	Kondrath,	Reagan,	Yaffe,
Filo,	Kratz,	Reese,	Yeakel,
Firmstone,	Kurtz,	Reidenbach,	Yester,
Flack,	Lederer,	Reilly, J. M.,	Yetzer,
Fleming,	Lee,	Reynolds,	
Floyd,	Leisey,	Riley, R. L.,	
Fox,	Leonard,	Robbins,	
Frank,	Limper,	Robertson,	

Speaker

NAYS—0

NOT VOTING—1

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 18 as follows:

An Act authorizing the Department of Property and Supplies to accept on behalf of the Commonwealth certain real estate adjoining property of the Philipsburg State Hospital in Rush Township Centre County Pennsylvania The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies is hereby authorized and empowered to accept on behalf of the Commonwealth the property now owned by Doctor A C Lynn situate in Rush Township Centre County Pennsylvania and adjoining property of Philipsburg State Hospital bounded and described as follows

Beginning at a point an iron pin on the East side of

State Highway Route A 5228 leading from Philipsburg to Hawk Run being the Northwest corner of the property of the Philipsburg State Hospital thence along the East side of said State Highway North 28° 00' East a distance of 50.03 feet to an iron pin thence along other property of said Doctor A C Lynn South 63° 53' East a distance of 185.76 feet to an iron pin thence still along said property of Doctor A. C. Lynn North 28° 00' East a distance of 50.0 feet to an iron pin thence still along said property of Doctor A C Lynn South 63° 53' East a distance of 230.9 feet to an iron pin thence still along said property of Doctor A C Lynn South 26° 07' West a distance of 100.0 feet to an iron pin at the Northeast corner of property of Philipsburg State Hospital thence along said property of Philipsburg State Hospital North 63° 53' West a distance of 417.4 feet to an iron pin the point or place of beginning containing an area of seventy-four hundredths (.74) acres

Section 2 The title to said real property shall be taken in the name of the Commonwealth and shall before its acquisition be approved by the Department of Justice

Section 3 Upon acquiring the property the Board of Trustees of Philipsburg State Hospital shall have full control supervisions and management thereof for use in connection with the Philipsburg State Hospital

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarra,
Baumunk,	Glembocki,	McGee,	Sax,
Beaver,	Good,	McKinney,	Scanlon,
Bednarek,	Goodling,	McMillen,	Schmidt,
Blair,	Graybill,	McNally,	Schuster,
Bloom,	Green,	Mihm,	Scott,
Boles,	Greenwood,	Mikula,	Seyler,
Bomberger,	Greer,	Miller,	Shoemaker,
Boorse,	Guarnieri,	Milliken,	Smith, C. C.,
Bower,	Guthrie,	Mills,	Smith, W. B.,
Brandon,	Hagerty,	Mintess,	Snider,
Breisch,	Hall,	Monroe,	Sollenberger,
Breth,	Hamilton,	Moore, C. E.,	Spencer,
Brice,	Harney,	Moore, H. A.,	Stank,
Brown, H. S.,	Harris,	Moran,	Sternberg,
Brown, W. E.,	Haudenschild,	Munley,	Stimmel,
Brunner,	Heatherington,	Murray,	Stuart,
Bucchin,	Helm,	Musto,	Swope,
Cadwalader,	Herman,	Nagel,	Tahl,
Clapper,	Hersch,	Najaka,	Taylor,
Clendenning,	Hewitt,	Needham,	Thompson,
Cochran,	Hocker,	Neff,	Tompkins,
Cole,	Hoffman,	Nixon,	Toomey,
Coleman,	Hoggard,	O'Dare,	Varallo,
Conway,	Hunter,	O'Donnell,	Varner,
Cooper,	Jenkins,	Olsen,	Verona,
Costa,	Jennings,	Orban,	Wachhaus,
Dalrymple,	Jim,	Penglase,	Wagner,
DeLong,	Johnson,	Pentrack,	Wargo,
Dennison,	Jones, G. E.,	Peta,	Waterhouse,
Depuy,	Jones, J. M.,	Petrosky,	Watkins,
Dougherty,	Jump,	Pettigrew,	Weidner,
Driscoll,	Kamyk,	Pfaff,	Weiss,
Duffy,	Keller,	Polen,	Welsh,
Dye,	Kemp,	Posta,	Wescott,
Elder,	Kent,	Powers,	Westrick,
Erb,	Kirley,	Price, H. W., Jr.,	Wheeler,
Evans,	Kline,	Price, R. A.,	Williams,
Ewing,	Kohl,	Propert,	Wood,
Felton,	Kolankiewicz,	Readinger,	Worley,
Ferster,	Kondrath,	Reagan,	Yaffe,
Filo,	Kratz,	Reese,	Yeakel,
Firmstone,	Kurtz,	Reidenbach,	Yester,
Flack,	Lederer,	Reilly, J. M.,	Yetzer,

Fleming,
Floyd,
Fox,
Frank,

Lee,
Leisey,
Leonard,
Limper,

Reynolds,
Riley, R. L.,
Robbins,
Robertson,

Young,
Ziegler,
Sorg,
Speaker

NAYS—0

NOT VOTING—1

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 53 as follows:

An Act to amend Article IX Clause (h) of Section nine hundred forty-three and Article X Section ten hundred four of the Act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by increasing the penalty for the unlawful killing of bears

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (h) of Section nine hundred forty-three of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is hereby amended to read as follows

Section 943 Penalties Any person violating any of the provisions of this article shall upon conviction be sentenced to pay the following fines and costs of prosecution for each offense

* * * * *

(h) Except as otherwise herein provided for hunting or trapping or catching or killing or wounding or driving or molesting or removing or attempting to hunt for or trap or catch or kill or wound or drive or molest or remove any wild birds or wild animals within the limits of a State Game Refuge or an Auxiliary State Game Refuge or a State Game Farm or a State Game Propagation area or a special preserve contrary to the provisions of this article or for violating any of the provisions of this article not hereinbefore specifically provided for

I Each elk two hundred dollars
II Each deer [or bear] one hundred dollars
III Each bear two hundred dollars
[III] IV Each wild turkey ruffed grouse ringneck pheasant quail partridge or woodcock twenty-five dollars
[IV] V Each raccoon twenty-five dollars
[V] VI Each other wild bird or wild animal ten dollars

Section 2 Section ten hundred four of said act is hereby amended to read as follows

Section 1004 Penalties Any person violating the provisions of this article shall upon conviction be sentenced to pay the following fines and costs of prosecution for each offense

For the capturing or killing or aiding in the capturing or killing contrary to the provisions of this article any wild bird or animal

(a) Each elk two hundred dollars and in the discretion of the court six months' imprisonment
(b) Each deer [or bear] one hundred dollars
(c) Each bear two hundred dollars
[(c)] (d) Each wild turkey ruffed grouse ringneck pheasant quail partridge or woodcock twenty-five dollars
[(d)] (e) Each raccoon twenty-five dollars
[(e)] (f) Each other bird or animal ten dollars

For hunting in any manner or for owning or possessing a shotgun or rifle or pistol or firearm contrary to the provisions of this article twenty-five dollars and costs of

prosecution

For owning or possessing a dog contrary to the provisions of this article fifteen dollars and costs of prosecution

Upon failure of any person convicted of a first offense to immediately pay the fine imposed and costs of prosecution he shall be imprisoned one day for each dollar of fine imposed and costs of prosecution

Any person convicted of a second and subsequent offense shall be liable to the fines above provided and costs of prosecution and in addition thereto shall in the discretion of the court suffer imprisonment one day for each dollar of fine imposed

Section 3 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. BRETH. Mr. Speaker, Senate Bill 53, Printer's No. 4, is a good bill. I intend to support the bill and I think the Members of the House should support it also.

In explanation of any confusion that might exist as to why the bill is being passed, I might say that last year in the bear hunting season there were a great number of illegal bears killed, small young cubs. But in defense of the great number of sportsmen who hunt bears, I wish to point out that it is very difficult for a bear hunter hunting a bear for the first time to recognize what is and what is not a legal bear.

For the information of the Members of the House, cub bears are born in January while their mothers are in hibernation, and they will weigh about a pound apiece.

By the following November, which is usually the bear hunting season, they will weigh on an average forty or fifty pounds—some less.

The game laws state that a legal bear must have its eye teeth and its tusks. I trust that that definition will not go to the qualifications of the Members of the Legislature, that they should have their eye teeth cut before they come here. However, a bear is not a legal bear until the second year when they grow their eye teeth, but, Mr. Speaker, unlike a deer, the eye teeth cannot be observed at a distance.

This is the point I wish to make in defense of the average man who hunts for bear—this bill is not a criticism against him or a penalty against him. It is to my mind in line with the general idea that all fines assessed for illegal killing of game should be raised.

A few years ago before the war there were only fifty or seventy-five thousand who called themselves bear hunters. Last year it is estimated that that number had increased to over a quarter of a million. And naturally, there were a great many hunters who had never seen a bear in the woods. Those were the individuals who shot first and found out later that it was not a legal bear; it did not have its eye teeth.

Another point I wish to suggest in this bill is when the Game Commission finds that this bill is finally written into law that it will attempt to describe, or to more definitely define for the average new hunter what is or what is not a legal bear. In other words, a legal bear would average 100 or 125 pounds or more. There is nothing in the particular publication of the game laws beyond the statement to the effect that a legal bear must

have its eye teeth. I say to you, gentlemen, you cannot see a bear's eye teeth at fifty yards.

With those remarks, Mr. Speaker, I wish to restate that I support the bill, not as a penalty against those new hunters who fail or do not know what a legal bear is, but in support of the fact that all fines for the illegal killing of game should be increased.

Mr. WAGNER. Mr. Speaker, I desire to interrogate the gentleman from Clearfield, Mr. Breth.

The SPEAKER. Will the gentleman from Clearfield permit himself to be interrogated?

Mr. BRETH. I shall, Mr. Speaker, but first I should like to ask the gentleman whether there are any bears in Somerset County?

Mr. WAGNER. There are, Mr. Speaker.

The SPEAKER. The gentleman is qualified to speak on the subject. The gentleman gives us to understand that there are some bears in that County.

Mr. WAGNER. Mr. Speaker, not being either a hunter or a fisherman, but being interested very much in the gentleman's remarks when he opened this discussion about this particular bill that is now before the House, I merely rise to inquire how long or how much experience one must have to get accustomed to hunting bear.

Mr. BRETH. Mr. Speaker, I will reply to the gentleman from Somerset, who happens to be a very good friend of mine, by quoting the state law which I sometimes regret, that for two dollars at the present time any individual who is a citizen, regardless of his knowledge of firearms, regardless of his knowledge of the woods, regardless of anything pertaining to the great sport and the skilled art of hunting, can walk up and get a certificate which gives him the right to carry a rifle and or shotgun and a pocket full of shells, and he can go out in the woods and hunt anything legal or illegal. I regret that very much.

Mr. ELDER. The statement I am about to make, for the information of the Members of the House, is that approximately four hundred legal bears and approximately one hundred illegal bears were killed in Pennsylvania last year.

Mr. ROSE. Mr. Speaker, I desire to interrogate the gentleman from Clearfield, Mr. Breth.

The SPEAKER. Will the gentleman from Clearfield permit himself to be interrogated? First of all may I inquire from the gentleman from Philadelphia, whether there are any bear in Philadelphia?

Mr. ROSE. Mr. Speaker, there are a lot of wolves there.

The SPEAKER. Will the gentleman permit himself to be interrogated by one who only has wolves?

Mr. BRETH. I shall, Mr. Speaker.

Mr. ROSE. Mr. Speaker, is there such a distinction between wolves, legal wolves and illegal wolves?

Mr. BRETH. Mr. Speaker, I imagine that the gentlemen of the House if they would scrutinize the gentleman from Philadelphia, will find that answer to the question themselves.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Altshuler,	Frank,	Limper,	Robertson,
Amarando,	Frost,	Loftus,	Rose,
Andrews,	Gaffney,	Lovett,	Rosen,
Bane,	Gallagher,	Madigan,	Royer,
Barkdoll,	George,	McCormack,	Sarra,
Baumunk,	Gibson,	McCullough,	Sax,
Beaver,	Glembocki,	McGee,	Scanlon,
Bednarek,	Good,	McKinney,	Schmidt,
Blair,	Goodling,	McMillen,	Schuster,
Bloom,	Graybill,	McNally,	Scott,
Boles,	Green,	Mihm,	Seyler,
Bomberger,	Greenwood,	Mikula,	Shoemaker,
Boorse,	Greer,	Miller,	Smith, C. C.,
Bower,	Guarnieri,	Milliken,	Smith, W. B.,
Brandon,	Guthrie,	Mills,	Snider,
Breisach,	Hagerty,	Mintess,	Sollenberger,
Breth,	Hall,	Monroe,	Spencer,
Brice,	Hamilton,	Moore, C. E.,	Sternberg,
Brown, H. S.,	Harney,	Moore, H. A.,	Stimmel,
Brown, W. E.,	Harris,	Munley,	Stuart,
Brunner,	Haudenshield,	Murray,	Swope,
Bucchin,	Heatherington,	Musto,	Tahl,
Cadwalader,	Helm,	Nagel,	Taylor,
Clapper,	Herman,	Najaka,	Thompson,
Clendening,	Hersch,	Needham,	Tompkins,
Cochran,	Hewitt,	Neff,	Toomey,
Cole,	Hocker,	Nixon,	Varallo,
Coleman,	Hoffman,	O'Dare,	Varnier,
Conway,	Hoggard,	O'Donnell,	Verona,
Cooper,	Hunter,	Olsen,	Wachhaus,
Costa,	Jenkins,	Orban,	Wagner,
Dalrymple,	Jennings,	Penglase,	Wargo,
DeLong,	Jim,	Pentrack,	Waterhouse,
Dennison,	Johnson,	Peta,	Watkins,
Depuy,	Jones, G. E.,	Petrosky,	Weldner,
Dougherty,	Jump,	Pettigrew,	Weiss,
Driscoll,	Kamyk,	Pfaff,	Welsh,
Duffy,	Keller,	Polen,	Wescott,
Dye,	Kemp,	Posta,	Westrick,
Elder,	Kent,	Powers,	Wheeler,
Erb,	Kirley,	Price, H. W., Jr.,	Williams,
Evans,	Kline,	Price, R. A.,	Wood,
Ewing,	Kohl,	Proper,	Worley,
Felton,	Kolankiewicz,	Readinger,	Yaffe,
Ferster,	Kondrath,	Reagan,	Yeakel,
Filo,	Kratz,	Reese,	Yester,
Firmstone,	Kurtz,	Reidenbach,	Yetzer,
Flack,	Lederer,	Relly, J. M.,	Young,
Fleming,	Lee,	Reynolds,	Ziegler,
Floyd,	Lelsey,	Riley, R. L.,	Sorg,
Fox,	Leonard,	Robbins,	Speaker

NAYS—0

NOT VOTING—1

Krlise.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

WEST YORK HIGH SCHOOL WELCOMED

The SPEAKER. The Chair desires to welcome to the Hall of the House the Senior Class of the West York High School under the supervision of Mr. J. W. Weis. They are the guests of the gentleman from York, Mr. Green.

PINE GROVE HIGH SCHOOL WELCOMED

The SPEAKER. The Chair is pleased to welcome the Senior Class in Problems of Democracy of the Pine Grove High School, Schuylkill County, under the supervision of Mrs. Bruce Christ. They are the guests of the gentleman from Schuylkill, Messrs. Watkins and Kline.

ANNOUNCEMENT

The SPEAKER. The Chair desires to remind the Chairmen and Vice-Chairmen of all Standing Committees of the House of the meeting to be held at 4:30 today in the new House Caucus Room.

RESOLUTION

Mrs. DYE offered a resolution which was filed with the Clerk.

COMMITTEE MEETINGS

Appropriations—Room 246, Wednesday, March 2, at 12:30 p. m.

City and County—First Class—Room 521, Wednesday, March 2, at 12:00 noon.

Judiciary—Room 149, Wednesday, March 2, at 11:00 a. m.

Municipal Corporations—Room 521, Wednesday, March 2, at 10:00 a. m.

Professional Licensure—Room 325, Wednesday, March 2, at 11:30 a. m.

Welfare—Room 330, Wednesday, March 2, at 11:00 a. m.

ADJOURNMENT

Mr. STERNBERG. Mr. Speaker, I move that this House do now adjourn until Wednesday, March 2, 1949, at 1:00 p. m.

The motion was agreed to, and (at 3:25 p. m.) the House adjourned.

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., WEDNESDAY, MARCH 2, 1949.

No. 21.

SENATE

WEDNESDAY, March 2, 1949

The Senate met at 4:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

PRAYER

The Chaplain, Rev. FRANCIS E. REINBERGER, offered the following prayer:

Our Father in heaven, how endless must Thy patience be with Thy children who constantly break life's traffic rules; how wonderful is Thy sense of humor making heaven tingle with Thy chuckling at the silly deeds of man. We thank Thee, dear God, that Thou hast given us some of that patience and a bit of that sense of humor, so that the heavy burdens may become a bit lighter, and the dark problems somewhat more clear; for our mortal life is too short and too precious to waste Thy gift in feuding and fussing. Remember, Lord, we are men, not God. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. ROBINSON, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on March 2, 1949.

Mr. WATSON. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 2, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

ALLEGHENY COUNTY

Mrs. Helen M. Brose, Pittsburgh, 1806 Law & Finance Building (19).

Charles D. Gray, Pittsburgh, 3000 Gulf Bldg.

Miss Myrtle M. Kupp, Oakmont.

John P. Tvrdovsky, East Deer Twp., Glassmere.

BEDFORD COUNTY

Mrs. Willie R. Sheterom, Bedford.

BRADFORD COUNTY

Budd M. Clark, Wysox Twp., Wysox.

CAMBRIA COUNTY

Daniel L. Baretincic, Johnstown.

CHESTER COUNTY

Joseph A. Gormley, West Grove.

Miss Clara M. Reed, Tredyffrin Twp., Paoli.

DELAWARE COUNTY

John E. DeYoung, Jr., Media.

FAYETTE COUNTY

Mrs. Elizabeth Mauler, Uniontown.

LACKAWANNA COUNTY

Mrs. Emily E. Deal, Lehigh Twp., Thornhurst.

Mrs. Elizabeth Kelly, Scranton.

LUZERNE COUNTY

Mrs. Mary J. Wachs, Pittston.

MONTGOMERY COUNTY

Mrs. Helen F. Kirkland, Cheltenham Twp., Glenside.

PHILADELPHIA COUNTY

Mrs. Regina F. Kilimnik, 1713 Walnut Street.

Charles C. Weston, 2617 Hunting Park Ave. (29).

WESTMORELAND COUNTY

F. M. van Ameringen, New Kensington.

To compute from dates set opposite their names:

LANCASTER COUNTY

Mrs. H. A. Burkholder, Ephrata, March 5, 1949.

MONTGOMERY COUNTY

Harry J. Ginther, Pottstown, March 5, 1949.

PHILADELPHIA COUNTY

William M. Keenan, 2225 Land Title Bldg., March 5, 1949.

Miss Justina Rawle, 3446 N. 6th St. (40), March 5, 1949.

ALLEGHENY COUNTY

Max Rogal, Pittsburgh, 627 Grand Bldg., March 6, 1949.

BLAIR COUNTY

B. B. Guyer, Hollidaysburg, March 6, 1949.

LUZERNE COUNTY

Oscar H. Phillips, Pittston, March 6, 1949.

LANCASTER COUNTY

John E. Homsher, Strasburg, March 7, 1949.

PHILADELPHIA COUNTY

Miss Abbie E. Davis, 2617 Fidelity-Phila. Trust Bldg. (9), March 10, 1949.

MONTGOMERY COUNTY

Casper Puche, Norristown, March 12, 1949.

PHILADELPHIA COUNTY

Mrs. H. Wright Lemon, 1849 South St., March 12, 1949.

ALLEGHENY COUNTY

Harry Bastow, Pittsburgh, 1102 May Bldg., March 14, 1949.

PHILADELPHIA COUNTY

Peter Penrose, 827 N. 16th St. (30), March 14, 1949.

ARMSTRONG COUNTY

Miss Wilda B. Guthrie, Apollo, March 21, 1949.

ALLEGHENY COUNTY

Miss Nora E. Kelleher, Pittsburgh, 132 S. Graham Street, March 24, 1949.

PHILADELPHIA COUNTY

Maurice Rosenblum, 1704 S. 5th St., March 24, 1949.

FAYETTE COUNTY

Miss Cora B. Wyncoop, Uniontown, March 25, 1949.

SNYDER COUNTY

Fred M. Machmer, Selinsgrove, March 26, 1949.

BERKS COUNTY

W. Earl Brenneman, Heidelberg Twp., Womelsdorf, March 27, 1949.

NORTHAMPTON COUNTY

Clayton R. Smith, Bangor, March 27, 1949.

BEAVER COUNTY

Harry Troyanowski, Beaver Falls, March 30, 1949.

JAMES H. DUFF.

A motion was made by Mr. WALKER and Mr. WATSON, that the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blas,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

HOUSE MESSAGES

HOUSE BILL FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bill of the House, as follows:

House Bill No. 365, entitled:

An Act to amend the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by making it unlawful for any person to hunt with any shotgun or rifle, when such firearm is loaded with live ammunition in either the chamber or magazine, if the firearm is ready to be discharged by normal finger pressure on the trigger, or if the safety device or mechanism is in the "off safe" position, except during the momentary interval of time necessary to discharge such firearm; and providing penalties.

Which was committed to the Committee on Forests and Waters, Game and Fish.

HOUSE CONCURS IN SENATE BILL No. 17

He also returned to the Senate, Senate Bill No. 17, entitled:

An Act to amend section seven of the act approved the eleventh day of June, one thousand nine hundred forty-one (P. L. 101), entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction, operation and maintenance of a turnpike from a point at or near Irwin in Westmoreland County, the western terminus of the turnpike heretofore constructed by said Commission, to a point on the western boundary line of the Commonwealth of Pennsylvania touching on the State of Ohio or the State of West Virginia, and imposing duties on the Pennsylvania Turnpike Commission; authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by

this act; providing for the collection of tolls for the payment of such bonds and for the cost of maintenance, operation and repair of the turnpike; making such turnpike bonds exempt from taxation; constituting such bonds legal investments in certain instances; requiring suits against the commission to be brought in Dauphin County prescribing conditions upon which such turnpike shall become free; providing for grade separations, grade changes, and relocation and restoration of public roads and State highways affected by the turnpike; providing for condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission; and authorizing the issuance of turnpike revenue refunding bonds," by providing for salaries for appointed members of the Commission.

With the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 18

He also returned to the Senate, Senate Bill No. 18, entitled:

An Act authorizing the Department of Property and Supplies to accept on behalf of the Commonwealth certain real estate adjoining property of the Philipsburg State Hospital in Rush Township, Centre County, Pennsylvania.

With the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 53

He also returned to the Senate, Senate Bill No. 53, entitled:

An Act to amend Article IX, Clause (h) of Section nine hundred forty-three, and Article X, Section ten hundred four, of the Act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by increasing the penalty for the unlawful killing of bears.

With the information that the House has passed the same without amendments.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 17, entitled:

An Act to amend section seven of the act, approved the eleventh day of June, one thousand nine hundred forty-one (P. L. 101), entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction, operation and maintenance of a turnpike from a point at or near Irwin in Westmoreland County, the western terminus of the turnpike heretofore constructed by said Commission, to a point on the western boundary line of the Commonwealth of Pennsylvania touching on the State of Ohio or the State of West Virginia, and conferring powers and imposing duties on the Pennsylvania Turnpike Commission; authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds and for the cost of maintenance, operation and repair of the

turnpike; making such turnpike bonds exempt from taxation; constituting such bonds legal investments in certain instances; requiring suits against the commission to be brought in Dauphin County prescribing conditions upon which such turnpike shall become free; providing for grade separations, grade changes, and relocation and restoration of public roads and State highways affected by the turnpike; providing for condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission; and authorizing the issuance of turnpike revenue refunding bonds," by providing for salaries for appointed members of the Commission.

Senate Bill No. 18, entitled:

An Act authorizing the Department of Property and Supplies to accept on behalf of the Commonwealth certain real estate adjoining property of the Philipsburg State Hospital in Rush Township, Centre County, Pennsylvania.

Senate Bill No. 53, entitled:

An Act to amend Article IX, Clause (h) of Section nine hundred forty-three, and Article X, Section ten hundred four, of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by increasing the penalty for the unlawful killing of bears.

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

RECESS

Mr. HALUSKA. Mr. President, I move that the Senate do now take a recess for thirty minutes, for the purpose of a Democratic Caucus.

Mr. WALKER. Mr. President, I second the motion. The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

ANNOUNCEMENT BY THE MAJORITY FLOOR LEADER

Mr. WALKER. For the information of the Members of the Senate who were engaged in committee meetings during the early part of today's session, I would like to advise the Senate that at the time we took the recess, the Senate was at that portion of today's calendar known as the reading of Communications.

REPORT FROM THE JOINT STATE GOVERNMENT COMMISSION

Mr. LETZLER. Mr. President, I have the honor to transmit herewith a report of the Joint State Government Commission, dealing with "Unemployment Compensation."

COMMONWEALTH OF PENNSYLVANIA JOINT STATE GOVERNMENT COMMISSION OF THE GENERAL ASSEMBLY HARRISBURG

March 2, 1949.

To the Honorable, the Senate of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith A Report of the Joint State Government Commission, February 1949, dealing with "Unemployment Compensation."

Copies of this report for distribution to the members of the Senate have been delivered to the office of the President pro tempore of the Senate.

Respectfully submitted,
WELDON B. HEYBURN
Chairman

The PRESIDENT. The communication will be noted in the Journal and the report will be printed in full in the Appendix.

REPORTS FROM COMMITTEES

Mr. WALKER, from the Committee on Rules, reported as committed, Senate Bill No. 298, entitled:

An Act to further amend section one of the act, approved the twenty-fourth day of June, one thousand nine hundred nineteen (P. L. 579), entitled "An act to fix salary and mileage of the members of the General Assembly, and to provide for the furnishing of such postage, stationery, and supplies, as may be necessary for the conduct of their offices, and repealing all acts or parts of acts inconsistent therewith," by increasing the rate of mileage.

Mr. KEPHART. Mr. President, I am authorized by a majority of the Committee on Elections, some of the Members voting in the negative, to report the following bill.

Mr. KEPHART, from the Committee on Elections, reported as committed, Senate Bill No. 122, entitled:

An Act authorizing the staging of certain performances and playing of certain sports on Sunday where the electors of a municipality or township vote in favor of the same providing for referendums to ascertain the will of the electors prescribing penalties and repealing inconsistent laws.

Mr. HOMSHER, from the Committee on Education, re-reported as amended, Senate Bill No. 177, entitled:

An Act to amend the act, approved the fifth day of July, one thousand nine hundred forty-seven (P. L. 1217), entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania; creating a State Public School Building Authority as a body corporate and politic with power to construct, improve and operate projects and to lease the same and to fix and collect fees, rentals and charges for the use thereof; authorizing school districts to enter into contracts to lease; authorizing and regulating the issuance of bonds by said Authority; and providing for the payment of such bonds and the rights of the holders thereof; granting the right of eminent domain; increasing the powers and duties of the Department of Public Instruction; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act; and making an appropriation to said Authority to pay expenses incident to its formation" stating the purposes for which money may be borrowed further defining the basis for establishing the fees rentals and charges for the use of its projects authorizing school districts singly or jointly with other districts to contract to lease and lease the projects of the Authority extending the authorized term of leases and bond issues providing for facsimile and manual signatures on bonds making bonds of the Authority legal investments providing for the issuance of refunding bonds permitting public or private sale of bonds imposing duties on the Auditor General providing for a sinking fund and

providing that property leased owned acquired or held in any manner by the Authority shall be tax exempt.

He also, from the Committee on Education, re-reported as committed, Senate Bill No. 179, entitled:

An Act to further amend clause six of section one of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled, "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; exception annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," further defining State employe to include officers and employes of the State Public School Building Authority.

He also from the Committee on Education, re-reported as committed, Senate Bill No. 181, entitled:

An Act declaring bonds issued by the State Public School Building Authority legal investments for the School Employees' Retirement Fund.

Mr. WAGNER, from the Committee on State Government, reported as amended, Senate Bill No. 178, entitled:

An Act to further amend the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith" requiring school districts of the first class to levy additional taxes to pay rentals to authorities created by the General Assembly having State-wide jurisdiction authorizing boards of school directors to make additional appropriations or to increase existing appropriations and to pay over money raised from bond issues to meet leases or contracts to lease from the State School Building Authority authorizing school districts to enter into contracts of insurance of leased property authorizing school districts singly or jointly with other districts to convey or lease property to the State Public School Building Authority to acquire additional property for such purposes and to contract with and lease property from said Authority authorizing the levy of a tax to pay rentals due the Authority requiring withholding of State appropriations for nonpayment of rental and authorizing payment to the Authority authorizing payment by school districts for operation and maintenance of leased buildings furnishings and equipment and permitting appropriation of school district funds to the State Public School Building Authority.

He also from the Committee on State Government, reported as amended, Senate Bill No. 180, entitled:

An Act to further amend subsection (h) of section five hundred eight of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and

other executive and administrative officers, and of the several administrative departments, boards, commissions and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," authorizing the Department of Property and Supplies to construct certain buildings and facilities under contract with the State Public School Building Authority or any other authority created by the General Assembly having Statewide jurisdiction.

Mr. STEVENSON, from the Committee on Local Government, reported as committed, Senate Bill No. 217, entitled:

An Act to further amend the act, approved the twelfth day of May, one thousand nine hundred forty-three (P. L. 259) entitled, as amended "An act providing for the payment by the State Treasurer, of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies, to the treasurers of the several cities, boroughs, towns and townships, and for the payment thereof into police pension funds, and in certain cases into the Municipal Employees' Retirement System, and for Pension Annuity Contracts, and in certain other cases into the State Employees' Retirement Fund, for certain purposes," by further defining municipal police force.

He also from the Committee on Local Government, reported as committed, Senate Bill No. 335, entitled:

An Act to add section four hundred fifty-two to the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes and revising, amending and consolidating the laws relating thereto," by authorizing boards of county commissioners to make appropriations to county firemen's associations.

Mr. STIEFEL, from the Committee on Corporations, reported as committed, Senate Bill No. 273, entitled:

An Act to reenact the title and section one of the act approved the twentieth day of April one thousand eight hundred seventy-four (P. L. 110) entitled "An act to enable the officers of dissolved corporations to convey real estate held by such corporations" as amended.

Mr. ROSENFELD on behalf of Mr. BARR, from the Committee on Local Government, reported as committed, Senate Bill No. 250, entitled:

An Act to amend section thirty-one of the act approved the second day of May, 1929 (P. L. 1278), entitled "An Act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by reclassifying counties of the first and second classes.

He also on behalf of Mr. BARR, from the Committee on Local Government, reported as committed, Senate Bill No. 251, entitled:

An Act to amend section one of the act approved the tenth day of July, 1919 (P. L. 887), entitled "An Act dividing the counties of this Commonwealth into eight classes; designating the mode of ascertaining and changing the classification of counties; and providing for the regulation of their affairs according to their respective classes," by reclassifying counties of the first class.

Mr. HOLLAND, from the Committee on Corporations, reported as committed, House Bill No. 442, entitled:

An Act making it lawful for the Board of Directors of any railroad company to elect a chairman of said Board in such manner and with such powers and duties and compensation including pensions as may be fixed by said Board making it lawful for the Board of Directors of any such company to select from among their number or from the stockholders a president and one or more vice-presidents in such manner and with such powers and duties and compensation including pensions as may be fixed by said Board making it lawful for the Board of Directors of any such company to provide for the number of Directors as thereof not less than three and providing for the effectiveness of action taken by any such Board in accordance herewith without further corporate action and notwithstanding any contrary or inconsistent provision and any previously enacted Act or in any existing charter or by-laws of any such company and for other purposes.

Mr. TARR, from the Committee on Local Government, re-reported as amended, Senate Bill No. 139, entitled:

An Act to further amend section one of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 851), entitled "An act fixing the pay and mileage of jurors and witnesses," changing the compensation to be received by jurors.

INTERROGATION

Mr. NEFF. Mr. President, I desire to interrogate the gentleman from Philadelphia, Senator Kephart.

The PRESIDENT. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. KEPHART. I will, Mr. President.

Mr. NEFF. Mr. President, do I understand that the gentleman from Philadelphia reported out Senate Bill 122?

Mr. KEPHART. That is correct, Mr. President.

Mr. NEFF. From the Committee on Elections?

Mr. KEPHART. That is correct.

Mr. NEFF. Mr. President, did the Committee have a meeting?

Mr. KEPHART. Mr. President, the committee did not have a meeting, but I polled the Members of the Committee yesterday, of which you are one, and you stated you would like to have the bill reported out.

Mr. NEFF. Mr. President, I believe the gentleman from Philadelphia is mistaken. I told him I was not satisfied to have the bill reported out, and I am wondering, Mr. President, is it customary for committees to report bills to the floor without meetings, and without the Chairman of the Committee even having the courtesy of calling the Committee together to consider the bill in any manner or form?

The PRESIDENT. That has been done numerous times, according to reports from the floor.

Mr. NEFF. Mr. President, I for one, and I may be naive and a junior Senator, resent steam roller tactics of this type, and I would like to notify Chairman Kephart of the Elections Committee, and the chairmen of the other committees of which I am privileged to be a member, that the next time that happens, I will ask that all bills be read at length on the floor of the Senate.

BILLS INTRODUCED AND REFERRED

Messrs. CROWE and WADE read in place and presented to the Chair Senate Bill No. 430, entitled:

An Act relating to group life insurance; describing permitted policies and restrictions thereon and rights thereunder; limiting the amount of such insurance; prescribing standard policy provisions; and requiring notice of conversion privileges.

Which was committed to the Committee on Insurance.

Mr. FARRELL read in his place and presented to the Chair Senate Bill No. 431, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of Northeastern Hospital in Philadelphia.

Which was committed to the Committee on Appropriations.

Mr. WADE read in his place and presented to the Chair Senate Bill No. 432, entitled:

An Act to further amend section three of the act, approved the thirteenth day of May, one thousand nine hundred twenty-seven, (P. L. 998), entitled "An act imposing a tax for State purposes on marine insurance underwriting profits, and providing for the collection of such tax," by making the tax payable at the time reports are made.

Which was committed to the Committee on Insurance.

He also read in his place and presented to the Chair Senate Bill No. 433, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by further providing for the assessment of taxes on marine insurance profits concurrently with the filing of reports and for the settlement of same by the Department of Revenue, and fixing penalties.

Which was committed to the Committee on Insurance.

He also read in his place and presented to the Chair Senate Bill No. 434, entitled:

An Act to further amend sections five hundred thirty-seven, five hundred forty-two and five hundred forty-three of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing

penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for the levy and collection of per capita taxes against persons maintaining their habitation in the school district and part time or voting residence elsewhere.

Which was committed to the Committee on Education.

Messrs. WADE, DIEHM and PECHAN read in place and presented to the Chair Senate Bill No. 435, entitled:

An Act establishing the liability of owners of dogs for damages suffered by persons bitten by dogs.

Which was committed to the Committee on Judiciary General

PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, on behalf of the distinguished gentleman from Allegheny, Senator Barr, and myself, I rise in place and present to the Chair a bill setting up the Western State Psychiatric Institute and Clinic, in Allegheny County, which is a companion bill to the bill introduced by the gentleman from Philadelphia, Senator Lord.

BILLS INTRODUCED AND REFERRED

Messrs. WALKER and BARR read in place and presented to the Chair Senate Bill No. 436, entitled:

An Act authorizing the Department of Property and Supplies to lease to the University of Pittsburgh the Western State Psychiatric Institute and Clinic in Allegheny County and providing for the management thereof by the University of Pittsburgh.

Which was committed to the Committee on State Government.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 437, entitled:

An Act to further amend clause one of section three and clause two of section twelve of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits and rights from taxation and judicial process; and providing penalties" by further extending the time for present employees as defined in the act to elect to be covered by the retirement system and granting retirement rights to certain additional persons who have withdrawn from and returned to school service.

Which was committed to the Committee on Education.

Messrs. WOLFE and DONLAN read in place and presented to the Chair Senate Bill No. 438, entitled:

An Act to encourage the suitable, useful, continual and gainful employment of service disabled veterans through the creation and administration of the Service

Disabled Veterans Employment Disability Trust; providing for its administration by the Workmen's Compensation Board and payments therefrom in cases of additional disability through accidents in employment; and making an appropriation.

Which was committed to the Committee on Military Affairs and Aeronautics.

Mr. WOLFE read in his place and presented to the Chair Senate Bill No. 439, entitled:

An Act to further amend section ten of the act, approved the eleventh day of June, one thousand nine hundred thirty-five (P. L. 326), entitled "An act relating to counties of the first class; defining deceased service persons; providing for contributions by the county to the funeral expenses for such persons and their widows; providing for the erection and care of markers headstones, and flags, and for the compilation of war records," by authorizing the AMVETS and the Marine Corps League to collect certain data relative to location of burial places of deceased service persons.

Which was committed to the Committee on Military Affairs and Aeronautics.

He also read in his place and presented to the Chair Senate Bill No. 440, entitled:

An Act to further amend section one of the act, approved the eighth day of April, one thousand eight hundred and sixty-seven (P. L. 50), entitled: "An act to permit disabled soldiers to peddle by procuring a license therefor, without charge," by further prohibiting the peddling of labeled flowers of certain veteran's organizations.

Which was committed to the Committee on Military Affairs and Aeronautics.

He also read in his place and presented to the Chair Senate Bill No. 441, entitled:

An Act to further amend section four hundred thirty-nine of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by authorizing the AMVETS and the Marine Corps League to collect certain data relative to location of burial places of deceased service persons.

Which was committed to the Committee on Military Affairs and Aeronautics.

Messrs. WATKINS and HARE read in place and presented to the Chair Senate Bill No. 442, entitled:

An Act to amend section eighty-two of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by further providing for the payment of expenses of sheriffs at meetings of their State associations, increasing the number of days for such meetings and the allowable expenses for holding the same.

Which was committed to the Committee on Local Government.

Mr. WATKINS read in his place and presented to the Chair Senate Bill No. 443, entitled:

An Act to amend section one of the act, approved the fifth day of August, one thousand nine hundred thirty-two (P. L. 45) entitled "An act empowering cities of the first and second classes to levy, assess and collect, or to provide for the levying, assessment and collection of, certain additional taxes for general revenue purposes; authorizing the establishment of bureaus, and the appointment and compensation of officers and employees to assess and collect such taxes; and permitting penalties to be imposed and enforced," by excluding as subjects of taxation income derived from investments and income derived from the sale or exchange of property.

Which was committed to the Committee on Local Government.

Mr. CHAPMAN read in his place and presented to the Chair Senate Bill No. 444, entitled:

An Act to add section two hundred two to the act, approved the eleventh day of July, one thousand nine hundred twenty-three (P. L. 998), entitled "An act for the prevention and treatment of mental diseases, mental defect, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate rendition, and deportation of mental patients; providing for the payment by individuals, counties or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties," by providing for out-patients and psychiatric clinical services, and establishing charges.

Which was committed to the Committee on Public Health and Welfare.

Mr. SNOWDEN read in his place and presented to the Chair Senate Bill No. 445, entitled:

An Act to amend article six of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by authorizing school districts singly or jointly with other school districts, to convey property to municipality authorities, to make appropriations to such authorities and to contract with and lease property from such authorities.

Which was committed to the Committee on Education.

Messrs. STEVENSON, MALLERY and MAHANY read in place and presented to the Chair Senate Bill No. 446, entitled:

An Act to amend sections one, two, three and four and to repeal section five of the act, approved the twenty-fifth day of June, one thousand nine hundred and forty-seven (P. L. 1145), entitled "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes; and permitting penalties to be imposed and enforced; levying such taxes to the court of quarter sessions and

providing an appeal from the ordinance or resolution to the Supreme Court and Superior Court," prohibiting the levy and collection of certain taxes; providing for an over-all limit on revenues to be collected annually and for the use of excess moneys collected; requiring reduction of tax rates in certain cases and affording remedies to compel such reduction; imposing limits on rates of certain taxes; regulating appeals from tax ordinances and resolutions; providing for joint agreements for the collection of taxes; and requiring certified copies of effective tax ordinances and resolutions to be filed with the Department of Internal Affairs.

Which was committed to the Committee on Local Government.

Mr. BERGER read in his place and presented to the Chair Senate Bill No. 447, entitled:

An Act to further amend subsection (b) of section six hundred fifteen of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by limiting the suspension of operator's license for a violation of speed laws, to a second or subsequent offense, and further regulating hearings before the Secretary of Revenue.

Which was committed to the Committee on Highways

Messrs. LANE and TARR read in place and presented to the Chair Senate Bill No. 448, entitled:

An Act to further amend clause (b) of section nine of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by permitting aged persons who are inmates of public institutions to receive assistance.

Which was committed to the Committee on Public Health and Welfare.

Messrs. TARR and DONLAN read in place and presented to the Chair Senate Bill No. 449, entitled:

An Act to promote the welfare of the veterans of this Commonwealth; creating a State Veterans' Loan Authority as a body corporate and politic with power to guarantee bank loans to Veterans to establish themselves in business or professions; authorizing and regulating the issuance of bonds by said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; prescribing the powers and duties of said Authority, and making an appropriation.

Which was committed to the Committee on Military Affairs and Aeronautics.

They also read in place and presented to the Chair Senate Bill No. 450, entitled:

An Act to further amend section four of the act, approved the twenty-sixth day of May, one thousand nine hundred thirty-three (P. L. 1076) entitled "An act to provide for the organization, incorporation, operation, and supervision of cooperative savings and credit associations, to be termed, credit unions; designating such credit unions as corporations, and defining their powers and duties; conferring certain powers and duties on the Department of Banking; and providing penalties," further defining the membership of credit unions.

Which was committed to the Committee on Military Affairs and Aeronautics.

Mr. BARR read in his place and presented to the Chair Senate Bill No. 451, entitled:

An Act to repeal section eight, point one, and to further amend section thirteen of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 626), entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class; creating and prescribing the powers and duties of a Board of Property Assessment, Appeals and Review; imposing duties on certain county and city officers; abolishing the board for the assessment and revision of taxes in such counties; and prescribing penalties," by eliminating the provision for the assessment and valuation of buildings under construction and land which has been laid out in building lots.

Which was committed to the Committee on Local Government.

PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, over the years pressure groups, on all levels of governments in our Commonwealth, have been steadily adding new services.

Most of these services were based on a common appeal to the people of the county, city, borough or township. The newspapers of the community have lent their aid time and time again, helping to add these services to the many services already furnished by local governments.

The cost of these extra services has been piling up, and we now find all of these local governments requesting new taxes. Today, the cost of government is completely out of proportion to income derived from ordinary taxes collected in the past.

The passage of Act 481 has proven this fact.

The greater number of local governments have availed themselves of the Act, while others are staying up nights trying to find new things on which to levy taxes.

In considering new services added at different levels of government, no study has ever been made as to the relations of the services to taxes collected.

There has been no allocation of functions to the proper levels of government and, in many cases, allocations of functions have resulted in duplications and overlapping services being rendered from the Commonwealth down to the lowest local government.

We now find that the tax structure of the Commonwealth and local governments bears no relationship to their respective governmental functions.

In many cases, local government gives services that have no relation whatsoever to the taxes they collect, with the result that we have a crazy quilt of taxes and services that bear no connection to each other.

To correct this condition, Senator Geltz, Senator Dent and I are presenting a bill creating a State-Local Relationship Committee. It shall be the duty of this Committee to study the several functions of the State and Local Governments and their relationships to their respective tax structures. We are asking that this be done outside of the State Government Committee, as we feel that it should be done by a committee strictly on a non-partisan basis.

The State Government, however, is not excluded from helping the Committee; in fact, all groups who are interested in a better tax structure and a correction of overlapping services are invited, under this bill, to cooperate with the State-Local Relationship Committee and to furnish them with any studies that were made in the past on this matter.

I sincerely hope that the Senate will act on this bill so that at the next Session the members of the General Assembly shall have a true picture, for, I must confess, the members of this Assembly do not have the solution to the many demands made by local governments for financial assistance, and also an answer to the many complaints we are receiving from residents of local governments, who have levied taxes under Act 481.

Mr. President, I rise in place and present to the Chair on behalf of my colleagues, Senator Geltz, Senator Dent, and myself, a bill, and I hope this bill will be passed for the benefit of the people of Pennsylvania.

BILL INTRODUCED AND REFERRED

Messrs. HOLLAND, GELTZ and DENT read in place and presented to the Chair Senate Bill No. 452, entitled:

An Act to provide for creation of a "State-Local Relationship Committee" prescribing duties of said committee and making an appropriation.

Which was committed to the Committee on State Government.

CALENDAR

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 5, as follows:

An Act to further amend paragraph (j) of section fourteen hundred two of the act approved the ninth day of

April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by restricting the application of certain provisions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Paragraph (j) of section fourteen hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" as last amended by the act approved the twenty-first day of June one thousand nine hundred thirty-seven (P. L. 1865) is hereby further amended to read as follows

Section 1402 Pennsylvania National Guard The Department of Military Affairs shall have the power and its duty shall be

(j) Appoint a board of not less than three commissioned officers of the Pennsylvania National Guard for the purpose of investigating claims for damages based on injuries to persons or damages to property arising out of accident or negligence and incident to the organization training discipline maintenance and service of the Pennsylvania National Guard and upon the recommendation of the board so appointed to adjust and pay such claims for damages Provided however That each such claim shall be in an amount not exceeding two hundred and fifty dollars (\$250) And provided further however That all claims paid hereunder shall be subject to audit by the Department of the Auditor General And provided further however That no claim shall be paid under the provisions of this paragraph when such claim has arisen from the operation of state owned or federally owned automobiles when operated by state officers or employees or officers or enlisted men of the Pennsylvania National Guard

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?
The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Haluska,	Meade,	Tarr,
Barrett,	Hare,	Neff,	Taylor,
Berger,	Holland,	Pechan,	Toole,
Blass,	Hornsher,	Peelor,	Wade,
Crowe,	Kephart,	Robinson,	Wagner,
Dent,	Lane,	Rosenfeld,	Walker,
Diehm,	Leader,	Ruth,	Watkins,
DISilvestro,	Letzler,	Scarlett,	Watson,
Doehla,	Lord,	Snowden,	Wolfe,
Donlan,	Mahany,	Stevenson,	Wood, L. H.,
Farrell,	Mallery,	Stiefel,	Wood, T. N.,
Frazier,	McPherson, Jr.,	Tallman,	Yosko,
Geltz,			

NAYS—1

Chapman,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 265, entitled:

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employee's retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by requiring the retirement board to submit annual statements to contributors.

And said bill having been read at length the third time,
On the question,

Will the Senate agree to the bill on third reading?

Mr. HARE. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 1 (Sec. 4), page 3, line 4, by inserting after the word "board" the following: "shall divide the total number of contributors into four mailing groups and beginning on the first day of July, one thousand nine hundred fifty one"; Amend Sec. 1 (Sec. 4), page 3, line 4, by inserting after the word "contributor" the following: "in one of the said four groups"; Amend Sec. 1 (Sec. 4), page 3, line 6, by inserting after the word "Fund" the following: "and annually thereafter the retirement board shall mail the said statement to all of the contributors in one of the said groups so as to rotate through the entire membership in four year intervals."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 265, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none

SECOND READING CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I have been requested by the sponsor to ask unanimous consent that Senate Bill No. 30, on second reading, entitled:

An Act to further amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled "An act relating to the support of indigent persons publicly cared for or assisted providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by changing the definition of the word court.

go over in its order. We are awaiting amendments.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 39, entitled:

An Act to further amend section two of the act approved the tenth day of July one thousand nine hundred thirty-five (P. L. 645) entitled "An act imposing certain requirements on certain hospitals receiving State aid authorizing the withholding of appropriations and imposing duties on the Department of Welfare" making war-time provisions permanent.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 81, entitled:

An Act to amend section twenty-five of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 414) entitled "An act relating to vital statistics and to make uniform the law with reference thereto" by eliminating the requirement for Local Registrars of Vital Statistics to endorse permits for burial removal or other disposition of bodies of persons whose death or still birth occur outside of this State and requiring the filing of such permits with such Local Registrars

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 110, entitled:

An Act to amend subsection B of section twelve of the act approved the sixth day of April one thousand nine hundred thirty-seven (P. L. 200) entitled "An act licensing and regulating the business of pawnbrokers providing for the issuance of licenses by the Secretary of Banking authorizing the Secretary of Banking to make examinations and issue regulations limiting the interest and charges on loans and prescribing penalties for the violation of this act" to provide for receipt in duplicate.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 212, entitled:

An Act to further amend section nine of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by making certain children placed in foster homes by the court eligible for assistance.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 332, on second reading, entitled:

An Act to further amend the act approved the twelfth day of June one thousand nine hundred and thirty-one (P. L. 510) entitled "An act providing for the licensure and regulation of certain private nursing homes and private hospitals conferring certain powers and duties upon the Department of Welfare and providing penalties" by including private boarding homes operated for profit and excluding private boarding homes operated on a non-profit basis.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 339, entitled:

An Act establishing a committee under the Joint State Government Commission to make a thorough investigation and study of the safety measures and methods employed in the bituminous coal mining industry for the protection of the coal miners providing for the appointment of the members of such committee prescribing the committee's powers and duties and making an appropriation.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. HARE offered the following amendments:

Amend Sec. 1, page 2, lines 5 and 6, by striking out the words "there is hereby created the Bituminous Coal Mines Study Committee under."

Amend Sec. 1, page 2, line 7, by striking out the words "the duty of which shall be" and inserting in lieu thereof, the following: "hereinafter termed 'Commission' is hereby authorized."

Amend Sec. 1, page 2, line 8, by striking out the word "the" and inserting in lieu thereof: "said."

Amend Sec. 1, page 2, line 8, by striking out the words "for which it is created."

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. HARE offered the following amendments:

Amend Sec. 2, page 2, line 9, by striking out the word "The" and inserting in lieu thereof: "A".

Amend Sec. 2, page 2, line 9, by inserting after the word "committee" the following: "of advisors."

Amend Sec. 2, page 2, line 10, by striking out the words "ex-officio who shall be chairman thereof."

Amend Sec. 2, page 2, line 13, by striking out the words "The members of the" and inserting in lieu thereof, the following: "It shall be the duty of this."

Amend Sec. 2, page 2, line 14, by inserting after the part-word "mittee" the following: "to cooperate with the Commission in making the study referred to in section one. The members of the committee of advisors."

They were agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the Senate agree to the section?

Mr. HARE offered the following amendment:

Amend Sec. 3, page 2, lines 17 to 19 inclusive, by striking out all of said lines.

They were agreed to.

The section was agreed to as amended.

The fourth section was read.

On the question,

Will the Senate agree to the section?

Mr. HARE offered the following amendments:

Amend Sec. 4, page 3, line 1, by striking out the figure "4" and inserting in lieu thereof, "3".

Amend Sec. 4, page 3, line 1, by inserting after the word "membership" the following: "of the committee of advisors."

They were agreed to.

The section was agreed to as amended.

The fifth section was read.

On the question,

Will the Senate agree to the section?

Mr. HARE offered the following amendments:

Amend Sec. 5, page 3, line 4, by striking out the figure "5" and inserting in lieu thereof: "4".

Amend Sec. 5, page 3, lines 4 and 5, by striking out the words "committee shall report its findings and recommendations to the".

Amend Sec. 5, page 3, line 5, by striking out the words "and the Commission".

They were agreed to.

The section was agreed to as amended.

The sixth section was read.

On the question,

Will the Senate agree to the section?

Mr. HARE offered the following amendments:

Amend Sec. 6, page 3, line 10, by striking out the figure "6" and inserting in lieu thereof: "5".

Amend Sec. 6, page 3, line 13, by inserting after the word "committee" the following: "of advisors".

Amend Sec. 6, page 3, line 13, by striking out the word "its".

Amend Sec. 6, page 3, line 15, by inserting after the word "expenses" "deemed".

Amend Sec. 6, page 3, line 15, by inserting after the word "necessary" the following: "and proper by the Commission".

Amend bill, page 3, by inserting after line 18, the following: "Section 6. The provisions of this act shall become effective immediately upon final enactment."

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. HARE offered the following amendments:

Amend title, page 1, first line of title, by striking out the words "Establishing a committee under" and inserting in lieu thereof: "Authorizing".

Amend title, page 1, fifth line of title, by striking out the word "such" and inserting in lieu thereof: "a".

Amend title, page 1, fifth line of title, by inserting after the word "committee" the following: "of advisors".

Amend title, page 1, last line of title, by striking out the words "powers and".

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, and agreed to, as amended,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. HARE. Mr. President, I move that Senate Bill No. 339, the bill just read, be recommitted to the Committee on Appropriations.

Mr. WALKER. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate

do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. MALLERY. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 122, entitled:

An Act authorizing the staging of certain performances and playing of certain sports on Sunday where the electors of a municipality or township vote in favor of the same providing for referendums to ascertain the will of the electors prescribing penalties and repealing inconsistent laws.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 139, entitled:

An Act to further amend section one of the act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 851) entitled "An act fixing the pay and mileage of jurors and witnesses" changing the compensation to be received by jurors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 178, entitled:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" requiring school districts of the first class to levy additional taxes to pay rentals to authorities created by the General Assembly having State-wide jurisdiction authorizing boards of school directors to make additional appropriations or to increase existing appropriations and to pay over money raised from bond issues to meet leases or contracts to lease from the State School Building Authority authorizing school districts to enter into contracts of insurance of leased property authorizing school districts singly or jointly with other districts to convey or lease property to the State Public School Building Authority to acquire additional property for such purposes and to contract with and lease property from said Authority authorizing the levy of a tax to pay rentals due the Authority requiring withholding of State appropriations for nonpayment of rental and authorizing payment to the Authority authorizing payment by school districts for operation and maintenance of leased buildings furnishings and equipment and permitting appropriation of school district funds to the State Public School Building Authority.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 180, entitled:

An Act to further amend subsection (h) of section five hundred eight of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the

Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the board of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" authorizing the Department of Property and Supplies to construct certain buildings and facilities under contract with the State Public School Building Authority or any other authority created by the General Assembly having State-wide jurisdiction.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 217, entitled:

An Act to further amend the act, approved the twelfth day of May, one thousand nine hundred forty-three (P. L. 259) entitled, as amended "An act providing for the payment by the State Treasurer, of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies, to the treasurers of the several cities, boroughs, towns and townships, and for the payment thereof into police pension funds, and in certain cases into the Municipal Employes' Retirement System, and for Pension Annuity Contracts, and in certain other cases into the State Employes' Retirement Fund, for certain purposes," by further defining municipal police force.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 250, entitled:

An Act to amend section thirty-one of the act approved the 2nd day of May, 1929, (P. L. 1278), entitled "An Act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto" by reclassifying counties of the first and second classes.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 251, entitled:

An Act to amend section one of the act approved the tenth day of July, 1919 (P. L. 887), entitled "An act dividing the counties of this Commonwealth into eight classes; designating the mode of ascertaining and changing the classification of counties; and providing for the regulation of their affairs according to their respective classes," by reclassifying counties of the first class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 273, entitled:

An Act to reenact the title and section one of the act, approved the twentieth day of April one thousand eight hundred seventy-four (P. L. 110), entitled "An act to enable the officers of dissolved corporations to convey real estate held by such corporations," as amended.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 298, entitled:

An Act to further amend section one of the act, approved the twenty-fourth day of June, one thousand nine hundred nineteen (P. L. 579), entitled "An act to fix the salary and mileage of the members of the General Assembly, and to provide for the furnishing of such postage, stationery, and supplies, as may be necessary for the conduct of their offices, and repealing all acts or parts of acts inconsistent therewith," by increasing the rate of mileage.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 335, entitled:

An Act to add section four hundred fifty-two to the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes and revising, amending and consolidating the laws relating thereto," by authorizing boards of county commissioners to make appropriations to county firemen's associations.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 442, entitled:

An Act making it lawful for the Board of Directors of any railroad company to elect a chairman of said Board in such manner and with such powers and duties and compensation including pensions as may be fixed by said Board making it lawful for the Board of Directors of any such company to select from among their number or from the stockholders a president and one or more vice-presidents in such manner and with such powers and duties and compensation including pensions as may be fixed by said Board making it lawful for the Board of Directors of any such company to provide for the number of Directors as thereof not less than three and providing for the effectiveness of action taken by any such Board in accordance herewith without further corporate action and notwithstanding any contrary or inconsistent provision and any previously enacted act or in any existing charter or by-laws of any such company and for other purposes.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Thursday, March 3, 1949, at 11:00 o'clock, a. m., Eastern Standard Time.

Mr. WATSON. Mr. President, I second the motion.
The motion was agreed to.

The Senate adjourned at 5:49 o'clock, p. m., Eastern Standard Time until Thursday, March 3, 1949, at 11:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, March 2, 1949

The House met at 1:00 p. m.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

Rev. Charles E. Wille, guest Chaplain offered the following prayer:

Our Father, this afternoon may we pray the same prayer that George Washington prayed after the Inauguration of 1789; "Almighty God, we make our earnest prayers that Thou wilt keep the United States in Thy Holy Protection;" changing the words "United States" to the Commonwealth of Pennsylvania. May there be unity of purpose so that democracy may live in every heart and life of the citizens of our beloved state. So dear God guide us that we may be a blessing to Thee and to our people. This petition we ask in the matchless name of Jesus. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Tuesday, March 1, 1949.

The Clerk proceeded to read the Journal of Tuesday, March 1, 1949, when, on motion of Mr. KOHL unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. LEE.

HOUSE BILL No. 797.

An Act providing for the consolidation, merger, division and creation of wards in the City of Philadelphia; reducing the number of wards thereof, and defining the boundaries of each ward.

Referred to the Committee on City and County—First Class.

By Mr. LEE.

HOUSE BILL No. 798.

An Act concerning the investment powers and duties of guardians, committees, trustees, and other fiduciaries except personal representatives, and prescribing the nature and kind of investments which may be made and retained by such fiduciaries.

Referred to the Committee on Judiciary.

By Mr. DEPUY.

HOUSE BILL No. 799.

An Act to amend section one of the act, approved the thirty-first day of May, one thousand nine hundred thirty-three (P. L. 1108), entitled "An act providing for the appointment, promotion, reduction, removal and reinstatement of paid officers, firemen and employees of fire departments and of fire alarm operators and fire box inspectors in the bureaus of electricity in cities of the second and third class: defining the powers and duties of civil service commissions for such purposes; and fixing penalties," by eliminating the exception of the chief and deputy chiefs of fire departments from the operation of the act.

Referred to the Committee on Cities—Third Class.

By Mr. ALTSHULER.

HOUSE BILL No. 800.

An Act to further amend subsection nine of section eight of the act, approved the twenty-seventh day of June,

one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof, establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," permitting contributors to change from the one one-hundred-sixtieth (1-160) to the one one-hundredth (1-100) class; providing for obtaining of full benefits by contributors heretofore or hereafter making such change; and imposing additional duties on the retirement board.

Referred to the Committee on State Government.

By Mr. FLEMING and Mrs. DYE.

HOUSE BILL No. 801.

An Act to amend the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1401), entitled "An act prohibiting discrimination in rate of pay because of sex; conferring powers and imposing duties on the Department of Labor and Industry; and prescribing penalties," by further defining employer; providing for a penalty; and eliminating provisions permitting compromise settlements.

Referred to the Committee on Labor Relations.

By Mr. REIDENBACH.

HOUSE BILL No. 802.

An Act to amend section one of the act, approved the thirtieth day of March, one thousand nine hundred three (P. L. 106), entitled "An act authorizing and empowering the city treasurers of the several cities of second class and third class of this Commonwealth to sell at public sale all properties upon which the taxes assessed and levied, are delinquent and remain unpaid," by establishing a minimum amount of delinquent taxes for which property may be sold.

Referred to the Committee on Cities and County—Second Class.

By Mr. FLACK.

HOUSE BILL No. 803.

An Act to amend section one thousand one hundred four, and further amend section one thousand one hundred five of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by changing term of office of county superintendent.

Referred to the Committee on Education.

By Messrs. NAJAKA and KOHL.

HOUSE BILL No. 804.

An Act to further amend clauses (a), (b), and (c) of section three hundred six of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and

compensation thereunder; and prescribing penalties." by changing maximum and minimum rates of compensation.

Referred to the Committee on Workmens Compensation.

By Mr. CHARLES C. SMITH. HOUSE BILL No. 805.

An Act authorizing and empowering the Delaware River Joint Toll Bridge Commission, for the effectuation of its authorized purposes to enter upon, use, overpass, occupy, enlarge, construct, improve, or close any easement, street, road or highway, located within the limits of any municipality in Pennsylvania, or to use, occupy or take property, now or hereafter vested in or held by any municipality in Pennsylvania, without requiring the consent of the municipality or the governing body thereof; prescribing conditions for the exercise of such powers by the Commission; and conferring jurisdiction on certain courts of common pleas.

Referred to the Committee on State Government.

By Messrs. PENGLASE and TAYLOR.

HOUSE BILL No. 806.

An Act to amend sections four hundred one, four hundred three and four hundred four of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by providing for the election of voting machine inspectors.

Referred to the Committee on Elections and Apportionment.

By Mr. EVANS.

HOUSE BILL No. 807.

An Act to repeal clause (5) of subsection (b) of section four hundred fifteen of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 692) entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," excluding from the definition of group life insurance certain trust funds established by employers.

Referred to the Committee on Insurance.

By Mr. BOWER.

HOUSE BILL No. 808.

An Act to provide for liens for the cost of hospital care, treatment and maintenance of persons injured as the result of negligence, the liens to exist on rights of action and on verdicts and judgments recovered as the result of such negligence and on moneys paid in settlement of such actions and counterclaims; and providing causes of action to recover such liens if not paid.

Referred to the Committee on Judiciary.

By Mr. FLACK.

HOUSE BILL No. 809.

An Act to amend section one of the act, approved the first day of July, one thousand nine hundred thirty-seven (P. L. 2631), entitled "An act relating to, and regulating the manufacture, storing and possession of explosives; requiring permits for magazines, and prescribing permit fees; and providing penalties," by exempting from the provisions of said act explosives stored and used in connection with coal mines and coal mining operations.

Referred to the Committee on Mines and Mining.

By Messrs. PETROSKY and KONDRATH.

HOUSE BILL No. 810.

An Act relating to Cash Sickness Insurance.

Referred to the Committee on Insurance.

By Mr. McMILLEN.

HOUSE BILL No. 811.

An Act to further amend subsection two of section twelve of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by further providing for the retirement rights of persons who withdrew from and return to school service; and making such provisions retroactive.

Referred to the Committee on Education.

By Mr. McMILLEN.

HOUSE BILL No. 812.

An Act to amend clause six point one of section eight of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees, exempting annuities, allowances, returns, benefits and rights from taxation and judicial process; and providing penalties," by permitting former employees who return to school service after more than five years' absence to make an additional contribution to procure an extra employee's annuity.

Referred to the Committee on Education.

By Mr. READINGER.

HOUSE BILL No. 813.

An Act to further amend section thirty-three and to add section thirty-five point one to the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "An act relating to the collection of taxes levied by counties, county institution districts, cities of the third class, boroughs, towns, townships, certain school districts and vocational school districts; conferring powers and imposing duties on tax collectors, courts and various officers of said political subdivisions; and prescribing penalties," by providing that the taxing districts shall pay the premiums on bonds insuring tax collectors against losses of money through no fault of their own.

Referred to the Committee on Municipal Corporations.

By Mr. JOHNSON.

HOUSE BILL No. 814.

An Act fixing the fees and mileage of the coroner in counties of the sixth class.

Referred to the Committee on Counties.

By Messrs. KONDRATH and YETZER.

HOUSE BILL No. 815.

An Act authorizing certain organizations with permission of the mayor, chief burgess or corporate authority to conduct bingo games and award prizes to the winners; fixing fees and providing penalties.

Referred to the Committee on Law and Order.

By Messrs. KONDRATH and BEAVER.

HOUSE BILL No. 816.

An Act to further amend subsection (d) of section four hundred four of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by changing the weekly amount of compensation payable to eligible employees in certain cases.

Referred to the Committee on Workmens Compensation.

By Messrs. KONDRATH and BUCCHIN.

HOUSE BILL No. 817.

An Act to further amend subsection (u) of section four of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by further defining "unemployment."

Referred to the Committee on Workmens Compensation.

By Messrs. BUCCHIN and GAFFNEY.

HOUSE BILL No. 818.

An Act making an appropriation to the trustees of the Pennsylvania State College for the use of its Extension Services in establishing and carrying on an educational program in industrial and labor relations in Pennsylvania.

Referred to the Committee on Appropriations.

By Messrs. GAFFNEY and BUCCHIN.

HOUSE BILL No. 819.

An Act authorizing certain organizations with permission of the court of quarter sessions to conduct bingo game and award prizes to the winners, fixing fees, and providing penalties.

Referred to the Committee on Law and Order.

By Mr. COLE (By request). HOUSE BILL No. 820.

An Act to add section twenty-six point one to the act approved the eleventh day of May, one thousand nine hundred twenty-one (P. L. 522), entitled, as amended, "An act relating to dogs, and the protection of live stock, poultry, and game birds raised in captivity from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock, poultry, and game birds by dogs, and for live stock killed, by or dying from, rabies, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employees, directing the payment of all money collected into the State Treasury; and providing penalties, by providing for the payment of claims for damages and costs of medical expenses incurred by persons having been bitten by dogs having rabies.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. WATERHOUSE, SCANLON and MINTESS.

HOUSE BILL No. 821.

An Act providing for the establishment of two experimental forestry camps by the Departments of Welfare and Forests and Waters for the retraining of juvenile delinquents and making an appropriation.

Referred to the Committee on Welfare.

By Mrs. DYE.

HOUSE BILL No. 822.

An Act to further amend section thirty-one of the act approved the sixth day of August, one thousand nine hundred forty-one (P. L. 861), entitled "An act to create a uniform and exclusive system for the administration of parole in this Commonwealth; establishing the 'Pennsylvania Board of Parole'; conferring and defining its jurisdiction, duties, powers and functions, including the supervision of persons placed upon probation in certain designated cases; providing for the method of appointment of its members; regulating the appointment, removal and discharge of its officers, clerks and employees; dividing the Commonwealth into administrative districts for purposes of parole; fixing the salaries of members of the board and of certain other officers and employees thereof; making violations of certain provisions of this act misdemeanors; providing penalties therefor; and for other cognate purposes, and making an appropriation," by providing for the supervision by the Pennsylvania Board of Parole of certain committed juveniles after their release upon the request of the court by which such juveniles were committed.

Referred to the Committee on Welfare.

By Mr. REIDENBACH.

HOUSE BILL No. 823.

An Act making an appropriation to the Department of Forests and Waters for the purpose of erecting flood walls.

and dredging Meadow Brook Stream, located in the City of Scranton.

Referred to the Committee on Appropriations.

By Mr. SOLLENBERGER. HOUSE BILL No. 824.

An Act to further amend section five hundred forty-two of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provision by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same and the method of collecting such revenue, and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith" by providing additional methods of collecting per capita taxes in school districts of the second class; requiring the filing of returns and the furnishing of information by employers and by those subject to the tax; imposing on employers the duty of collecting the tax at source; and by making a husband liable for his wife's tax.

Referred to the Committee on Education.

By Mrs. DYE. HOUSE BILL No. 825.

An Act authorizing courts to send certain persons awaiting sentence, to the Pennsylvania Correctional Diagnostic and Classification Center for diagnosis.

Referred to the Committee on Welfare.

By Messrs. KURTZ and FLEMING. HOUSE BILL No. 826.

An Act providing for the conservation of natural resources; creating the State Forestry Commission within the Department of Forests and Waters and prescribing its powers and duties; providing for District Forestry Boards; providing for appeals from the orders of such boards and the commission; establishing limitations upon the use of woodlands; requiring licenses; and prescribing penalties.

Referred to the Committee on State Government.

By Messrs. SCHMIDT and BLOOM. HOUSE BILL No. 827.

An Act to provide fire prevention and safety measures for persons in buildings maintained as part of State institutions, requiring certain construction, equipment, and maintenance and ways of egress; and in existing buildings certain alterations and installations.

Referred to the Committee on State Government.

By Messrs. GOODLING, SHOEMAKER, ELDER and YETZER. HOUSE BILL No. 828.

An Act to further amend section one hundred eighty-five of the act approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by changing the method of computing payments in lieu of devices at dams to enable fish to migrate; and increasing the amount of maximum payments.

Referred to the Committee on Fisheries.

By Mrs. DYE. HOUSE BILL No. 829.

An Act to amend the act approved the fifteenth day of May, one thousand nine hundred forty-five (P. L. 570), entitled "An act relating to the more effective treatment of persons convicted of crime, or committed as defective

delinquents; creating in the Department of Welfare, the Pennsylvania Correctional Diagnostic and Classification Center; providing for the diagnosis and classification of persons sentenced or committed by the courts to 'a State institution'; fixing the responsibility for costs of transportation and maintenance of such persons; prescribing duties of the courts and the powers and duties of the Department of Welfare relative thereto; making civil and criminal laws applicable to penitentiaries, and persons therein or responsible therefor applicable in the case of the said institution," requiring persons sentenced to "a State institution" who are found to be defective delinquents to be referred back to the sentencing court, and providing for the commitment of such persons.

Referred to the Committee on Welfare.

By Mrs. DYE. HOUSE BILL No. 830.

An Act authorizing the Department of Welfare with the approval of the Governor, to purchase through the Department of Property and Supplies, a tract of land in eastern Pennsylvania, and to erect thereon the necessary buildings and to equip the same for use as an institution for delinquent boys to be known as the Eastern Pennsylvania Training School; creating a board of trustees for said school; providing for the operation thereof by the Department of Welfare and, said board of trustees; and making an appropriation.

Referred to the Committee on Appropriations.

By Mrs. DYE. HOUSE BILL No. 831.

An Act authorizing the Department of Welfare, with the approval of the Governor, to purchase through the Department of Property and Supplies a tract of land in Centre County and to erect thereon, the necessary buildings and to equip the same for use as an institution for defective delinquents, to be known as the Pennsylvania Institution for Defective Delinquents; providing for the operation thereof by the Department of Welfare and by the board of trustees hereby created; and making an appropriation.

Referred to the Committee on Appropriations.

By Mrs. DYE, Messrs. KIRLEY and ERB. HOUSE BILL No. 832.

An Act to serve all youth more effectively and to reduce and prevent delinquency; creating a Youth Conservation Board and an Advisory Committee on Youth Conservation; setting forth the powers and duties of the said board and committee; and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. PROPERT. HOUSE BILL No. 833.

An Act to further amend section seven hundred seven of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records

are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by reducing the license fees for certain motor buses and motor omnibuses.

Referred to the Committee on Motor Vehicles.

By Mr. WEISS. HOUSE BILL No. 834.

An Act to add subsection (d) to section six hundred fourteen of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," requiring the revocation of operator's license upon conviction of a felony or sex crime.

Referred to the Committee on Motor Vehicles.

By Mr. ALTSHULER. HOUSE BILL No. 835.

An Act limiting the forfeiture, confiscation, seizure or taking of motor vehicles used in violation of law.

Referred to the Committee on Judiciary.

By Messrs. FILO, YESTER, KIRLEY, and HEATHERINGTON. HOUSE BILL No. 836.

An Act to prevent unfair discrimination, unfair methods of competition and destructive trade practices in the production, manufacture, distribution, or sale of petroleum products; providing civil remedies and procedure for the enforcement of this act; defining the duties of the Attorney General with regard thereto; and providing penalties.

Referred to the Committee on Judiciary.

By Messrs. TOMPKINS and BOORSE. HOUSE BILL No. 837.

An Act limiting in certain cases the right of appeal to the court of common pleas, from decisions of magistrates, aldermen and justices of the peace.

Referred to the Committee on Judiciary.

By Messrs. TOMPKINS and BOORSE. HOUSE BILL No. 838.

An Act to amend section one of the act which became a law on the seventh day of July, one thousand eight

hundred seventy-nine (P. L. 194), entitled "An act to enlarge the jurisdiction of justices of peace, and regulating the fees of constables making sales under this act" further enlarging said jurisdiction.

Referred to the Committee on Judiciary.

By Mr. MILLIKEN. HOUSE BILL No. 839.

An Act to amend section twelve of the act approved the fourth day of June, one thousand nine hundred thirty-seven (P. L. 1625), entitled "An act providing for the creation, maintenance and operation of a county employes retirement system in counties of the third class; and imposing certain charges on counties," by providing for the right to designate beneficiaries after the time of retirement.

Referred to the Committee on Counties.

By Mr. HOMER S. BROWN. HOUSE BILL No. 840.

An Act to amend the title and section one of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment, and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," by extending the provisions thereof to counties of the second class and institution districts of counties of the second class.

Referred to the Committee on Cities and County—Second Class.

By Mr. BRANDON. HOUSE BILL No. 841.

An Act to amend the act, approved the twenty-fifth day of April, one thousand nine hundred twenty-nine (P. L. 694), entitled "An act providing for the payment monthly by the counties to the Department of Revenue of the expenses of keeping convicts in State penitentiaries," by extending the provisions thereof to all State penal and correctional institutions, and providing further for the determination of costs to be borne by the counties.

Referred to the Committee on Counties.

By Messrs. OLSEN and MORAN. HOUSE BILL No. 842.

An Act to further amend section two hundred one of the act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 853), entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasimunicipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" making the real estate of public service companies subject to taxation and providing certain exceptions.

Referred to the Committee on Municipal Corporations.

By Messrs. REYNOLDS and SCHMIDT.

HOUSE BILL No. 843.

An Act to amend section seventeen of the act, approved the twenty-second day of June, one thousand nine hundred thirty-five (P. L. 414), entitled as amended "An act to provide revenue for State purposes; imposing taxes upon certain classes of personal property; providing for the assessment, collection, and lien of the same, and the distribution of the proceeds thereof; imposing duties on executors, administrators, registers of wills, recorders of deeds, prothonotaries, and court clerks, and on persons, copartnerships, associations, banks, national banks, trust companies and other corporations receiving deposits of money, and on certain corporations and limited partnerships; conferring powers and imposing duties on certain State Officers and departments; imposing penalties, and making appropriations," by imposing an additional tax on scrip, bonds, certificates and evidence of indebtedness assumed or on which interest is paid by corporations; and providing for the distribution thereof.

Referred to the Committee on Ways and Means.

By Messrs. KAMYK and MIHM.

HOUSE BILL No. 844.

An Act relating to costs in fornication and bastardy and failure to support cases placing said costs upon defendants and imposing duties upon courts and certain county officers.

Referred to the Committee on Judiciary.

By Messrs. MIHM and KAMYK.

HOUSE BILL No. 845.

An Act providing for the reimbursement to counties by the Commonwealth, for certain costs of operation of institutions for the care of dependent, neglected and delinquent children.

Referred to the Committee on Counties.

By Messrs. KAMYK and MIHM. HOUSE BILL No. 846.

An Act relating to costs in desertion and non-support cases; placing said costs upon defendants, and imposing duties upon courts and certain county officers.

Referred to the Committee on Judiciary.

By Mr. SCHMIDT.

HOUSE BILL No. 847.

An Act to further amend section one of the act approved the fifteenth day of July one thousand eight hundred ninety-seven (Pamphlet Laws 292) entitled "An act to provide revenue by taxation" by imposing an additional tax upon shares of banks or savings institutions and providing for the distribution thereof.

Referred to the Committee on Ways and Means.

By Mr. SCHMIDT.

HOUSE BILL No. 848.

An Act relating to the imposition of costs in criminal cases; providing for such costs to be borne by the Commonwealth in certain cases, and imposing duties upon counties, and upon the Commonwealth, in connection with the costs in criminal cases.

Referred to the Committee on Judiciary.

By Mr. SCHMIDT.

HOUSE BILL No. 849.

An Act to further amend section one of the act, approved the thirteenth day of June, one thousand nine hundred seven (P. L. 640), entitled "An act to provide revenue by levying a tax upon the shares of stock of

companies incorporated under the provisions of section twenty-nine of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, and the supplements thereto; for the insurance of owners of real estate, mortgages, and others interested in real estate, from loss by reason of defective titles, liens, and encumbrances; and of companies entitled to the benefits of, and of companies having any of the powers of, companies entitled to the benefits of an act, entitled 'An act conferring upon certain fidelity, insurance, safety deposit, trust and savings companies the powers and privileges of companies incorporated under the provisions of section twenty-nine of an act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April twenty-ninth, Anna Domini one thousand eight hundred and seventy-four, and of the supplements thereto,' approved June twenty-seventh, one thousand eight hundred and ninety-five commonly known as title insurance or trust companies," by imposing an additional tax upon shares of title insurance and trust companies and providing for the distribution thereof.

Referred to the Committee on Ways and Means.

By Mr. HEATHERINGTON.

HOUSE BILL No. 850.

An Act to amend the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" providing for the fixing of the number and compensation of employees by the commission removing the requirement that county commissioners furnish offices for the commission and providing for the payment by the Commonwealth of expenses of registration commissions in cities of the second class

Referred to the Committee on Cities and County—Second Class.

By Mr. McNALLY.

HOUSE BILL No. 851.

An Act to further amend section three hundred five of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by providing for the reimbursement of counties by the Commonwealth, for a portion of the expenses incurred in the conduct of elections.

Referred to the Committee on Elections and Apportionment.

By Mr. LEE. HOUSE BILL No. 852.

An Act fixing the minimum annual salaries of firemen in cities of the first class.

Referred to the Committee on City and County—First Class.

By Mr. BEDNAREK. HOUSE BILL No. 853.

An Act to further amend section five of the act, approved the seventeenth day of May, one thousand nine hundred seventeen (P. L. 208), entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words "drug" and "poison;" and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity," by further regulating the taking of examinations for registration.

Referred to the Committee on Professional Licensure.

By Mr. YAFFE. HOUSE BILL No. 854.

An Act providing for the reimbursement to counties by the Commonwealth for certain costs of operation of institutions for the care of dependent, neglected and delinquent children.

Referred to the Committee on Welfare.

By Mr. MINTESS. HOUSE BILL No. 855.

An Act relating to county and city institution districts for the care of indigent persons requiring public care; children in foster homes, etc.; providing for the transfer of such functions to the Commonwealth; conferring and imposing upon the Department of Welfare certain powers and duties; abolishing the city and county institution districts and repealing inconsistent laws.

Referred to the Committee on Welfare.

By Mr. GALLAGHER. HOUSE BILL No. 856.

An Act making an appropriation to the Department of Forests and Waters for the improvement, clearance, rectification and flood control of the Frankford, Pennypack and Poquessing Creeks within and in the vicinity of the City of Philadelphia.

Referred to the Committee on Appropriations.

By Mr. ALTSHULER. HOUSE BILL No. 857.

An Act to amend the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 492), entitled "An act to provide for the equalization of educational opportunity and the encouragement of the study of citizenship by recognition of extension education, for boys and girls who are employed and for adults, as a function of the public schools of this Commonwealth; and to facilitate the proper organization and administration of such extension education," by authorizing the board of school directors in school districts of the first class to allocate funds to the Department of Welfare for recreational and social activities.

Referred to the Committee on Education.

By Mr. COSTA. HOUSE BILL No. 858.

An Act to amend section thirty-four, subsection (1) of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 414), entitled "An act relating to vital statistics and to make uniform the law with reference thereto," by extending penalties already provided to unlawful disclosures of information contained in vital statistical records.

Referred to the Committee on State Government.

By Messrs. PETA and AMARANDO.

HOUSE BILL No. 859.

An Act relating to jury service, providing for disqualifications of persons for such service; changing the law relating thereto, and repealing all acts inconsistent therewith.

Referred to the Committee on Judiciary.

By Mr. SOLLENBERGER. HOUSE BILL No. 860.

An Act to reenact and amend the Act approved the twentieth day of June one thousand nine hundred and forty-seven (P. L. 728) entitled "An Act to add a new section to be known as section five hundred twenty-four, point one, to the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general special or local, or any parts thereof, that are or may be inconsistent therewith,' authorizing and limiting the imposition of a tax for school purposes on certain residents of school districts of the first class; prescribing the duties of public officials; requiring the filing of returns and the giving of information by employers and those subject to the tax; imposing on employers the duty of collecting the tax at source; making a husband liable for his wife's tax; providing for the lien and collection of the tax; imposing penalties and repealing inconsistent laws" by imposing the tax on residents of school districts of the first class twenty-one years of age or over by providing for collection of tax, penalties for non-payment and changing definition of employer.

Referred to the Committee on Education.

By Mr. SOLLENBERGER. HOUSE BILL No. 861.

An Act to amend the Act approved the twentieth day of June one thousand nine hundred and forty-seven (P. L. 745) entitled "An Act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupation and businesses therein; providing for its levy and collection; for the issuance of mercantile licenses upon the payment of fees therefor; conferring and imposing powers and duties on boards of public education, receivers of school taxes and school treasurers in such districts; saving certain ordinances of council of certain cities and providing compensation for certain officers, and employes and imposing penalties" by continuing the mercantile license and tax for the year one thousand nine hundred and fifty and succeeding years in school districts of the first class.

Referred to the Committee on Education.

By Mr. SOLLENBERGER. HOUSE BILL No. 862.

An Act to amend the Act approved the twentieth day of June one thousand nine hundred and forty-seven (P. L. 733) entitled "An Act to provide revenue in school districts of the first class by imposing a temporary tax upon certain classes of personal property; providing for its levy and collection; conferring and imposing powers and duties on the county assessing authority, board of revision of taxes, receiver of school taxes, county treasurer, board of public education in such districts and courts; providing for compensation to certain officers, and employes and imposing penalties" by continuing the provisions of the act for 1950 and succeeding years, and by imposing certain duties on school treasurers, in certain school districts of the first class, and relieving county treasurers of certain duties under this act.

Referred to the Committee on Education.

By Mr. SOLLENBERGER.

HOUSE BILL No. 863.

An Act imposing taxes for public school purposes on salaries, wages, commissions, and other compensation earned by residents of school districts of the first class and on salaries, wages, commissions and other compensation earned by non-residents of school districts of the first class for work done or services performed or rendered in school districts of the first class, and on the net profits of businesses, professions, and other activities conducted by such residents and on the net profits of businesses, professions, or other activities conducted in school districts of the first class by non-residents; requiring the filing of returns and the giving of information by employers and by those subject to the said taxes; imposing on employers the duty of collecting the taxes at source; providing for the administration, collection and enforcement of the said taxes; and imposing penalties.

Referred to the Committee on Education.

By Mr. ROSE.

HOUSE BILL No. 864

An Act to regulate, control and stabilize rents and possession of housing space and living accommodations during existing public emergency; establishing the office of State Rent Control Commissioner and the State Rent Control Board; granting said board power to administer this act as a departmental administrative board within the Department of Commerce and prescribing duties; creating temporary County Rent Control Board and prescribing their powers and duties; providing penalties; and making an appropriation therefor.

Referred to the Committee on State Government.

By Mr. HERMAN.

HOUSE BILL No. 865.

An Act making an appropriation to the Department of Property and Supplies for the cost of acquisition of a tract of land in Dauphin County, formerly the property of the United States Government.

Referred to the Committee on Appropriations.

By Mr. HAUDENSHIELD

HOUSE BILL No. 866.

An Act relating to the competency of witnesses and to the rules of evidence in proceedings arising from the exercise of the right of eminent domain.

Referred to the Committee on Judiciary.

By Mr. HAUDENSHIELD

HOUSE BILL No. 867.

An Act to fix the cost of engineering fees in all cases arising from the taking, injury or destroying of private properties under the right of eminent domain, by the Board of Viewers, and authorizing the Court of Common Pleas to tax said engineering fees as costs.

Referred to the Committee on Judiciary.

By Mr. HAUDENSHIELD

HOUSE BILL No. 868.

An Act regulating the hearing before boards of view and jury trials, and the awards and verdicts in cases arising from the taking, injury and destroying of private property under the right of eminent domain, where both the owner of the fee, and any lessee or lessees under such owner, shall claim damages.

Referred to the Committee on Judiciary.

By Messrs. EWING and HAUDENSHIELD.

HOUSE BILL No. 869.

An Act to further amend section three hundred twenty-five of the act, approved the second day of May, one thou-

sand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by permitting certain county employes of county correctional institutions to be credited for previous service.

Referred to the Committee on Counties.

By Mr. ORBAN.

HOUSE BILL No. 870.

An Act to amend the title and to further amend section one of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 851), entitled "An act fixing the pay and mileage of jurors and witnesses," by increasing the daily pay of jurors; and providing mileage for each day of attendance.

Referred to the Committee on Judiciary.

By Messrs. EWING and McMILLEN.

HOUSE BILL No. 871.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," providing for additional examinations for school bus operators; and further regulating safety requirements for school buses and the meeting or overtaking of school buses while taking on or discharging school children.

Referred to the Committee on Motor Vehicles.

By Mr. FLACK.

HOUSE BILL No. 872.

An Act to further amend the act, approved the twenty-sixth day of June, one thousand nine hundred thirty-one (P. L. 1379), entitled "An act creating in counties of the third class a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; providing for their salaries, payable by the county; abolishing existing boards; defining the powers and duties of such board; regulating the assessment of persons, property, and occupations for county, borough, town, township, school, and poor purposes; authorizing the appointment of subordinate assessors, a solicitor, engineers, and clerks; providing for their compensation, payable by such counties; abolishing the office of ward, borough, and township assessors, so far as the making of assessments and valuations for taxation is concerned; and providing for the acceptance of this act by cities," by providing for annual assessments; abolishing triennial assessments; providing for fixing of salaries of subordinate assessors; limiting notices of assessments to persons the value of whose property or personal assessment has been changed or has not previously been separately made; and making assessments applicable to taxation for institution district purposes.

Referred to the Committee on Municipal Corporations.

By Mr. GIBSON.

HOUSE BILL No. 873.

An Act to repeal the act, approved the fourth day of June, one thousand nine hundred fifteen (P. L. 828), entitled "An act to provide revenue by imposing a State tax upon sales or agreements to sell or memoranda of sales of stock, and upon deliveries or transfers of shares or certificates of stock in domestic and foreign corporations, co-partnership associations, and joint-stock associations; providing the manner of collecting such tax, and prescribing penalties," together with the amendments thereof and supplements thereto.

Referred to the Committee on Ways and Means.

By Mr. TOMPKINS.

HOUSE BILL No. 874.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," further regulating settlements; and further providing for liens of taxes, bonus, penalties and other accounts and interest.

Referred to the Committee on State Government.

By Mr. FROST.

HOUSE BILL No. 875.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for a uniform maximum rate of speed for all vehicles.

Referred to the Committee on Motor Vehicles.

By Mr. DALRYMPLE.

HOUSE BILL No. 876.

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions of the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" increasing number of employee members of the board limiting new rates to new members requiring board meetings to be open to public and requiring annual statements from the board to members.

Referred to the Committee on Education.

By Mr. BLAIR.

HOUSE BILL No. 877.

An Act to amend sections five, ten and twenty-two of the act, approved the eighteenth day of May, one thousand nine hundred thirty-seven (P. L. 665), entitled "An act relating to the performance of industrial work in homes; regulating, and in certain cases prohibiting, industrial homework; imposing duties, restrictions, and liabilities on industrial home-workers and on persons, partnerships, associations and corporations, directly or indirectly furnishing materials and articles to home-workers for manufacture or work thereof; requiring permits and home-workers' certificates and prescribing the fees therefor; conferring powers and imposing duties on the Department of Labor and Industry; and prescribing penalties," by providing for exemptions in certain cases.

Referred to the Committee on Labor Relations.

By Mr. WHEELER.

HOUSE BILL No. 878.

An Act to add section seven point one to the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 553), entitled "An act relating to the financial responsibility of operators and owners of motor vehicles, and to make uniform the law with reference thereto; requiring operators and owners of automobiles, under certain circumstances, to furnish proof of financial responsibility, as herein defined; providing for the suspension of operators' licenses and motor vehicle registration certificates in certain cases; regulating insurance policies which may be accepted as proof of financial responsibility; imposing duties upon the Secretary of Revenue, the State Treasurer, and prothonotaries; and prescribing penalties," by limiting the proof of financial responsibility required to be furnished by operators of certain commercial motor vehicles.

Referred to the Committee on Motor Vehicles.

By Mr. JOHNSON.

HOUSE BILL No. 879.

An Act to amend the act, approved the fourth day of June, one thousand nine hundred forty-five (P. L. 1388), entitled, "An act relating to the practice, procedure, regulations and adjudications of departments, departmental administrative boards and commissions, independent administrative boards and commissions, officers and other administrative agencies of this Commonwealth, and judicial review thereof and preserving equitable jurisdiction in certain cases," by redefining "regulation"; changing provisions governing promulgation of regulations; imposing duties on the Department of State; extending the grounds for refusing to affirm adjudications of agencies; requiring all appeals to be taken to the Superior Court; and enumerating the agencies affected and the extent to which they are affected.

Referred to the Committee on State Government.

By Mr. SAX.

HOUSE BILL No. 880.

An Act to add two new sections to be known as section four hundred point one, and five hundred twenty-four point two to the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by directing the Board of Public Education in school districts of the first class co-terminus with cities of the first class to establish a city college.

Referred to the Committee on Education.

By Mr. LOVETT.

HOUSE BILL No. 881.

An Act to add section six hundred eight point one to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles, and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for additional examinations for operators of certain commercial motor vehicles.

Referred to the Committee on Motor Vehicles.

By Messrs. GUTHRIE and WESCOTT.

HOUSE BILL No. 882.

An Act to amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for re-

funds," by eliminating from the act the requirements and provisions pertaining to the use of engine numbers on the engines of motor vehicles for identification purposes.

Referred to the Committee on Motor Vehicles.

By Messrs. HOMER S. BROWN and GREER.

HOUSE BILL No. 883.

An Act validating special, primary, municipal and general elections, when errors or omissions have been made in the preliminary requirements therefor or the conduct thereof. Provided, no action, contest or suit has been instituted within one year from the date of any such election, or other proceeding involving fraud or error instituted or pending.

Referred to the Committee on Judiciary.

By Messrs. LOVETT and HEATHERINGTON.

HOUSE BILL No. 884.

An Act appropriating certain accumulations in the Fire Insurance Tax Fund to cities, townships, and boroughs for payment to firemen's relief pension and retirement funds, and repealing an existing law.

Referred to the Committee on Municipal Corporations.

By Mr. KONDRATH.

HOUSE BILL No. 885.

An Act to amend section one of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," by authorizing the levy, assessment and collection of a tax on the gross receipts from utility service of any person or company whose rates and services are fixed by the Pennsylvania Public Utility Commission.

Referred to the Committee on Municipal Corporations.

By Mr. THOMPkins.

HOUSE BILL No. 886.

An Act to amend section five of the act, approved the twenty-first day of June, one thousand nine hundred thirty-seven (P. L. 1944), entitled as amended "An act providing for the erection, construction and equipment of a new Pennsylvania Industrial School, to take the place of the present Pennsylvania Industrial School at Huntingdon; designating the manner as acquiring or setting aside of land for the erection and construction of the new school by The General State Authority; authorizing the Commonwealth to lease the new school and its grounds from The General State Authority upon its completion; providing that the cost of maintaining inmates therein be borne by the Commonwealth and the counties to the extent and in the manner provided by law in the case of inmates maintained in the Pennsylvania Industrial School at Huntingdon; creating the Board of Trustees of the Pennsylvania Industrial School; defining its powers and duties, and conferring powers, and imposing duties upon certain State departments, boards, commissions, and officers," by further prescribing the length of term a person can be imprisoned in said institution.

Referred to the Committee on Welfare.

RESOLUTION INTRODUCED AND REFERRED

By Mrs. DYE. (Concurrent) RESOLUTION No. 28.

In the House of Representatives, March 1, 1949.

Whereas, There exists a need to provide for the proper development of the institutional services necessary for the care, treatment, education and rehabilitation of delinquent children and youthful offenders in the training and industrial schools, homes and reformatories of the Commonwealth and its political subdivisions; therefore be it

Resolved, (if the Senate concurs), That the Joint State Government Commission of the Commonwealth of Pennsylvania is hereby directed to make a complete investigation and study of the problems relating to such institutional services and the functions, purpose, and capacities of the various institutions concerned, including their present population, number of each sex and age of inmates, students or residents now under the care of such institutions; and the value or character of the program of rehabilitation, education and training in the several training and industrial schools, homes and reformatories of this Commonwealth. The commission shall make a report of its findings and recommendations as to such institutional services to the General Assembly at its next regular session in the year one thousand nine hundred fifty-one. The Commission may also publish such facts as it may deem advisable and to make recommendations for the development of such institutional services needed for delinquent children and youths of this Commonwealth.

Referred to the Committee on Rules.

LEAVES OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. HOGGARD for himself for tomorrow's session.

Mr. HARRIS for himself for the remainder of the week.

Mr. William B. Smith for Mr. HAMILTON for the remainder of the week.

The SPEAKER. The Chair requests the gentleman from Northumberland, Mr. Stank, to preside.

MR. STANK IN THE CHAIR.

REPORTS FROM COMMITTEES

Mr. BEDNAREK from the Committee on Welfare, reported as committed, House Bill No. 159, entitled:

An Act to further amend sections five and six of the act approved the fourteenth day of April, one thousand nine hundred twenty-five (P. L. 234), entitled "An act relating to boarding houses for infants; providing for the licensing thereof and the adoption of rules and regulations for the maintenance, operation, and conduct thereof, by the Department of Welfare; and fixing penalties," eliminating the provisions authorizing the collection of fees for licenses issued under the act.

Mr. TAYLOR from the Committee on Welfare, reported as committed, House Bill No. 167, entitled:

An Act to further amend subsection (b) of section two of the act, approved the twenty-ninth day of September, one thousand nine hundred thirty-eight (P. L. 53), entitled as amended "An act relating to institutions of counties, cities, wards, boroughs, townships, institution districts and other political subdivisions, for the care, maintenance, and treatment of mental patients; providing for the transfer of such institutions to the Commonwealth; providing for the management and operation or closing and abandonment thereof; and the maintenance of mental patients therein; including the collection of

maintenance in certain cases; providing for the transfer of certain property to counties, cities, wards, boroughs, townships, institution districts and other political subdivisions under certain circumstances; conferring and imposing upon the Governor, the Department of Welfare, the courts of common pleas and counties, cities, wards, boroughs, townships, institution districts and other political subdivisions certain powers and duties; prohibiting cities, counties, wards, boroughs, townships, institution districts and other political subdivisions from maintaining and operating institutions, whole or in part, for the care and treatment of mental patients; and repealing inconsistent laws," changing the date for the transfer to the Commonwealth of institutions used in the care and maintenance of indigent persons by certain political subdivisions.

Mr. YAFFE from the Committee on City and County First Class, reported as committed, House Bill No. 172, entitled:

An Act to amend clause (2) of section seven and section nine of the act, approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1046), entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts; creating a State Tax Equalization Board; and prescribing its powers and duties; imposing duties on certain local officers, agents, boards, commissions and departments; and making an appropriation," by changing the requirements relating to the furnishing of reports in counties of the first class.

Mr. SHOEMAKER from the Committee on Municipal Corporations, reported as committed, House Bill No. 178, entitled:

An Act to further amend the eighth paragraph of section one of the act, approved the twelfth day of May, one thousand nine hundred forty-three (Pamphlet Laws 259), entitled, as amended, "An act providing for the payment by the State Treasurer, of one-half of the amount of the tax on premium paid by foreign casualty insurance companies, to the treasurers of the several cities, boroughs, towns and townships, and for the payment thereof into police pension funds, and in certain cases into the Municipal Employees' Retirement System, and for Pension Annuity Contracts, and in certain other cases into the State Employees' Retirement Fund, for certain purposes," by providing for the payment of the entire amount of the tax into the funds of the several retirement systems.

Mrs. MONROE from the Committee on Welfare, reported as amended, House Bill No. 205, entitled:

An Act to further amend the first paragraph clause (d) of section nine of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by further providing for eligibility for assistance in the case of aliens.

Mr. DALRYMPLE from the Committee on Municipal

Corporations, reported as committed, House Bill No. 323, entitled:

An Act requiring that the name, address, political subdivision and office of elected officers and the results of all local option referenda in political subdivisions be certified to the Bureau of Municipal Affairs by county boards of elections, requiring secretaries of political subdivisions to report to said bureau the names of persons appointed to office, the name of the office and the name of the person succeeded.

Mr. DALRYMPLE from the Committee on Municipal Corporations, reported as committed, House Bill No. 324, entitled:

An Act requiring the secretary or clerk of every political subdivision to file in the Bureau of Municipal Affairs, a copy of every tax-levying ordinance or resolution of such political subdivision.

Mr. FLEMING from the Committee on Appropriations, reported as committed, House Bill No. 379, entitled:

An Act making a deficiency appropriation to the House of Representatives for the use of the minority whip.

Mr. McKINNEY from the Committee on Appropriations, reported as committed, House Bill No. 602, entitled:

An Act making a deficiency appropriation from the General Fund to the Department of Labor and Industry for use by the State Board of Vocational Rehabilitation.

Mr. WEISS from the Committee on Appropriations, reported as committed, House Bill No. 613, entitled:

An Act making a deficiency appropriation to the Department of Military Affairs for use by the Soldiers' and Sailors' Home at Erie, Pennsylvania.

Mr. ORBAN from the Committee on Judiciary, reported as committed, House Bill No. 616, entitled:

An Act to amend section three of the act, approved the tenth day of June, one thousand nine hundred forty-seven (P. L. 529), entitled "An act concerning liens of factors on merchandise, and on any proceeds arising from the sale of such merchandise, and defining "factor" as one that lends or advances money on the security of merchandise, whether or not employed to sell such merchandise," changing the fee for filing notice of liens in the office of the prothonotary.

Mr. TAHL from the Committee on Appropriations, reported as committed, House Bill No. 630, entitled:

An Act making a deficiency appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first, one thousand nine hundred forty-seven and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first, one thousand nine hundred forty-seven.

Mr. WEISS from the Committee on Judiciary, reported as committed, House Bill No. 733, entitled:

An Act to validate certain acknowledgments and to regulate the effect thereof.

Mr. O'DONNELL from the Committee on Judiciary, reported as committed, House Bill No. 736, entitled:

An Act validating certain sales of and deeds to real property made by county commissioners in good faith under a mistake of law

Mr. REAGAN from the Committee on Appropriations, reported as committed, House Bill No. 743, entitled:

An Act making an appropriation to the Local Government Commission to continue its work.

Mr. LOFTUS from the Committee on Municipal Corporations, reported as committed, Senate Bill No. 10, entitled:

An Act to amend section one of the act, approved the twenty-first day of March, one thousand nine hundred five (P. L. 46), entitled "An act authorizing the municipalities of the Commonwealth to vacate, in whole or in part, all streets, lanes and alleys within their corporate limits, laid out by this Commonwealth, whenever the same, or the portion to be vacated, shall have remained unopened for a continuous period of thirty years next preceding such vacation," eliminating the requirement that the portion vacated shall have remained unopened for thirty years, and providing that vacated portions shall not be any part of a State Highway route, and validating vacations heretofore made.

Mr. ROSE from the Committee on City and County—First Class, reported as committed, Senate Bill No. 149, entitled:

An Act to authorize any city of the first class to use a facsimile signature of the City Controller in lieu of his manual signature and facsimile of the seal of the City upon any bonds issued by it and declaring that signatures and facsimile signatures of former officers shall be valid and sufficient.

Mr. TAHL from the Committee on City and County—First Class, reported as amended, Senate Bill No. 195, entitled:

An Act to further amend section two of Article XVI of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (P. L. 581) entitled "An act for the better government of cities of the first class of this Commonwealth" by changing the provisions relating to filling vacancies in the office of city councilman in such cities.

Mr. LOFTUS from the Committee on Municipal Corporations, reported as committed, Senate Bill No. 209, entitled:

An Act to provide for and regulate the accumulation, investment, and expenditure of funds by cities, boroughs, incorporated towns, townships and municipality authorities for the construction, improvement, or replacement of sewage disposal systems for which plans have been approved by the Sanitary Water Board of the Commonwealth.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. WILLIAMS asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. BOORSE asked and obtained permission for the Committee on Municipal Corporations to meet during the session of the House.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 22, entitled:

An Act providing that an appeal or certiorari to the court of common pleas in a suit or action by a landlord to recover possession of property shall be a supersedeas.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 26, entitled:

An Act to reenact section four of the act approved the fourth day of April one thousand seven hundred ninety-eight (3 Smith Laws 331) entitled "An act limiting the time during which judgment shall be a lien on real estate and suits may be brought against the sureties of public officers" relating to the time suits may be brought against sureties of public officers.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 89, entitled:

An Act relating to the admissibility in evidence and the proof of official records documents and proceedings both domestic and foreign and of copies thereof and extracts therefrom and certificates in reference thereto

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 321, entitled:

An Act requiring the consent of the electors of a township of the second class when such township or any part thereof is to be annexed to a contiguous borough or city

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 473, entitled:

An Act to amend section seven hundred twenty-eight of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by increasing penalties.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 502, entitled:

An Act to establish within the Department of Health of the Commonwealth of Pennsylvania a public laboratory to render pathological and toxicological service to the coroners in the various counties and to the Department of Health in certain outbreaks of sickness.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 519, entitled:

An Act to further amend section nine of the act approved the thirty-first day of March one thousand eight

hundred sixty (P. L. 427) entitled "An act to consolidate revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings" by providing for the entry of nolle prosequi in certain fraudulent conversion cases.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 523, entitled:

An Act to amend section eleven of the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1410) entitled "An act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County certain associate judges not learned in the law and repealing certain acts inconsistent herewith" by providing for the monthly payment of the compensation of certain judges.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 626, entitled:

An Act requiring the reporting of cases of blindness or impaired vision by physicians examining or diagnosing such cases imposing powers and duties on the Department of Welfare and its authorized agents and providing penalties.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 633, entitled:

An Act making an appropriation to the Pennsylvania Game Commission for the payment of certain moral claims and providing for the hearing adjustment and payment of moral claims of any corporation person or association suffering damage to or loss of its property or equipment through negligence of the Pennsylvania Game Commission its employes or independent contractors hired by the commission in breaking or rupturing oil lines belonging to any such corporation person or association.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

REPORT OF JOINT STATE GOVERNMENT COMMISSION

Mr. JOHNSON presented on behalf of the Joint State Government Commission a report dated February 1949, dealing with "Unemployment Compensation," copies of which are available to the Members at the office of the Chief Clerk.

(For report, see Appendix)

THE SPEAKER (Herbert P. Sorg) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Northumberland, Mr. Stank, for presiding.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 104, entitled:

An Act to add clause (k) to section one thousand three hundred seven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" incorporating certain functions of the State Council of Education now provided for by other legislation repealed hereby.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 118, Printer's No. 15, was passed over at the request of the SPEAKER.

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. SOLLENBERGER and

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House resumed the consideration on second reading of Senate Bill No. 67, entitled:

An Act to amend the act approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1046), entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts; creating a State Tax Equalization Board; and prescribing its powers and duties; imposing duties on certain local officers, agents, boards, commissions and departments; and making an appropriation," by changing the time for the beginning of the use of market values for the determination and apportionment of Commonwealth subsidies.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 122, as follows:

An Act to amend section four thousand one hundred eleven of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending

revising and consolidating the law relating thereto" authorizing appeals directly to the court of common pleas in certain cases from action of council relating to zoning

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four thousand one hundred eleven of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" is hereby amended to read as follows

Section 4111 Recommendations of Regulations to Council Hearings Adoption Changes The city planning commission where such bodies exist or a committee of the council or such other commission or committee as may be created by the council for the purpose shall recommend to the council the boundaries of districts and appropriate regulations and restrictions to be imposed therein Such body shall make a tentative report and hold public meetings thereon before submitting its final report At such time as the council may require after such final report council shall afford persons affected an opportunity to be heard at a time and place to be specified in a notice of hearing to be published for ten consecutive days in a daily newspaper or newspapers of general circulation in said city Council shall not determine the boundaries of any district nor impose any regulations or restrictions until after the final report and after said hearing

Council may from time to time after public notice and hearing amend supplement or change such regulations restrictions or district boundaries If a protest against a proposed amendment supplement or change be presented duly signed by the owners of twenty per centum or more of the frontage proposed to be altered or by the owners of twenty per centum of the frontage immediately in the rear thereof or by the owners of twenty per centum of the frontage directly opposite the frontage proposed to be altered a three-fourth vote of the members of council shall be required to adopt such proposed amendment supplement or change

An person aggrieved by the action of council in amending supplementing or changing or refusing to amend supplement or change such regulations restrictions or district boundaries may within thirty days of the decision of council appeal directly to the court of common pleas of the county by petition duly verified setting forth that such decision is arbitrary capricious an abuse of discretion or otherwise not in accordance with law and specifying the grounds upon which he relies The court shall forthwith issue a rule directed to council to certify the record to the court and hearing shall be had on the petition in the same manner as provided in section four thousand one hundred thirteen for appeals to the court of common pleas from decisions of the board of adjustment.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. THOMPSON. Mr. Speaker, I would like to ask unanimous consent to make a statement regarding House Bills Nos. 122, 123, 124, 125 and 126, as they all cover the same proposition.

The SPEAKER. Does the gentleman desire to debate all the measures together?

Mr. THOMPSON. Yes, Mr. Speaker, that is right. I would like to make a statement in regard to all of them because they are all for the same purpose.

The SPEAKER. Will the House give its unanimous consent to consider House Bills Nos. 122, 123, 124, 125, and 126 at the same time? The Chair hears no objection. The gentleman will proceed.

Mr. THOMPSON. Mr. Speaker House Bill 122 relates

to changing the rezoning in third class cities; House Bill 123 relates to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; House Bill 124 relates to boroughs; House Bill 125 relates to townships of the first class; House Bill 126 relates to townships of the second class.

What these bills do is this: at the present time the councils and the boards of commissioners in those different communities have the right to refuse a request for rezoning, and that is the last appeal, but if we were to pass these bills, it would then make it so that anybody who has been refused a rezoning could appeal to the Court of Common Pleas for a ruling by that court.

That takes the rezoning proposition right out of the hands of your local authority. It takes it out of the home rule class and puts it in the class where the judges will pass on zoning matters.

In some communities rezoning is not a very hot issue, but in a growing community it is an issue at all times, because there is always a request generally from people who wish to have a single family residential area turned into a multiple family residential family area, or turned into a business area, and for that reason in local community affairs your councils and commissioners are the ones who are best fitted to pass on this matter.

As a matter of fact, your councilmen and your commissioners in these different communities are absolutely responsible to the people of that community. They do not turn down these rezoning matters often just because they are capricious, as it states in the bill. They turn down these rezoning applications because they know that the people of their area and community are definitely against it, and those men are directly answerable to the people in that community. Therefore, the people have much better protection in the matter of rezoning if this matter is left in the hands of the local councils or their local commissioners. I would request that you vote against these bills.

Mr. ROBINSON. Mr. Speaker, these bills as the gentleman stated who spoke before, relate to zoning. They are for third class cities, counties, townships for the first and second class, and boroughs.

I know of no proceeding in the Commonwealth of Pennsylvania at the present time where a direct appeal is not permitted to the courts of the Commonwealth of Pennsylvania.

For the gentleman's information who just spoke preceding me, may I advise the gentleman that the present proceeding in the courts of this Commonwealth is that a bill in equity can be filed in any Court of Common Pleas in the county in which the municipal subdivision is located, to test the action of the council or board of supervisors.

There are numerous cases on the books in decisions of the courts of Pennsylvania, which state in a rather hazy way the procedures necessary to test the action of council. This bill amends the different zoning powers of the municipal subdivisions, and it clears up the Appellate procedure.

You will notice, if you read the bill carefully, that the court on petition may issue a rule to show cause. Those of us who are attorneys will understand what a rule to

show cause means. It is served on the municipal subdivision and it is answered by the borough council solicitor. The only ground stated in this amendment is that the action on the part of the legislative body in these municipal subdivisions is arbitrary, capricious or an abuse of discretion. If that cannot be shown in the petition, or if it can be shown to the court by the solicitor of the subdivision, the rule will not be made absolute.

Assume, however, that the court makes the rule absolute, you will notice that the municipal subdivision sends up the record, and if any solicitor who is appointed by a municipal subdivision cannot keep the record straight so that a court may merely go along with the decision of the municipal subdivision, then he should not be a solicitor.

This, gentlemen, strikes down a situation in the judicial procedure in this Commonwealth, which has been exceptionally hazy for years, and I state to you unequivocally that it puts no more burden on the municipal subdivisions than they have right now. As a matter of fact, it cuts it down, because if anyone files a bill in equity the first thing he does is to subpoena every member of the council or the board of supervisors to be there at the hearing on the bill in equity. This record is made up in a meeting of the council or the board of supervisors. It is less trouble in time and energy of the council and board of supervisors, and I ask that you vote for the bill.

Mr. THOMPSON. I believe, Mr. Speaker, that as the gentleman says there is a provision if any unfair law or ordinance is passed by the commissioners or councilmen, there can be an appeal to a court, but these bills will specifically make it so that on any request for rezoning in any of these municipalities the court will always be the judge, because anybody turned down on a request for rezoning, if they are turned down by the council or the board of commissioners, will immediately appeal to the court. So, if the board of commissioners or councilmen are turned down, it is simply a step in between, and then it is a matter to be taken to the court to be finally settled by the court.

Mr. WEISS. Mr. Speaker I think if this series of bills is passed it will sound the death knell of future zoning in Pennsylvania as far as the different municipalities, townships and counties are concerned.

I believe at the present time, for the information of the Members, that the Third Class Cities Association are not in favor of the bills at all. Furthermore, Mr. Pitkin of the Department of Commerce, whom I just called a short time ago in reference to his views or the views of the Department of Commerce in zoning,—Mr. Pitkin I feel is the foremost authority on zoning in the state of Pennsylvania, and his views are definite that a bill of this type would slow up the adoption of zoning in the new districts.

Furthermore, this bill or this type of bill is going to invite a lot of lawsuits, which eventually, is going to cost the different districts a lot of money, and we don't want to do that. I think rather than hurt zoning in the municipalities which they already have, that we should help it.

I am in sympathy with the sponsor of this series of bills who has a local situation in Delaware County that

he wants to have corrected, but I believe he ought to do that in Delaware County and not make a local situation that applies to Delaware County fit the rest of the State.

I would like to ask the Members on this side of the House and all the Members to vote against this bill and this series of bills for that reason. It also makes it possible for one person to upset the present zoning law.

Mr. ROSE. Mr. Speaker, I am placed in an anomalous position of refuting the statement just made by my colleague that these particular measures sound the death knell of zoning in Pennsylvania.

We in Philadelphia have advanced and reached the stage where we have an excellent zoning board, but they have on occasions rendered some very arbitrary and capricious decisions, and we have the right to appeal.

A thing that I think has not been called to the attention of the Members of the House is that after a hearing if the Board refuses the application of an individual who has filed an application he is placed in the position where he is actually violating the law by continuing to operate this particular home or place of business without having that zoning appeal acted upon.

In Philadelphia an appeal is taken, and it acts as a supersedeas. Consequently, the courts will act on the supersedeas and determine whether arbitrary action has taken place. I think these measures offered here by the gentleman from Delaware are a step in the right direction inasmuch as they afford an aggrieved individual his day in court. I think, that they are, not as someone has indicated, against the principle of home rule, but will allow the local courts to determine whether or not the zoning board has acted improperly. Consequently, I think these are worthwhile measures and we should support them.

Mr. SCHMIDT. Mr. Speaker, I rise to support this series of bills. I feel that Mr. Thompson should know that rather than break down home rule, these bills will make it more solid because the bills themselves say that the appeal can only be taken where the action on the part of the local authority is capricious, regardless of what the merits of the case may be, and it does away with the equity proceeding. This is a very substantial bill and I think it should be supported by both sides of the House.

Mr. HOMER S. BROWN. Mr. Speaker, I have not for a long time seen a bill that has caused so much confusion among the lawyers as this bill. It has this side of the House so confused that I am not certain that this is the bill we are looking at. Therefore, I should like to interrogate the gentleman from Delaware, the sponsor of the bill.

The SPEAKER. Will the gentleman from Delaware, Mr. Robertson, permit himself to be interrogated?

Mr. ROBERTSON. I shall, Mr. Speaker.

Mr. HOMER S. BROWN. Mr. Speaker, under the present law, any person aggrieved by a regulation or order of the zoning board in a particular municipality covered by this bill, has now the right to a writ of certiorari, is that not right?

Mr. ROBERTSON. Mr. Speaker, when the gentleman speaks of the zoning board of adjustment which is ap-

pointed under the ordinances, he has, but not from the action of the legislative body.

Mr. HOMER S. BROWN. Mr. Speaker, will the gentleman be kind enough to distinguish between the legislative body and the action of the board, when the board is not acting as a legislative body?

Mr. ROBERTSON. Mr. Speaker, when I speak of the legislative body I refer to the council or board of supervisors; when I speak of the zoning board of appeals I speak of that board that is normally appointed under the zoning ordinance to take care of objections and exceptions. In all these bills it is specifically stated that a person can appeal directly to the Common Pleas Court from any action of the zoning board of appeal but not from the legislative body.

Mr. BROWN. Therefore, Mr. Speaker, from the zoning board of appeal that the gentleman speaks of there is no appeal—its decisions are final?

Mr. ROBERTSON. No, they are not, Mr. Speaker. The zoning board as distinguished from council or supervisory board of appeal that the gentleman speaks of, there is a municipal subdivision. The zoning board of adjustment in every ordinance passed authorizes a direct appeal from the zoning board of adjustment to the Common Pleas Court.

Mr. BROWN. I am still confused, Mr. Speaker.

Mr. ROBERTSON. Mr. Speaker, may I state this, that in all ordinances that I know of the ordinance authorizes the council or councilmatic body or the board of supervisors to pass zoning ordinances. In every one of the zoning ordinances it is stated that a board of three or five or seven members shall be appointed by the legislative body to take care of exceptions or variances from zoning ordinances, and the exception or variance in my understanding of the law deals with the setback or the height of buildings, but it does not change, and in my opinion the zoning board has not the authority to change the classification of a particular area. That is purely the function of a council or board of supervisors. Does that explain the matter?

Mr. BROWN. Under those circumstances, Mr. Speaker, I am trying to find out the need for this act.

Mr. ROBERTSON. Mr. Speaker, the need for this act is where an arbitrary or capricious change or refusal to change the use classification on the part of the legislative body, namely the council or board of supervisors. At the present stage of the law, the only possible way to get that matter into court under the law is by a bill in equity.

Mr. BROWN. I thank the gentleman, Mr. Speaker.

I take the gentleman's word. I believe he knows what he is talking about and I am willing to rely on his word that this will correct a very confusing situation, which I believe after this act will still be confused.

Mr. ANDREWS. Mr. Speaker, I have tried to cut through the legal fog that envelopes the situation, and have been convinced that there is a need for this legislation. I am simply rising at this time to tell the Members on this side that the bill is one for them to pass upon individually, and I hope they will rely upon their judgment on this bill rather than upon my vote. I shall not consider it any discourtesy if I should be the only one to vote for it.

On the question recurring,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas
and nays were taken and were as follows:

YEAS—64

Altshuler,	Felton,	McCormack,	Rose,
Andrews,	Ferster,	McCullough,	Sax,
Bloom,	Frank,	McKinney,	Schmidt,
Bower,	Frost,	Mintess,	Smith, C. C.,
Brandon,	Gallagher,	Moore, H. A.,	Stank,
Brown, H. S.,	George,	Nixon,	Stimmel,
Clendenning,	Guarnieri,	O'Dare,	Swope,
Cole,	Hagerty,	O'Donnell,	Taylor,
Costa,	Hall,	Orban,	Toomey,
Dalrymple,	Herman,	Pentrack,	Varallo,
DeLong,	Hersch,	Pfaff,	Varner,
Dennison,	Johnson,	Polen,	Wagner,
Depuy,	Kemp,	Readinger,	Williams,
Driscoll,	Lederer,	Reese,	Yaffe,
Duffy,	Loftus,	Relly, J. M.,	Ziegler,
Elder,	Lovett,	Robertson,	Sorg,

NAYS—107

Amarando,	Flack,	Kurtz,	Reidenbach,
Bane,	Fleming,	Lelsey,	Reynolds,
Barkdoll,	Floyd,	Leonard,	Robbins,
Baumunk,	Gaffney,	Limper,	Rosen,
Beaver,	Gibson,	Madigan,	Rovansek,
Bednarek,	Glembocki,	McMillen,	Royer,
Blair,	Good,	McNally,	Scanlon,
Boles,	Graybill,	Mihm,	Schuster,
Bomberger,	Green,	Mikula,	Scott,
Boorse,	Greer,	Miller,	Seyler,
Breisch,	Guthrie,	Milliken,	Smith, W. B.,
Brice,	Harney,	Monroe,	Snider,
Brown, W. E.,	Haudensfield,	Moore, C. E.,	Sollenberger,
Brunner,	Heatherington,	Moran,	Stuart,
Bucchin,	Hewitt,	Musto,	Thompson,
Cadwalader,	Hoffman,	Nagel,	Tompkins,
Clapper,	Hunter,	Najaka,	Wachhaus,
Cochran,	Jenkins,	Needham,	Wargo,
Coleman,	Jim,	Neff,	Waterhouse,
Conway,	Jones, J. M.,	Olsen,	Weiss,
Cooper,	Jump,	Penglase,	Welsh,
Dougherty,	Kamyk,	Peta,	Westrick,
Erb,	Kent,	Posta,	Wheeler,
Evans,	Kirley,	Price, H. W., Jr.,	Wood,
Ewing,	Kline,	Price, R. A.,	Worley,
Filo,	Kolankiewicz,	Propert,	Yester,
Firmstone,	Kratz,	Reagan,	Yetzer,

NOT VOTING—37

Breth,	Hoggard,	Mills,	Spencer,
Dye,	Jennings,	Munley,	Sternberg,
Fox,	Jones, G. E.,	Murray,	Tahl,
Goodling,	Keller,	Petrosky,	Verona,
Greenwood,	Kohl,	Pettigrew,	Watkins,
Hamilton,	Kondrath,	Powers,	Weldner,
Harris,	Krise,	Riley, R. L.,	Wescott,
Helm,	Lee,	Sarraf,	Yeakel,
Hocker,	McGee,	Shoemaker,	Young,

Less than the majority required by the Constitution
having voted in the affirmative, the question was deter-
mined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and con-
sideration of House Bill No. 123, as follows:

An Act to amend section five hundred ten point eight of
the act, approved the second day of May, one thousand
nine hundred twenty-nine (P. L. 1278), entitled "An Act
relating to counties of the second, third, fourth, fifth,
sixth, seventh and eighth classes; and revising, amending
and consolidating the laws relating thereto," authorizing
appeals directly to the court of common pleas in certain
cases from action of the county commissioners relating to
zoning.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. THOMPSON. Mr. Speaker, I move that this bill
be recommitted to the Committee on Judiciary for further
study.

On the question,

Will the House agree to the motion?

Mr. ROBERTSON. Mr. Speaker, I am not opposing this
motion to recommit, but I wish to thank those who voted
for the bill, and sincerely hope that some day this House
may clarify the zoning procedure.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

Agreeably to order,

The House proceeded to the third reading and consid-
eration of House Bill No. 124, entitled:

An Act to amend section three thousand three hundred
five of the act, approved the fourth day of May, one thou-
sand nine hundred twenty-seven (P. L. 519), entitled "An
act concerning boroughs, and revising, amending, and
consolidating the law relating to boroughs," by authoriz-
ing appeals directly to the court of common pleas in cer-
tain cases from actions of council relating to zoning.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. THOMPSON. Mr. Speaker, I move that this bill
be recommitted to the Committee on Judiciary for further
study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consid-
eration of House Bill No. 125, entitled:

An Act to amend section three thousand one hundred
five of the act, approved the twenty-fourth day of June,
one thousand nine hundred thirty-one (P. L. 1206), en-
titled "An act concerning townships of the first class;
amending, revising, consolidating, and changing the law
relating thereto," authorizing appeals directly to the court
of common pleas in certain cases from action of the board
relating to zoning.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. THOMPSON. Mr. Speaker, I move that this bill
be recommitted to the Committee on Judiciary for further
study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consid-
eration of House Bill No. 126, entitled:

An Act to amend section two thousand five of the act,
approved the first day of May, one thousand nine hundred
thirty-three (P. L. 103), entitled "An act concerning
townships of the second class; and amending, revising,
consolidating, and changing the law relating thereto" by
further designating those who may protest and by
authorizing appeals directly to the court of common pleas
in certain cases from actions of the supervisors relating
to zoning.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. THOMPSON. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary for further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 128, entitled:

An Act to amend section nine of the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1410) entitled "An act to fix salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County certain associate judges not learned in the law and repealing certain acts inconsistent herewith" by increasing the compensation of judges presiding in other districts.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. REAGAN. Mr. Speaker, if I may, I would like to interrogate the gentleman from Allegheny, Mr. Brown.

The SPEAKER. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. HOMER S. BROWN. I shall, Mr. Speaker.

Mr. REAGAN. Mr. Speaker, may I inquire of the gentleman how many days they require for outside judges in Allegheny County.

Mr. HOMER S. BROWN. Mr. Speaker, I am not certain that I can give that in actual figures.

Mr. REAGAN. Or approximately, Mr. Speaker.

Mr. HOMER S. BROWN. Mr. Speaker, I would rather the gentleman would allow me to answer without trying to be facetious.

I will say this, that in Allegheny County we use the services of visiting judges very extensively.

Mr. REAGAN. Mr. Speaker, of course the state pays for those services?

Mr. HOMER S. BROWN. That is correct, Mr. Speaker.

Mr. REAGAN. Mr. Speaker, the County of Allegheny does not pay anything toward these judges no more than the judges' salary?

Mr. HOMER S. BROWN. Mr. Speaker, that is correct.

Mr. REAGAN. Mr. Speaker, these judges are paid, are they not, from the time they leave home, from the day they start until the day they return, including Sundays, is that not correct?

Mr. HOMER S. BROWN. That is correct in cases where they are held over, but it is not the practice in Allegheny County to hold visiting judges over unless the case requires their attention, and that is in a case that they have been hearing during the week prior or the preceding week. That happens very seldom.

I might give the gentleman an instance of what happened last week in Allegheny County where a visiting judge was holding his court, and the case had been tried, the verdict did not come in on Friday, and he had to remain over until Saturday morning to take the verdict. That does not happen very often.

Mr. REAGAN. Mr. Speaker, in regard to this ten cents a mile that the judges will receive, what reason is there, if the gentlemen knows, why we as legislators only get five cents a mile?

Mr. HOMER S. BROWN. Mr. Speaker, maybe it is more important that the judges be in court than that the Members of the Legislature should be there.

Mr. REAGAN. That is a very good answer, Mr. Speaker. In the meanwhile, while they are holding court in Allegheny County and getting additional money they are still drawing their full salary back home?

Mr. HOMER S. BROWN. Oh, yes.

Mr. Speaker, I might say to the gentlemen that last week we had two visiting judges in Allegheny County, both of whom came from what you might call rural areas. They left their homes and they of course, lived in hotels. They had to pay their expenses in the hotel out of the same allowance which is now given to them by law. If they were holding their courts at home, they would have lived at home, the same as we would if we were able to hold the Legislature at home, but unfortunately we have to come here and we have to pay hotel bills.

Mr. REAGAN. Mr. Speaker, does not the gentleman think that the twenty dollars will pay for the hotel bills?

Mr. HOMER S. BROWN. Mr. Speaker, I said to the gentlemen of the Judiciary Committee when they were discussing this bill, and I am not trying to be facetious, I recall once that a committee of the Joint State Government Commission, of which I had the honor to be a member, held its sessions at a very famous hotel in Pennsylvania. It cost us, I think between eight and nine dollars a day for a room, and we were allowed at that time ten dollars a day for our total expenses.

Mr. REAGAN. Mr. Speaker, of course, these are not the judges; they wouldn't spend that money would they?

Mr. HOMER S. BROWN. They probably would, Mr. Speaker.

Mr. REAGAN. Mr. Speaker, does not the gentleman think that in view of the very generous and substantial raise which we gave the judges in Pennsylvania, it is a little out of reason now for them to come here asking for a ten dollar raise per day when they are paid the full amount of their salary at home, in addition to the money they get when they come to Allegheny County?

Mr. HOMER S. BROWN. I would answer that, Mr. Speaker, by saying no, and if the gentleman will allow me to explain, the answer would be this: the judges are elected in their own judicial districts, and it is by courtesy that they come into other judicial districts to serve. While they are in the judicial district where they are visiting, where they were not elected, they of course, have to maintain themselves. I think the law has been fair all the time. The only question is this, if they were paid for expenses twenty dollars a day twenty years ago, is it not fair to give them the cost of living which we all have to pay here in 1949?

In further answer to the gentleman's question, so that there will be no misunderstanding that the judges are asking for this, I would like to read part of a letter directed to me and to my co-sponsor from the President Judge of the Court of Common Pleas of Allegheny County, the Hon. Harry E. Rowand. I will just read a paragraph and I quote:

"Of course you understand that the judges brought in from other counties are not coming in for the money consideration. They do it to help fellow judges in their work. I have always felt that it is hardly fair to ask them to come when the compensation is so low that in some instances they have had to pay part of their expenses out of their own pockets."

I think that is a fair statement, and I will say further in answer to the gentleman's question that Allegheny County has judges serving a population of over a million and a half people. It costs us for the postponement of a case, because we do not have enough judges, from one hundred fifty dollars to two hundred dollars.

That is a statement which I have here from the district attorney of Allegheny County and the Chief Clerk of the Court of Quarter Sessions. They tell me that by virtue of having visiting judges they save the county the sum of twenty-five thousand dollars each year, otherwise they would have to postpone so many cases and the cost would be upon the county, postponement costs from one hundred fifty to two hundred dollars a case.

Mr. REAGAN. Mr. Speaker, I do not want to find any fault with Allegheny County.

Mr. HOMER S. BROWN. Mr. Speaker, I thank the gentleman. I am looking at my friend, the gentleman from Fayette, Mr. Bane, and he is smiling and I am glad to know that.

Mr. REAGAN. Mr. Speaker, I lived in Allegheny County myself at one time and found it more expensive. I think that is probably true but I do think that almost anybody can go out and entertain themselves royally at twenty dollars a day especially when they get ten cents mileage. That is all.

I think, Mr. Speaker, that these questions and answers will inform the House just what stands before us in regard to the merits of the bill.

Mr. ANDREWS. Mr. Speaker, I yield to the gentleman from Erie, Mr. Waterhouse.

Mr. WATERHOUSE. Mr. Speaker, I thank the gentleman from Cambria and I would like to make a brief statement in regard to visiting judges.

It is customary, I believe, for the judges from one county to go to another county, at the same time that the judge may be visiting the county of the judge who is visiting his county, and, of course, they are drawing their regular salary, plus twenty dollars, plus their mileage. Our Erie judge has been in an adjoining county holding court, and that judge has just recently been in our county. So, I don't believe it is a matter of courtesy, I think probably it has been a matter of convenience, inasmuch as the case that was to be held in the adjoining county was one which that judge did not desire to hear, and possibly the same thing applied to our county. I believe it is no hardship on these judges to have to leave their bench; I don't believe it cuts down or builds up, either one.

Mr. ANDREWS. Mr. Speaker, I yield to the gentleman from Allegheny, Mr. Brown.

Mr. HOMER S. BROWN. Mr. Speaker, I thank the Minority Leader for yielding, and I will say to the gentleman from Erie, Mr. Waterhouse, that that may have been a condition in his county, but I have never known in the twenty-six years that I have been at the bar of any judge of Allegheny County going out of that county as a visit-

ing judge, unless specially assigned somewhere in Pennsylvania by a direct mandate of the Supreme Court.

I simply do not want the impression to go abroad here that what the gentleman from Erie said is a thing which happens as a general proposition. I thank the gentleman for yielding.

Mr. ANDREWS. Mr. Speaker, I have been hoping these many years that it would be possible to enter a legislative session without having some visiting judge weeping on my legislative shoulder.

As for what the gentleman from Allegheny, Mr. Brown, has said I have observed that every once in a while when there are cases in the Allegheny County courts which for some local reason are too hot for an Allegheny county judge to handle, they get a judge from Cambria county. The difference between the Judiciary and the Members of this House is that probably many Members of this House in the course of a year spend more days on the job than do the judges.

We have four judges in Cambria county. Two of them have plenty of vacation time, and in times past they certainly have liked to travel. The same is true throughout the state. A judge is paid an annual salary. If they were doing things right they would work an average number of days in a year for their salary and there should not be any concern where they work. The Supreme Court should see to it that the judicial timber in this state is more judiciously used, and that our judicial talent should be assigned where and when it is needed. Now, Mr. Speaker, it may be impossible for a judge to live on twenty dollars a day; they may have changed their habits of life since we gave them the last salary raise. Something has gone up; perhaps it is their style of living.

Members of the House, you know and I know that it is a question sometimes where the Legislative power of this Commonwealth rests whether it is in the Judiciary or here. The only time that the courts of this Commonwealth recognize the supremacy of the Legislative branch of the government is when they want an increase in salary. Considering their ability to earn in private practice, they are now adequately paid, and the Judge with the salary that he has, who cannot exist on twenty dollars a day, plus his mileage, should retire for a little bit of thinking concerning the virtues of frugality.

I am not speaking for the members of the Democratic caucus, and I hope that the lawyers who must needs defer to the wishes of the judges in their counties, will not be persuaded by anything that I have said, and that they will be very careful not to fall from the graces of the court.

One of the matters, Mr. Speaker, one of the damning facts that I have encountered in my legislative experience is that the Members of this House have told me that in order to stand in the good graces of the court they must needs support measures that the court desires passed. I say that that is a disgraceful fact, if it is true.

As I say, I hope that the members of the Democratic caucus will not be persuaded by anything that I have said, and that those that are deeply indebted to the courts will vote for this increase. I am speaking solely for myself and not for any Member of the House on this side.

Mr. BROWN. Mr. Speaker, it is indeed unfortunate

that this bill should call forth a scathing denunciation of the courts such as has come from the throat of our Minority Floor Leader.

I am not only surprised, I am ashamed of him. When I say I am ashamed, I am ashamed that a man of his standing would permit the records to show what he has said here today against one of the co-ordinate, independent branches of our constitutional form of government.

I am surprised that any man would at this time take this opportunity to denounce the judges of this Commonwealth, for two reasons; first of all, they are not here to answer, and I say it comes not only with a degree of unsportsmanship, but it comes with a degree of dishonesty to attack anybody in the way the judges have been attacked without being here to answer. I say that to the Minority Leader and I hope he hears it. There are times when attacks are right but this is certainly not the time.

Secondly, Mr. Speaker, I said in the beginning this is not a request of the judges of Pennsylvania; it is a request from the President Judge of the Courts of Common Pleas of Allegheny County. If anybody is going to be attacked let him be attacked.

I am going to do something here that is unprecedented, but I am going to do it because I believe the Minority Floor Leader has taken undue advantage of me, of the members of the bar and of the judges of the courts of our Commonwealth, and I am going to move, Mr. Speaker, if you will recognize me—

The SPEAKER. The Chair recognizes the gentleman from Allegheny County, Mr. Brown.

BILL RECOMMITTED

Mr. BROWN. Mr. Speaker, I move that this bill be re-committed to the Committee on Judiciary. I would not for one allow any bill to be attacked as this bill has been attacked and try to defend those who are not here, being a member of that profession, because of a difference of ten dollars a day.

On the question,

Will the House agree to the motion

The SPEAKER declared the ayes appear to have it.

Whereupon, a division was called for.

Mr. HOMER S. BROWN. Mr. Speaker, I should like to ask the gentlemen who voted "no," in view of the situation, if they will not join the "ayes" so that it will be unanimous.

One hundred and five, or more than a majority of the whole House having voted in the affirmative, the question was determined in the affirmative, and the motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 365, as follows:

An Act to amend the Act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by making it unlawful for any person to hunt with any shotgun or rifle when such firearm is loaded with live ammunition in either the chamber or magazine if the firearm is ready to be discharged by normal finger pressure on the trigger or if the safety device or mechanism is in the

"off safe" position except during the momentary interval of time necessary to discharge such firearm and providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is hereby amended by adding thereto immediately after Section eight hundred ten a new Section to read as follows

Section 811 Firearms to Be Safe While Hunting On and after the first day of October one thousand nine hundred forty-nine it shall be unlawful for any person to use any shotgun or rifle for the purpose of hunting or trapping any wild bird or animal in this Commonwealth when such firearm is loaded with live ammunition in either the chamber or magazine if the firearm is ready to be discharged by normal finger pressure on the trigger or if the safety device or mechanism is in the "off safe" position except during the momentary interval of time necessary to discharge such firearm and to return it to the safe position

Each person violating any provisions of this section shall upon conviction be sentenced to pay a fine of ten dollars: (\$10) and costs of prosecution

Section 2 This act shall become effective on the first day of October one thousand nine hundred forty-nine

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarraf,
Baumunk,	Glembocki,	McGee,	Sax,
Beaver,	Good,	McKinney,	Scanlon,
Bednarek,	Goodling,	McMillen,	Schmidt,
Blair,	Graybill,	McNally,	Schuster,
Bloom,	Green,	Mihm,	Scott,
Boles,	Greenwood,	Mikula,	Seyler,
Bomberger,	Greer,	Miller,	Shoemaker,
Boorse,	Guarnieri,	Milliken,	Smith, C. O.,
Bower,	Guthrie,	Mills,	Smith, W. B.,
Brandon,	Hagerty,	Mintess,	Snider,
Brelsach,	Hall,	Monroe,	Sollenberger,
Breth,	Harney,	Moore, C. E.,	Spencer,
Brice,	Harris,	Moore, H. A.,	Stank,
Brown, H. S.,	Haudensfield,	Moran,	Sternberg,
Brown, W. E.,	Heatherington,	Munley,	Stimmel,
Brunner,	Helm,	Murray,	Stuart,
Bucchin,	Herman,	Musto,	Swope,
Cadwalader,	Hersch,	Nagel,	Tahl,
Clapper,	Hewitt,	Najaka,	Taylor,
Clendenning,	Hocker,	Needham,	Thompson,
Cochran,	Hoffman,	Neff,	Tompkins,
Cole,	Hoggard,	Nixon,	Toomey,
Coleman,	Hunter,	O'Dare,	Varallo,
Conway,	Jenkins,	O'Donnell,	Varner,
Cooper,	Jennings,	Olsen,	Verona,
Costa,	Jim,	Orban,	Wachhaus,
Dalrymple,	Johnson,	Penglase,	Wagner,
DeLong,	Jones, G. E.,	Pentrack,	Wargo,
Dennison,	Jones, J. M.,	Peta,	Waterhouse,
Depuy,	Jump,	Petrosky,	Watkins,
Dougherty,	Kamyk,	Pettigrew,	Weidner,
Driscoll,	Keller,	Pfaff,	Weiss,
Duffy,	Kemp,	Polen,	Welsh,
Dye,	Kent,	Posta,	Wescott,
Elder,	Kirley,	Powers,	Westrick,
Erb,	Kline,	Price, H. W., Jr.,	Wheeler,
Evans,	Kohl,	Price, R. A.,	Williams,
Ewing,	Kolankiewicz,	Probert,	Wood,
Felton,	Kondrath,	Readinger,	Worley,
Ferster,	Kratz,	Reagan,	Yaffe,

Filo,	Kurtz,	Reidenbach,	Yester,
Firmstone,	Lederer,	Reilly, J. M.,	Yetzer,
Flack,	Lee,	Reynolds,	Young,
Fleming,	Leisey,	Riley, R. L.,	Ziegler,
Floyd,	Leonard,	Robbins,	Sorg,
Fox,	Limper,	Robertson,	Speaker
Frank,	Reese,	Yeakel,	

NAYS—0

NOT VOTING—2

Krise, Hamilton,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

ANNOUNCEMENT

The SPEAKER. The Chair desires to inform the Members that in a few minutes we will declare a recess for one hour, if there are no objections.

The Chair urges the Chairmen who desire to call meetings during the recess to send their requests to the desk immediately. The Chair also urges the members of the Committees to be diligent in attending the meetings of the Committees.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I am glad to note that there has been a recess in order to enable the Committee of the House to further mobilize for action.

I want to call the attention of the Members on both sides of the House that up to this time consideration has been given to administration bills and departmental bills. There are many, many measures of merit and of worth introduced by Members of this House on both sides that are neither departmental bills nor administration bills, and it is high time that the Chairmen of the Committees give the members of their Committees opportunity to study the legislation that has been committed to them.

I have attended some meetings of committees and I see in many instances the Chairmen are not yet familiar with the legislation that they have in their keeping, and that highly controversial measures have not even been read by the members of the Committee. If you are going to do a good job, it is time that we got busy to do it and began opening the gates for something other than departmental and administration legislation.

PERMISSION TO ADDRESS HOUSE

Mr. BRUNNER asked and obtained unanimous consent to address the House.

Mr. Speaker, may I say to the gentleman from Cambria and to the membership that, as he knows, tomorrow, March 3rd, is the deadline for filing bills and introducing bills into this House.

For the first two days of this week, we witnessed the introduction of some two hundred measures, which I would say will constitute twenty-five percent of the present Committee load. I am sure when the House measures have been introduced and the deadline has been passed, that the Committee of this House will consider in toto the legislation in their respective committees,

screen it and submit to the Members here the measures which the individual Members have carefully considered prior to the introduction and sponsoring of measures benefiting their constituents.

Therefore, I believe that in the not too distant future we will have Committee meetings and begin to clear what we feel are proper measures. We feel also that this is a proper function for these Committees now, and looking forward, as we hope, to an early adjournment, it is vital that all of us participate in seeing to it that legislation which can be considered now be considered now and acted upon.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I might say to the Majority Leader that if there are any bills pending, introduced and sponsored by members of the minority party, that are deserving bills, but which are not likely to receive consideration because they have been introduced by the Minority, he will see to it that some member of the majority party introduces and sponsors an identical bill, because we would not like to see any good legislation smothered simply because of its sponsorship.

PERMISSION TO ADDRESS HOUSE

Mr. BRUNNER asked and obtained unanimous consent to address the House.

Mr. Speaker, I am sure the gentleman realizes that we are here to do a serious job for the benefit of the people, as I have said so often. I may assure the gentleman that the merits of legislation will be what will control when the Committees consider these measures.

FORMER MEMBERS WELCOMED

The SPEAKER. The Chair desires to welcome to the Hall of the House a former Member, the gentleman from Lackawanna, Honorable William J. Stonier.

The Chair also desires to welcome to the Hall of the House another former Member, the gentleman from Delaware, Honorable Arthur P. Bretherick.

LEAVE OF ABSENCE

Mr. NAGEL. Mr. Speaker, this is not in the form of an address; it is in the form of a request I am about to make. I realize it is just a little bit out of order but a matter has come up that will demand my attention tomorrow forenoon, and I am asking, if it is possible, to get leave of absence for tomorrow's session.

The SPEAKER. The Chair hears no objection and leave is granted.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence 44, 191 and 192.

WICONISCO HIGH SCHOOL WELCOMED

The SPEAKER. The Chair desires to welcome to the Hall of the House the Senior Class in Problems of Democracy of the Wiconisco High School, Dauphin County, under the direction of their teacher, Mr. Guivinan. They

are the guests of the gentleman from Dauphin, Mr. Herman.

COMMITTEE MEETINGS

State Government—Room 324, during recess.

Highways—Room 329, Wednesday, March 2, during recess.

RECESS

The SPEAKER. If there is no objection, the Speaker will now declare a recess until 3:45 p. m. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House is called to order.

The SPEAKER (Herbert P. Sorg) in the Chair.

BILLS INTRODUCED AND REFERRED

By Mr. SCHMIDT. HOUSE BILL No. 887.

An Act requiring a course in the effects of alcohol and narcotics to be taught in public schools and in all colleges and universities, supported in whole or in part by State funds; and imposing duties upon the Department of Public Instruction.

Referred to the Committee on Education.

By Messrs. PFAFF and LIMPER. HOUSE BILL No. 888.

An Act to authorize the Governor to institute certain examinations and inspections with respect to counties and cities.

Referred to the Committee on State Government.

By Messrs. NAJAKA and KOHL. House Bill No. 889.

An Act to further amend clauses (a), (b), and (c) of section three hundred six of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by changing the maximum and minimum rates of compensation.

Referred to the Committee on Workmen's Compensation.

By Messrs. WILLIAM B. SMITH and STUART.
HOUSE BILL No. 890.

An Act providing educational benefits and subsistence allowances at institutions of higher learning to certain World War II veterans; imposing certain powers and duties on the Adjutant General and the Department of Military Affairs; making an appropriation; and providing penalties.

Referred to the Committee on Military Affairs.

By Messrs. ROBBINS and BOIES.

HOUSE BILL No. 891.

An Act to amend section one thousand four hundred eleven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions; and officers fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commission shall be determined," by empowering the State Veterans Commission to establish and maintain rest camps and rehabilitation centers for veterans.

Referred to the Committee on Military Affairs.

By Mr. YAFFE. HOUSE BILL No. 892.

An Act to amend the last paragraph of section five of the act, approved the twenty-third day of May, one thousand eight hundred seventy-four (P. L. 230), entitled "An act dividing the cities of this state into three classes, regulating the passage of ordinances, providing for contracts for supplies and work for said cities, authorizing the increase of indebtedness, and creation of a sinking fund to redeem the same, defining and punishing certain offenses in all of said cities, and providing for the incorporation and government of cities of the third class," by authorizing the advertising of city ordinances of cities of the first class by reference to title only.

Referred to the Committee on City and County—First Class.

By Messrs. COOPER and TOMPKINS.
HOUSE BILL No. 893.

An Act to define a marketable record title to an interest in land; to require the filing of notices or claim of interest in such land in certain cases within a definite period of time and to require the recording thereof; to make invalid and of no force or effect all claims with respect to the land affected thereby where no such notice of claim of interest are filed within the required period; to provide for certain penalties for filing slanderous notices of claim of interest, and to provide certain exceptions to the applicability and operation thereof.

Referred to the Committee on Judiciary.

By Messrs. SHOEMAKER and TAYLOR.
HOUSE BILL No. 894.

An Act relating to common carriers; making certain acts relating to clearance unlawful; imposing certain duties and conferring powers upon the Public Utility Commission and the Attorney General, and prescribing penalties for violations.

Referred to the Committee on Public Utilities.

By Mr. GREER.

HOUSE BILL No. 895.

An Act to further amend the act, approved the twenty-second day of May, one thousand nine hundred forty-five (P. L. 837), entitled, as amended, "An act providing for and requiring in certain cases preference in appointments to and retention in public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged; and in certain cases for the widows and wives of such persons," by giving additional preferences to certain disabled soldiers and their wives.

Referred to the Committee on Military Affairs.

By Messrs. NAJAKA and KOLANKIEWICZ.

HOUSE BILL No. 896.

An Act making an appropriation to the State Veterans Commission for the use of the State Veterans Commission in establishing and maintaining rest camps and rehabilitation centers for veterans.

Referred to the Committee on Appropriations.

By Messrs. ROYER and KENT. HOUSE BILL No. 897.

An Act authorizing the issue and sale of bonds by the Commonwealth of Pennsylvania for the payment of compensation to certain veterans; creating a special fund in the State Treasury to be known as the World War II Veterans' Compensation Fund; defining the powers and duties of the Governor, the Auditor General, the State Treasurer and the Board of Finance and Revenue, in relation thereto; and providing for the payment of interest on, and the redemption of, such bonds; and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. COSTA.

HOUSE BILL No. 898.

An Act to further amend subsection fourteen of section six hundred two of the act, approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34) entitled, as amended, "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by exempting television exhibitions from provisions of the act requiring special permits.

Referred to the Committee on Liquor Control.

By Mr. HEWITT.

HOUSE BILL No. 899.

An Act to further amend special rules eleven and twelve of article twenty-five of the act, approved the ninth day of June, one thousand nine hundred eleven (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania, and for the protection and preservation of property connected therewith, by further regulating the operation of elevators.

Referred to the Committee on Mines and Mining.

By Messrs. WOOD and BOORSE. HOUSE BILL No. 900.

An Act to further amend section one thousand two hundred seven of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county board of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by clarifying provisions for payment of compensation of constables and their deputies.

Referred to the Committee on Municipal Corporations.

By Messrs. WOOD and BOORSE. HOUSE BILL No. 901.

An Act to repeal the act approved the twenty-sixth day of May, one thousand eight hundred ninety-seven (P. L. 106), entitled "An act prohibiting the discharge from public positions of Union soldiers without a reasonable cause, and prohibiting the abolishment of or changing the emoluments of public offices occupied by Union soldiers except for good reason."

Referred to the Committee on Municipal Corporations.

By Messrs. WOOD and BOORSE. HOUSE BILL No. 902.

An Act to amend sections one and two of the act, approved the sixteenth day of May, one thousand nine hundred twenty-one (P. L. 579), entitled "An act providing for the better management of the jails or county prisons in the several counties of this Commonwealth of the third and fourth classes by creating, in such counties, a board to be known by the name and style of inspectors of the jail or county prison, with authority to appoint a warden of such prison, and by vesting in said board, and the officers appointed by it, the safe-keeping, discipline, and employment of prisoners and the government and management of said jails or county prisons," by changing membership of the board of inspectors and provisions relating to fixing salaries of warden, deputies, assistants and keepers.

Referred to the Committee on Municipal Corporations.

By Messrs. WOOD and BOORSE. HOUSE BILL No. 903.

An Act to repeal section twenty-eight of the act approved the fifth day of April, one thousand seven hundred ninety (2 Sm. L. 531), entitled "An act to reform the penal laws of this state," relating to obsolete provisions for the custody and treatment of convicts in county jails and workhouses and to the appointment of keepers by sheriffs.

Referred to the Committee on Municipal Corporations.

By Messrs. WOOD and BOORSE. HOUSE BILL No. 904.

An Act to repeal section eleven of the act approved the fourth day of June, one thousand nine hundred fifteen (P. L. 833), entitled "An act establishing under the Department of Labor and Industry a system of regulation of employers seeking employes and of persons seeking employment; and prescribing, as incidental thereto, certain duties of employers, and of county, municipal, township, and school authorities, and of agencies procuring employes for others; and prescribing penalties."

Referred to the Committee on Municipal Corporations.

By Messrs. WOOD and BOORSE. HOUSE BILL No. 905.

An Act repealing certain acts and parts of acts relating to taxation.

Referred to the Committee on Municipal Corporations.

By Messrs. WOOD and BOORSE. HOUSE BILL No. 906.

An Act to repeal the act approved the eighteenth day of May, one thousand nine hundred thirty-three (P. L. 815), entitled "An act to require county commissioners, poor boards, public officers, trustees, and others having jurisdiction of funds available for poor or unemployment relief, or to tax or borrow for such purposes, to furnish information and exhibit their records to the State Emergency Relief Board; and providing penalties."

Referred to the Committee on Municipal Corporations.

By Messrs. WOOD and BOORSE. HOUSE BILL No. 907.

An Act repealing certain acts and parts of acts relating to counties.

Referred to the Committee on Municipal Corporations.

By Messrs. WOOD and BOORSE. HOUSE BILL No. 908.

An Act to further amend the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," declaring a vacancy in the office of county commissioner and auditor in case of failure to qualify or if no successor is elected; regulating letting of contracts in counties having county auditors; and providing for fixing salaries of employes of workhouses.

Referred to the Committee on Municipal Corporations.

By Messrs. WOOD and BOORSE. HOUSE BILL No. 909.

An Act to amend section two of the act approved the seventeenth day of March, one thousand nine hundred thirty-three (P. L. 14), entitled "An act fixing the salary of sheriffs in counties of the seventh class; providing for the payment for the care and maintenance of prisoners where the sheriff is the keeper or warden of the jail; providing for deputies and their compensation; requiring all fees and mileage earned by sheriffs in such counties to be paid into the county treasury for the use of the county; and prescribing penalties," empowering salary board to fix the number of deputies and their salaries.

Referred to the Committee on Municipal Corporations.

By Messrs. WOOD and BOORSE.

HOUSE BILL No. 910.

An Act to further amend section seventy-five of the act, approved the thirty-first day of March, one thousand eight hundred sixty (P. L. 427), entitled "An act to consolidate, revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings," by authorizing sheriffs, deputy sheriffs and wardens to guard prisoners employed on county grounds and buildings; and providing for their compensation.

Referred to the Committee on Municipal Corporations.

By Mr. PETA.

HOUSE BILL No. 911.

An Act to further amend section six of the act, approved the seventeenth day of May, one thousand nine hundred seventeen (P. L. 209), entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison'; and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules

and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity," by providing additional grounds for revocation of registration.

Referred to the Committee on Professional Licensure.

By Mr. O'DONNELL.

HOUSE BILL No. 912.

An Act relating to and regulating the business of dry cleaning and dyeing as herein defined; granting authority to and imposing duties upon the Department of Labor and Industry; requiring approval by said Department of certain plans for dry cleaning and dyeing plants and the machinery, equipment and systems used therein; prescribing filing fees for applications for said approval; providing for certain administrative and judicial review of the orders and decisions of said Department; conferring authority upon certain employees of political subdivisions and representatives of the Pennsylvania State Police; providing penalties for violations of the provisions of this Act or the regulations adopted thereunder; and repealing certain acts.

Referred to the Committee on Law and Order.

By Mr. GALLAGHER.

HOUSE BILL No. 913.

An Act to amend clause two of section three of the act, approved the twenty-sixth day of May, one thousand nine hundred forty-seven (P. L. 318), entitled "An act relating to the public practice of certified public accountants; providing for the certification of persons desiring to practice and the listing of persons engaged in practicing as certified public accountants, and for the suspension and revocation of such certificates, subject to appeal and for their reinstatement; prescribing the powers and duties of the State Board of Examiners of Public Accountants and the Department of Public Instruction; providing for ownership of working papers; defining unlawful acts and acts not unlawful; providing penalties, and repealing existing laws," by requiring that examinations be held at least twice in each calendar year and that the subject matter of such examinations shall be published by the board at least ninety days prior to the holding thereof.

Referred to the Committee on Education.

By Messrs. TOOMEY and SWOPE.

HOUSE BILL No. 914.

An Act to further amend subsection (a) of section seven hundred thirteen of the act approved the first day of May, one thousand nine hundred twenty-nine, (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by increasing the fee for learners' permits.

Referred to the Committee on Motor Vehicles.

By Mr. KENT.

HOUSE BILL No. 915.

An Act authorizing the acquisition by the Department of Forests and Waters in the name of the Commonwealth, of certain lands in Dauphin and Lebanon Counties, Pennsylvania, now held for the use of the Pennsylvania Game Commission, for use as a Veteran's Memorial Forest; providing for additional acquisitions by the department; and the management of such property by the department; defining the uses to which the property shall be put; and making an appropriation.

Referred to the Committee on Appropriations.

By Messrs. TOOMEY and SPOE.

HOUSE BILL No. 916.

An Act to amend section one thousand six hundred ten point one of the act approved the eighteenth day of May, one thousand nine hundred eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for the establishment by the Department of Public Instruction of a standardized driver-training program in the public schools and providing for assistance to school districts in certain cases.

Referred to the Committee on Education.

By Mr. STUART.

HOUSE BILL No. 917.

An Act to amend section four hundred five of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth, regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," by further defining the powers and duties of local authorities as to children.

Referred to the Committee on Welfare.

By Messrs. FRANK and BANE. HOUSE BILL No. 918.

An Act to add section five hundred one point one to article five of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses,

magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," directing the issuance of special motor vehicle registration plates to war amputees.

Referred to the Committee on Motor Vehicles.

By Messrs. WILLIAMS, NIXON, COLE and REESE.

HOUSE BILL No. 919.

An Act to amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by providing for payment of compensation to be paid out of the State Workmen's Compensation Fund; abolishing the Occupational Disease Fund; and eliminating certain provisions for elective compensation.

Referred to the Committee on Workmen's Compensation.

By Mr. PROPERT.

HOUSE BILL No. 920.

An Act to further amend the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class and amending, revising, consolidating and changing the law relating thereto," providing for township planning and the creation, organization and powers of township planning commission.

Referred to the Committee on Townships.

By Messrs. HERSCH and DUFFY.

HOUSE BILL No. 921.

An Act to further amend section six hundred nineteen of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing cer-

tain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by making municipalities jointly liable for negligence of their employees driving horse drawn vehicles.

Referred to the Committee on Judiciary.

By Mr. McNALLY. HOUSE BILL No. 922.

An Act to add section eight hundred fifty-seven point one to the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by making certain acts relating to the fraudulent conduct of beauty contests and amateur night crimes; and providing penalties.

Referred to the Committee on Judiciary.

By Messrs. STUART and FLEMING (By Request). HOUSE BILL No. 923.

An Act relating to members of the bureau of fire in cities of the second class; providing, subject to the approval of the electors, for a forty-eight hour system for such members with certain exceptions; providing for an election on such question and regulating hours of service, hours of rest and annual vacations.

Referred to the Committee on Cities and County—Second Class.

By Mr. GALLAGHER. HOUSE BILL No. 924.

An Act to amend section four hundred twenty-one of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers; and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by providing that the members of the board, other than the Superintendent of Public Instruction, shall not be eligible for reappointment to the board.

Referred to the Committee on State Government.

By Messrs. GOODLING and ELDER. HOUSE BILL No. 925.

An Act to amend subsection (a) of section nine hundred thirty-eight of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," by increasing the number of permits for special dog training areas throughout the Commonwealth.

Referred to the Committee on Game and Forestry.

By Mr. THOMPSON. HOUSE BILL No. 926.

An Act to further amend the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-three (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employees of the bureau of fire in cities of the second class; creating a board for the management thereof; providing the mode and manner of payment to beneficiaries, and for the care and disposition of its funds; and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created," by regulating service for pensions, and eligibility for pensions.

Referred to the Committee on Cities and County—Second Class.

By Mr. HARRY W. PRICE. HOUSE BILL No. 927.

An Act to add section one thousand thirteen point one to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof; upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," designating white canes as signal devices for blind and incapacitated pedestrians, restricting the use thereof by others and further regulating the operation of vehicles.

Referred to the Committee on Motor Vehicles.

By Mr. BLAIR. HOUSE BILL No. 928.

An Act to further amend section fifty of the act, approved the second day of May one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by authorizing the spearing of suckers in certain streams by special permit.

Referred to the Committee on Fisheries.

By Mr. CLAPPER. HOUSE BILL No. 929.

A Supplement to the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits and rights from taxation and

judicial process; and providing penalties," increasing the retirement allowance of certain retired members.

Referred to the Committee on Education.

By Mr. CLAPPER.

HOUSE BILL No. 930.

A Supplement to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 853), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," increasing the retirement allowance of certain retired members.

Referred to the Committee on State Government.

By Mr. REAGAN.

HOUSE BILL No. 931.

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for purchasing, preserving, repairing and exhibiting Pennsylvania material.

Referred to the Committee on Appropriations.

By Mr. READINGER.

HOUSE BILL No. 932.

An Act to further amend section thirty-three of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "An act relating to the collection of taxes levied by counties, county institution districts, cities of the third class, boroughs, towns, townships, certain school districts and vocational school districts; conferring powers and imposing duties on tax collectors, courts and various officers of said political subdivisions; and prescribing penalties," by providing that salaries of tax collectors, their deputies, clerks and assistants in third class cities shall be considered as compensation for pension and retirement purposes, and requiring certain payments by the taxing districts.

Referred to the Committee on Municipal Corporations.

By Mr. GIBSON.

HOUSE BILL No. 933.

An Act to amend the Table of Contents and to further amend article fourteen by adding at the end thereof a new section one thousand four hundred and twenty-three to the act approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by providing for the voluntary liquidation and dissolution of banks, bank and trust companies, and trust company and repealing certain acts and parts of acts.

Referred to the Committee on Banking and Building and Loan Associations.

By Mr. PENGLASE.

HOUSE BILL No. 934.

An Act to amend sections four and fourteen of the act, approved the twentieth day of June, one thousand nine hundred forty-seven (P. L. 745), entitled "An act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein; providing for its levy and collection; for the issuance of mercantile licenses upon the payment of fees therefor; conferring and imposing powers and duties on boards of public education, receivers of school taxes and school treasurers in such districts; saving certain ordinances of council of certain cities, and providing compensation for certain officers, and employees and imposing penalties," by increasing the amount of the tax imposed and extending its provisions for two years.

Referred to the Committee on Education.

By Mr. PENGLASE.

HOUSE BILL No. 935.

An Act to amend the first paragraph of section two, subsection (c) of section sixteen and section eighteen of the act, approved the twentieth day of June, one thousand nine hundred forty-seven (P. L. 733), entitled "An act to provide revenue in school districts of the first class by imposing a temporary tax upon certain classes of personal property; providing for its levy and collection; conferring and imposing powers and duties on the county assessing authority, board of revision of taxes, receiver of school taxes, county treasurer, board of public education in such districts and courts; providing for compensation to certain officers, and employees and imposing penalties," by increasing the amount of the tax imposed and extending its provisions for two years.

Referred to the Committee on Education.

By Messrs. WILLIAMS, NIXON, COLE and REESE.

HOUSE BILL No. 936.

An Act to further amend the act approved the second day of June, one thousand nine hundred fifteen (P. L. 736) entitled, as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by providing for contributions by employers to a fund out of which all workmen's compensation benefits shall be payable; establishing such a fund to be administered by the Bureau of Workmen's Compensation; abolishing the State Workmen's Insurance Fund; and repealing inconsistent legislation.

Referred to the Committee on Workmen's Compensation.

By Messrs. DUFFY and ROBERT A. PRICE.

HOUSE BILL No. 937.

An Act to amend section six hundred fifty-one of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties and repealing existing laws," by requiring workmen's compensation policies to be based on man-hours of work actually rendered to employers.

Referred to the Committee on Insurance.

By Messrs. DUFFY and HERSCH.

HOUSE BILL No. 938.

An Act to further amend sections five and six of, and to add section five point one to, the act approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 414), entitled as amended "An act providing for a system of recording the identification of persons convicted of crime, and of fugitives from justice, and habitual criminals; conferring powers and imposing duties upon the Pennsylvania State Police, district attorneys, police officers, wardens or keepers of jails, prisons, workhouses, or other penal institutions, and sheriffs; providing for the payment of certain expenses by the counties; and imposing penalties," by further providing for the disposition of certain photographs and fingerprints.

Referred to the Committee on Judiciary.

By Messrs. ROBERT A. PRICE and REIDENBACH.

HOUSE BILL No. 939.

An Act making an appropriation to the Department of Welfare for the purchase of an ambulance for the State Hospital at Scranton.

Referred to the Committee on Appropriations.

By Messrs. DUFFY AND HERSCH.

HOUSE BILL No. 940.

An Act prescribing nonliability of insured and insurer as to coverage subsequent to the expiration of certain insurance policies which are not renewed; and providing penalties.

Referred to the Committee on Judiciary.

By Messrs. DUFFY and HERSCH.

HOUSE BILL No. 941.

An Act regulating the payment of wages or compensation for labor or service in certain employments by establishing regular pay days; imposing certain duties upon employers; and imposing penalties.

Referred to the Committee on Labor Relations.

By Mr. MIKULA.

HOUSE BILL No. 942.

An Act to further amend article nine of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by defining, regulating, and requiring licenses for private game preserves.

Referred to the Committee on Game and Forestry.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 44.

An Act requiring the consent of the electors of any political subdivision when such political subdivision, or any part thereof is to be annexed by a city of the first class.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 191.

An Act to further amend Section three of the act, approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 568), entitled "An act to expedite

and simplify the collection and payment by banks of checks and other instruments for the payment of money," by making further provision for the collection and dishonor of demand items by banks and the revocation of credit for, and payment of such items.

Referred to the Committee on Banking and Building and Loan Associations.

SENATE BILL No. 192.

An Act to further amend subsection A of Section one thousand twelve of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations or private bankers, or of affiliated corporations, associations, or persons, restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by authorizing investments in second liens in cases and under conditions herein specified.

Referred to the Committee on Banking and Building and Loan Associations.

BILLS ON SECOND READING

The SPEAKER. If there is no objection, the Chair will now return to page 4 of today's calendar, bills on second reading. The Chair hears none.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 118, entitled:

An Act to amend section one thousand eight hundred one of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions: defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by authorizing the Department of Forests and Waters to enter into agreements for protection of natural deposits underlying property owned by the Commonwealth.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. SOLLENBERGER and

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House resumed the consideration on second reading of Senate Bill No. 101, entitled:

An Act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. PETTIGREW asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

REPORT FROM COMMITTEE

Mr. COLEMAN from the Committee on State Government, reported as committed, House Bill No. 104, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the township of Upper Providence, Delaware County, Pennsylvania, with the approval of the Governor.

Mr. STIMMEL from the Committee on State Government, reported as committed, House Bill No. 142, entitled:

An Act to further amend sections one thousand eight hundred two and one thousand eight hundred six of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," as last amended, further regulating the maximum price that may be paid for land acquired for state forestry purposes.

Mr. KOHL from the Committee on State Government, reported as committed, House Bill No. 146, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the

Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," further providing for the membership of certain State boards and commissions.

Mr. PENGLASE from the Committee on State Government, reported as committed, House Bill No. 220, entitled:

An Act to add section two thousand one hundred fourteen to the act, approved the ninth day of April, one thousand nine hundred twenty-nine (Pamphlet Laws 177), entitled "An Act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers' Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers, providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards, and commissions shall be determined," requiring the Department of Health to compile and maintain statistics on the rehabilitation of alcoholics.

Mr. ORBAN from the Committee on State Government, reported as committed, House Bill No. 287, entitled:

An Act to further amend section five of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1007), entitled "An act to prevent fraud and deception; regulating the weights and measures in the sale or offering for sale of fruits and vegetables in this Commonwealth; regulating sales of fruits and vegetables in original unbroken standard containers; imposing certain powers and duties on the Department of Internal Affairs and county and city inspectors of weights and measures; and prescribing penalties," prescribing minimum penalties.

Mr. ORBAN from the Committee on State Government, reported as committed, House Bill No. 288, entitled:

An Act to further amend subsections (3) and (4) of section three and section seven of the act, approved the nineteenth day of July, one thousand nine hundred thirty-five (P. L. 1356), entitled "An act to regulate the sale and delivery of solid fuel, as herein defined; providing for appointment of licensed weighmasters; prescribing their powers and duties; authorizing substitute licensed weighmasters; imposing certain duties on the Department of Internal Affairs; and providing penalties," further defining the powers of weighmasters and the inspectors of weights and measures.

Mr. ORBAN from the Committee on State Government, reported as committed, House Bill No. 289, entitled:

An Act to further amend section three of the act, approved the eleventh day of May, one thousand nine hundred eleven (P. L. 275), entitled "An act to provide for

the appointment of county and city inspectors of weights and measures; providing for their compensation and expenses; prescribing their duties; prohibiting vendors from giving false or insufficient weights; and fixing the penalties for the violation of the provisions hereof," extending the provision thereof to measuring devices.

Mr. ORBAN from the Committee on State Government, reported as committed, House Bill No. 290, entitled:

An Act to amend section nine and to further amend section ten of the act, approved the twenty-fourth day of July, one thousand nine hundred thirteen (P. L. 965), entitled "An act defining commodities; regulating the sale thereof; and providing penalties for violation hereof," providing for arrests by inspectors of weights and measures, and extending the provisions of the act to marking of the net quantity of the contents on packages sold by wholesalers, jobbers or commission merchants.

Mr. ORBAN from the Committee on State Government, reported as amended, House Bill No. 291, entitled:

An Act to regulate deliveries of light fuel oil to domestic consumers; conferring powers and imposing duties on the Department of Internal Affairs, and the inspectors of weights and measures of the several counties and cities; and prescribing penalties.

Mr. LEDERER from the Committee on State Government, reported as committed, House Bill No. 410, entitled:

An Act to amend section four hundred forty-four of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," reducing the minimum number of meetings to be held each year by the State Council for the Blind.

Mr. STIMMEL from the Committee on State Government, reported as committed, House Bill No. 425, entitled:

An Act to further amend sections two hundred two and two hundred three of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers, providing for the appointment of certain administrative officers and of all deputies and

other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," to include the Unemployment Compensation Board of Review, Unemployment Compensation Referees, and the Pennsylvania Labor Relations Board in the Department of Labor and Industry, and to delete the Industrial Board as an Advisory Board.

Mr. WHEELER from the Committee on Highways, reported as committed, House Bill No. 445, entitled:

An Act authorizing the Department of Highways to conduct a study and survey to determine the advisability of constructing a bridge across the Susquehanna River between the city of Wilkes-Barre and the borough of Kingston, both situated in Luzerne County.

Mr. GRANVILLE E. JONES from the Committee on State Government, reported as committed, House Bill No. 484, entitled:

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor, and the Board of Trustees of the Warren State Hospital, to sell and convey a certain tract of land in the township of Conewango, County of Warren, Pennsylvania, but reserving therefrom an existing easement of right-of-way and of ingress and egress for continuance of such easement, and repealing existing legislation.

Mr. NIXON from the Committee on State Government, reported as committed, House Bill No. 609, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by reenacting and amending subsections (e), (f) and (h) of section five hundred eight, and by adding section five hundred twenty-eight to the said act authorizing administrative departments, boards and commissions, with the approval of the Governor, to enter into contracts with State Authorities.

Mr. ROYER from the Committee on State Government, reported as committed, House Bill No. 623, entitled:

An Act to repeal the act, approved the sixteenth day of May, one thousand nine hundred forty-five (P. L. 599), entitled "An act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a tract of land in the City of Philadelphia, Commonwealth of Pennsylvania, to be used as the site of the headquarters or capitol of any organization to preserve the peace of the world, which may be created by The United Nations, and ceding jurisdiction to the United States."

Mr. ROSEN from the Committee on State Government, reported as committed, House Bill No. 624, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey .4135 acres, more or less, situate in the Township of Franklin, County of Greene, formerly used by the Department of Highways, of the Commonwealth.

Mr. REYNOLDS from the Committee on State Government, reported as committed, House Bill No. 667, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor, to sell the tracts of land with the improvements thereon, occupied by the former Pennsylvania Maritime Academy, in Bucks County, and providing for the disposition of the proceeds of such sale.

Mr. SCHMIDT from the Committee on State Government, reported as committed, House Bill No. 674, entitled:

A Further Supplement to the act, approved the first day of April, one thousand eight hundred sixty-three (P. L. 213), entitled "An act to accept the grant of public lands by the United States to the several states for the endowment of Agricultural Colleges," by authorizing the Attorney General of the Commonwealth of Pennsylvania to issue to the prothonotaries of the courts of common pleas in the State of Pennsylvania his praecipe for the satisfaction of liens entered on the real estate of the land grant college of Pennsylvania under the provisions of the act, approved the ninth day of June, one thousand nine hundred eleven (P. L. 736), and prescribing procedure therefor.

Md. GOODLING from the Committee on State Government, reported as committed, House Bill No. 675, entitled:

An Act authorizing the Interstate Commission on the Delaware River Basin to make surveys and investigations to determine and report on the feasibility and advisability of the future construction of an integrated water project designed to meet the combined prospective water supply requirements of political subdivisions and metropolitan areas in the Commonwealth of Pennsylvania and the States of New York and New Jersey, within and outside of said Basin, empowering such Commission to enter upon lands, structures and waters, fixing the responsibility for damages resulting therefrom, and making an appropriation to such Commission.

Mr. ROYER from the Committee on State Government, reported as committed, House Bill No. 805, entitled:

An Act authorizing and empowering the Delaware River Joint Toll Bridge Commission, for the effectuation of its authorized purposes, to enter upon, use, overpass, occupy, enlarge, construct, improve, or close any easement, street, road or highway, located within the limits of any municipality in Pennsylvania, or to use, occupy or take property, now or hereafter vested in or held by any municipality in Pennsylvania, without requiring the consent of the municipality or the governing body thereof; prescribing conditions for the exercise of such powers by the Commission; and conferring jurisdiction on certain courts of common pleas.

Mr. HALL from the Committee on Highways, reported as committed, House Resolution No. 23.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. BRANDON asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

PERMISSION TO ADDRESS HOUSE

Mr. McNALLY asked and obtained an unanimous consent to address the House.

Mr. Speaker, I wish to make a brief address and present a resolution. During yesterday's session controversial authority bills were passed in this House. During the discussion several references were made to the fact that people do have a change of heart and reverse their decisions. It reminds me of the old saying "A wise man will change his mind but a darn fool never."

Mr. Speaker, throughout the past few weeks that this Legislature has been in session, numerous bills were presented and passed, yet nothing has been done to help the aged and feeble men and women and the dependent and neglected children of this Commonwealth to maintain a decent standard of living. Especially among the aged is this problem vital and serious. There are some cases where the burden is put upon the overburdened sons and daughters, who are trying to properly raise a family of their own.

These helpless people are Americans, who do not seek charity. They would gladly go to work if physically possible to earn their own living, but cannot. So, I appeal to you as fellow Americans and Members of this House to do something constructive to relieve this problem.

Mr. Speaker, I present the following resolution.

RESOLUTIONS

Mr. McNALLY offered a resolution which was filed with the Clerk.

Mr. BRANDON offered a resolution which was filed with the Clerk.

COMMITTEE MEETINGS

Fisheries, Room 331, Thursday, March 3, at 9:00 a. m.
Municipal Corporations, Room 521, Thursday, March 3, at 9:30 a. m.

ADJOURNMENT

Mr. KELLER. Mr. Speaker, I move that this House do now adjourn until Thursday, March 3, 1949, at 10:00 a. m.

The motion was agreed to, and (at 4:16 p. m.) the House adjourned.

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., THURSDAY, MARCH 3, 1949.

No. 22.

SENATE

THURSDAY, March 3, 1949.

The Senate met at 11:00 o'clock, a. m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

PRAYER

The Chaplain, Rev. FRANCIS E. REINBERGER, offered the following prayer:

Almighty and everlasting God, in whose understanding there are no majorities nor minorities, we recognize with humble thanks that before Thee we are all one in Thee, and Thou art one in us. Come into this hall of government this day as always; look with love upon these representatives of the people on both sides of the aisle; ease the pressure on their minds by Thy never-failing strength. We look to Thee for guidance and inspiration when the problems become well-nigh insurmountable—please, O God, do not fail us. Amen.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. WATKINS, further reading was dispensed with, and the Journal was approved.

The PRESIDENT pro tempore. At this time the Chair calls to the rostrum the gentleman from Montgomery, Mr. Wood, to preside.

The PRESIDING OFFICER (Lloyd H. Wood) in the Chair.

NOMINATION BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on March 3, 1949.

Mr. KEPHART. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 3, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

ALLEGHENY COUNTY

William C. Casley, Patton Twp., Box 27, Turtle Creek, R. D. No. 3.

BEDFORD COUNTY

Walter H. Reese, Bedford.

DAUPHIN COUNTY

George A. Barbary, Lower Paxton Twp., R. D. 1, Harrisburg.

DELAWARE COUNTY

Mrs. A. Maria Butterworth, Upper Darby Twp., Primos.
William F. Stock, Chester.

FAYETTE COUNTY

John H. Ewing, Uniontown.

INDIANA COUNTY

William S. Gilpatrick, Indiana.

LUZERNE COUNTY

John J. Kozloski, Wilkes-Barre.

MONTGOMERY COUNTY

M. LeRoy Gaugler, Lansdale.

PHILADELPHIA COUNTY

Mark T. Di Luzio, 1022 Catherine St.
Albert E. Rosen, 3040 W. York St.

WASHINGTON COUNTY

Anthony Spin, Chartiers Twp., Houston.

WESTMORELAND COUNTY

Patsy Cordi, Derry.

Mrs. Eva. A. Thomas, New Kensington.

To compute from dates set opposite their names

BEDFORD COUNTY

James W. Richey, Everett, March 5, 1949.

FRANKLIN COUNTY

Mrs. Hazel Stahl Clark, Chambersburg, March 5, 1949.

ALLEGHENY COUNTY

James S. McKain, Ross Twp., 4833 Perrysville Rd., Pittsburgh, March 8, 1949.

Charles H. Bode, Pittsburgh, 1541 Fallowfield Ave., March 9, 1949.

W. J. McGreevy, Pittsburgh, 500 Law & Finance Bldg., March 26, 1949.

Edw. S. Sheinberg, Pittsburgh, 1008 Law & Finance Bldg., March 26, 1949.

SCHUYLKILL COUNTY

Miss Mary T. O'Brien, Pottsville, March 26, 1949.

ELK COUNTY

Thomas M. Hickey, St. Marys, March 27, 1949.

CAMBRIA COUNTY

J. W. Davidson, Ebensburg, March 31, 1949.

JAMES H. DUFF.

A motion was made by Mr. WALKER and Mr. KEPHART, that the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, T. N.,
Donlan,	Mahany,	Stiefel,	Yosko,
Farrell,	Mallery,	Tallman,	Wood, L. H.,
Frazier,	McPherson, Jr.,		Presiding Officer

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

PETITIONS AND REMONSTRANCES

Mr. WALKER. Mr. President, on behalf of myself and the distinguished gentleman from Westmoreland, Senator Dent, I would like to present, for the purpose of having it spread upon the Legislative Journal, an address made by the Honorable David H. Stewart, president of the Pennsylvania State Education Association, at a dinner of that Association held in Pittsburgh last week.

This speech, in the opinion of the majority and minority floor leaders, is one of the best presented on this education problem, and on the responsibilities of the General Assembly, that we have heard for quite sometime.

Mr. President, we are using this method so that it can be made available to the other two hundred fifty-six Members of the General Assembly.

The PRESIDING OFFICER. The communication will be spread upon the Journal.

PENNSYLVANIA MUST MAKE HER CHOICE

David H. Stewart, President

Pennsylvania State Education Association

Mr. Toastmaster, Distinguished Guests, and Fellow Teachers, I welcome the opportunity to discuss the program of the Pennsylvania State Education Association tonight. Present here are representatives of these groups, members of the National Congress, the General Assembly of Pennsylvania, School Boards, Parent-Teacher Associations, Federation of Women's Clubs, other service and civic groups, and teachers in the classrooms of Pennsylvania. These groups determine the destiny of the public schools, and if they could be made to realize the serious plight of our schools, I am confident the necessary measures would be taken to rehabilitate and improve our schools.

Now if teachers were the only ones lamenting the situation of our public schools, our opinions might be suspected as those of prejudiced witnesses. But current magazines, the daily press, the radio, and books written by impartial observers paint a more alarming picture than we do. Time will not permit a complete recital of these witnesses but may I cite a few. After a very careful survey Mr. Benjamin Fine published his findings in a book "Our Children are Being Cheated." The September, 1948, Kiplinger Letter is entitled, "Our Poor Schools." The February, 1949, Atlantic Monthly publishes an address before the United Parents Association of New York City by Miss Agnes Meyers entitled, "Are Our Public Schools Doing a Good Job." The September 9, 1948, Pathfinder published the results of a survey of the schools in every state under the title, "How Good Are Our Schools." Dr. Harris, an economist of Harvard University, published a book, "How Shall We Finance Education," in which he carefully examined the problem.

In general, the conclusion of all these is that our schools are in a serious condition because teachers are underpaid and teach in overcrowded classrooms and that buildings and equipment are not what are needed for today's children. The situation is becoming more serious because there is already a marked increase in elementary enrollments due to the high birth rate of the 1940's. Something must be done to retain in and attract to the teaching profession capable men and women in larger numbers. The conclusions of these observers are that salaries must be increased, retirement provisions liberalized, and the status of the teacher improved.

The program of the PSEA is designed to correct this situation in our State. What is the situation in Pennsylvania? According to our own State Department of Public Instruction, our elementary enrollment will increase approximately 270,000 in the next six years. This will require 1500 more teachers per year or a total of 9000 in six years and almost that many more classrooms. The normal replacement demand is 3000 elementary and 2000 high school teachers to replace those who withdraw from teaching or retire. Add the 1500 elementary teachers to take care of the increased enrollment and we will need 4500 elementary teachers and 2000 high school teachers each year of the next six. In the year 1947 there were graduated about 550 teachers prepared for the elementary grades and 3000 for high school grades. There will be an over supply of the latter until about 1953 when the crop of war babies starts arriving in our high schools.

Thus, it is easy to conclude that unless something is done, and that quickly, the children of our veterans for whom we want to do so much will go to an overcrowded school taught by an overworked teacher. I predict that our veterans will wonder what they fought for if their children have not adequate school opportunities.

To attract capable young men and women into the teaching profession we have had introduced legislation making the beginning salary for a teacher with four years of college training \$2400, with two annual increments of \$200, making the maximum mandated salary for the classroom teacher \$4400. So long as other occupations offer better beginning salaries and higher potential maximum salaries we cannot expect to attract young people of quality in sufficient numbers. A recent survey gave the average teacher salary in New York as \$3652, District of Columbia \$3480, Maryland \$3440, New Jersey \$3118, Ohio \$2800, and Pennsylvania \$2675. It is easy to understand why Pennsylvania's young people prefer to teach in these neighboring states. According to the September 8, 1948, Pathfinder, Pennsylvania ranks 24th among the states with an average salary of \$2450.

Under the present retirement system a teacher must be 62 years old and have 40 years of service to retire on slightly less than half pay. Of the approximately 8000 on the retired rolls, about 1600 receive less than \$500 per year and 3200 from \$500 to \$1000. We have had introduced legislation which, if enacted, will permit a teacher to retire on half pay after 35 years of service, to guarantee each teacher with 40 years of service a minimum of \$100 per month, and to grant an additional allowance to those now on the retired rolls to increase the allowance of those with forty years of service to a minimum of \$100 per month. The actuary of Pennsylvania's system, in a speech before the Education Congress, stated that we have one of the most, if not the most, conservative retirement system in the country.

The purpose of a retirement system is to enable those teachers who have worn out under the stress and strain of teaching to retire when they are no longer able to render a high quality of service. The purpose is to see that there is an alert and physically fit teacher for every child. If the state has an attendance law compelling parents to send their children to school, the state has a responsibility to see that each child has a capable teacher and goes to a suitable school.

We have also had introduced subsidy legislation whereby the state would pay its share of these increased costs. Good schools cost money and this fact must be faced. Either our schools will continue to deteriorate rapidly or enough money will be supplied to have good schools. If the General Assembly finds it necessary to enact tax measures to finance this program our Association is pledged to support this legislation.

I want to take this opportunity to point out that the PSEA has a program to improve teachers in service; to challenge young people to enter the profession; to improve the materials and methods of instruction; to improve the ethical conduct of our members; and to give relief to worthy ex-teachers who are in need, to whom we contributed last year, \$18,000. I wish I had time to go into more detail about our professional program, because I am convinced that many people, including some of our own members, do not know that we have more

committees and members working on professional programs than we do on salaries and similar matters.

It is our considered judgment that this Package of Salaries, Retirement, and Subsidies is a must for the 1949 General Assembly, if good teachers are to be retained, and if enough young people of ability are to be attracted to the profession. Unless we improve conditions at the teacher-pupil level, there will be little permanent improvement in our schools. We must act and act promptly. Unless the measures we advocate are enacted into law, the effect will be felt in the 1950's more than this year. Teachers cannot be educated and prepared on short notice. Teacher preparation is a matter of long time planning. Pennsylvania must make her choice.

Next to being proud that I am an American I am proud of being a Pennsylvanian. I was born in this State; Pennsylvania has been good to me. I am proud of Pennsylvania's position and program on highways, on stream pollution and for mental hospitals. I hope the day is not far distant when my state will take her rightful place among the leaders in the field of education, so I can say with equal pride, educationally I am a Pennsylvanian.

REPORT FROM THE JOINT STATE GOVERNMENT COMMISSION

Mr. HOMSHER. Mr. President, I have been directed by the Joint State Government Commission to file with the Senate its report and recommendations to the General Assembly on Vocational Education.

COMMONWEALTH OF PENNSYLVANIA JOINT STATE GOVERNMENT COMMISSION OF THE GENERAL ASSEMBLY, HARRISBURG

To the Honorable, the Senate of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith a Report of the Joint State Government Commission, February, 1949, dealing with "Per-Pupil Cost of Vocational and General Education Programs in the Public Schools."

Copies of this report for distribution to the members of the Senate have been delivered to the office of the President pro tempore of the Senate.

Respectfully submitted,

WELDON B. HEYBURN
Chairman

The PRESIDING OFFICER. The communication will be noted in the Journal and the report will be printed in full in the Appendix.

BILL INTRODUCED AND REFERRED

Mr. SNOWDEN read in his place and presented to the Chair Senate Bill No. 453, entitled:

An Act to add a new subdivision to article nine of the act approved the first day of June, one thousand nine hundred forty-five (P. L. 1242), entitled "An act relating to roads, streets, highways and bridges; amending, revising, consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto," by providing for local unit road superintendents, and for permanent State aid to cities, boroughs, towns and townships; and appropriating moneys of the Motor License Fund.

Which was committed to the Committee on Highways.

PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, yesterday I introduced a bill requesting that a State-Local Government Commission be appointed to study taxes and services, and a revision of taxes at the state and local levels.

Mr. President, I wish to present a bill today for an amendment to the constitution for graduate income taxes, so that if this Committee functions properly, the recommendations will only have to pass this Session and another Session, so that the people will have an opportunity of voting it into a law.

The amendment to the Constitution, which is covered by this bill, gives the state the right to levy graduate income taxes, and to help solve this great crazy-quilt patch of taxes that are now being presented in the different parts of the state.

Mr. President, on behalf of my colleagues, Senator Barrett, Senator Neff, and myself, I rise in place and present to the Chair the following bill:

BILLS INTRODUCED AND REFERRED

Messrs. HOLLAND, NEFF and BARRETT read in place and presented to the Chair Senate Bill No. 454, entitled:

A Joint Resolution proposing an amendment to section one, article nine, of the Constitution of the Commonwealth of Pennsylvania, providing for graded and graduated income, gift and inheritance taxes, and for exemptions therefrom.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. LANE read in his place and presented to the Chair Senate Bill No. 455, entitled:

An Act providing for the payment of salary, wages, medical and hospital expenses of full-time employees who for one year or more, have been employed by the Commonwealth or any county within the Commonwealth who are injured in the performance of their duty; and providing that absence from duty during such injury shall not be charged against any sick leave to which such employee may be entitled; and also providing for recourse to pension privileges in the event of permanent disability.

Which was committed to the Committee on State Government.

CALENDAR

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 39, as follows:

An Act to further amend section two of the act approved the tenth day of July one thousand nine hundred thirty-five (P. L. 645) entitled "An act imposing certain requirements on certain hospitals receiving State aid authorizing the withholding of appropriations and imposing duties on the Department of Welfare" making wartime provisions permanent

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the tenth day of July one thousand nine hundred thirty-five (P. L. 645)

entitled "An act imposing certain requirements on certain hospitals receiving State aid authorizing the withholding of appropriations and imposing duties on the Department of Welfare" as last amended by the act approved the eighth day of May one thousand nine hundred forty-seven (P. L. 178) is hereby further amended to read as follows

Section 2 The Department of Welfare shall enforce the provisions of this act and shall withhold the payment of all money or the unpaid balance thereof appropriated or allotted to any hospital failing to comply with the provisions of this act Provided however that [for a period of two years following the effective date of this amendment] no funds appropriated or allotted to any hospital shall be withheld under this act if the Secretary of Welfare determines that the constant attendance of a licensed physician or resident interne cannot be secured by such hospital because of [the] an emergency or unusual conditions [created by the recent war]

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Taylor,
Barrett,	Haluska,	Neff,	Toole,
Berger,	Hare,	Pechan,	Wade,
Blass,	Holland,	Peelor,	Wagner,
Chapman,	Homsher,	Robinson,	Walker,
Crowe,	Kephart,	Rosenfeld,	Watkins,
Dent,	Lane,	Ruth,	Watson,
Diehm,	Leader,	Scarlett,	Wolfe,
DiSilvestro,	Letzler,	Snowden,	Wood, T. N.,
Dochla,	Lord,	Stevenson,	Yosko,
Donlan,	Mahany,	Stiefel,	Wood, L. H.,
Farrell,	Mallery,	Tallman,	Presiding Officer
Frazier,	McPherson, Jr.,	Tarr,	

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Mill No. 81, as follows:

An Act to amend section twenty-five of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 414) entitled "An act relating to vital statistics and to make uniform the law with reference thereto" by eliminating the requirement for Local Registrars of Vital Statistics to endorse permits for burial removal or other disposition of bodies of persons whose death or stillbirth occur outside of this State and requiring the filing of such permits with such Local Registrars

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section twenty-five of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 414) entitled "An act relating to vital statistics and to make uniform the law with reference thereto" is hereby amended to read as follows

Section 25 Foreign Permit for Removal Burial or Other Disposition of Body When death or stillbirth occurs outside this State and the body is accompanied by a permit for burial removal or other disposition issued in accordance

with the law and regulations in force where the death or stillbirth occurred the permit shall authorize the transportation of the body into or through this State [but before] or burial cremation or other disposal of the body within this State without the permit [shall be] being endorsed by the local registrar [who shall keep a record thereof] of Vital Statistics Provided however That in all cases after the burial cremation or other disposition of the body within this State the permit shall be filed with the local registrar of Vital Statistics

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Taylor,
Barrett,	Haluska,	Neff,	Toole,
Berger,	Hare,	Pechan,	Wade,
Blass,	Holland,	Peelor,	Wagner,
Chapman,	Homsher,	Robinson,	Walker,
Crowe,	Kephart,	Rosenfeld,	Watkins,
Dent,	Lane,	Ruth,	Watson,
Diehm,	Leader,	Scarlett,	Wolfe,
DiSilvestro,	Letzler,	Snowden,	Wood, T. N.,
Doehla,	Lord,	Stevenson,	Yosko,
Donlan,	Mahany,	Stiefel,	Wood, L. H.,
Farrell,	Mallery,	Tallman,	Presiding Officer
Frazier,	McPherson, Jr.,	Tarr,	

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 110, entitled:

An Act to amend subsection B of section twelve of the act approved the sixth day of April one thousand nine hundred thirty-seven (P. L. 200) entitled "An act licensing and regulating the business of pawnbrokers providing for the issuance of licenses by the Secretary of Banking authorizing the Secretary of Banking to make examinations and issue regulations limiting the interest and charges on loans and prescribing penalties for the violation of this act" to provide for receipt in duplicate

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 110, on final passage, go over in its order.

THE PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 177, as follows:

An Act to amend the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1217) entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania creating a State Public School Building Authority as a body corporate and politic with power to construct improve and operate projects and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing school districts to enter into contracts to lease authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof granting the right of eminent domain increasing the powers and duties of the Department of Public Instruction and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act and making an appropriation to said Authority to pay expenses incident to its formation" stating the purposes for which money may be borrowed further defining the basis for establishing the fees rentals and charges for the use of its projects authorizing school districts singly or jointly with other districts to contract to lease and lease the projects of the Authority extending the authorized term of leases and bond issues providing for facsimile and manual signatures on bonds making bonds of the Authority legal investments providing for the issuance of refunding bonds permitting public or private sale of bonds imposing duties on the Auditor General providing for a sinking fund and providing that property leased owned acquired or held in any manner by the Authority shall be tax exempt

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1217) entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania creating a State Public School Building Authority as a body corporate and politic with power to construct improve and operate projects and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing school districts to enter into contracts to lease authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof granting the right of eminent domain increasing the powers and duties of the Department of Public Instruction and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act and making an appropriation to said Authority to pay expenses incident to its formation" is hereby amended by adding after clause (f) thereof two new clauses to read as follows

Section 2 Definitions The following terms whenever used or referred to in this act shall have the following meanings except in those instances where the context clearly indicates otherwise

* * * * *

(g) "School building" shall mean but shall not be limited to any structure used or useful for schools and playgrounds including facilities for physical education

(h) "Cost of a project" shall include but shall not be limited to the cost of all real estate properties rights and easements acquired the cost of construction of school buildings and the furnishing and equipment thereof all financing charges interest prior to and during construction engineering architects' and legal expenses including the cost of plans specifications and surveys estimates of costs and revenues administrative expenses and such other expenses as are necessary or incident to the financing herein authorized or to determine the feasibility or practicability of any project and the condemnation of property necessary for use of or in connection with any school building

Section 2 Section three clauses (h) (i) and (n) of sec-

tion four section five and subsection (a) of section six of said act are hereby amended to read as follows

Section 3 State Public School Building Authority The Governor the Superintendent of Public Instruction the Secretary of Property and Supplies the President pro tempore of the Senate the Speaker of the House of Representatives the minority leader of the Senate the minority leader of the House of Representatives and their respective successors in office are hereby created a body corporate and politic constituting a public corporation and governmental instrumentality by the name of the "State Public School Building Authority" Said members of the Authority shall be entitled to no compensation for their services as members but shall be entitled to reimbursement for all necessary expenses incurred in connection with the performance of their duties as members

Section 4 Purposes and General Powers

* * * * *

(h) To fix alter charge and collect rentals and other charges for the use of the facilities of or for the services rendered by the Authority or projects thereof at reasonable rates to be determined by it for the purpose of providing for the payment of the expenses of the Authority not provided for by appropriation by the Commonwealth or otherwise the construction improvement repair equipping and furnishing maintenance and operation of its facilities and properties the payment of the principal of and interest on its obligations and to fulfill the terms and provisions of any agreements made with the purchasers or holders of any such obligations

(i) To borrow money for the purpose of paying the cost of any project make and issue negotiable notes bonds refunding bonds and other evidences of indebtedness or obligations (hereinafter called "bonds") of the Authority and to secure the payment of such bonds or any part thereof by pledge or deed of trust of all or any of its revenues rentals and receipts and to make such agreements with the purchasers or holders of such bonds or with others in connection with any such bonds whether issued or to be issued as the Authority shall deem advisable and in general to provide for the security for said bonds and the rights of the holders thereof

* * * * *

(n) To do all acts and things necessary or convenient to carry out the powers granted to it by this act or any other acts

Provided however That the Authority shall have no power at any time or in any manner to pledge the credit or taxing power of the Commonwealth or any of its school districts nor shall any of its obligations or debts be deemed to be obligations of the Commonwealth or any of its school districts nor shall the Commonwealth or any of its school districts be liable for the payment of principal or interest on such obligations

Provided further That all contracts between the Authority and school districts shall be conditioned upon the preparation of general plans for the orderly development of improved attendance areas and administrative units and for the improved housing of the public schools of the Commonwealth These plans shall be prepared cooperatively by local county and State school authorities in accordance with standards and regulations prescribed by the Department The Department shall have authority and its duty shall be to review all construction projects to determine

(1) The extent to which they conform to general county and State plans

(2) The amount of improvement to be brought about in attendance areas and administrative units

(3) The adequacy of the proposed building with respect to educational design location usefulness for community activities safety comfort and convenience

(4) The ability of the local school district or districts to amortize the cost of [construction] the project and to defray the cost of operation and maintenance

No contract shall be executed between the Authority and school districts without the specific written approval of the Department

Section 5 Contracts to Lease and Leases by School Districts from Authority Any school district or districts within the Commonwealth shall have power and authority with the approval of the [Governor] Superintendent of Public Instruction to enter into contracts with the Authority to lease as lessee from the Authority any school building and the furnishings and equipment thereof constructed or improved by the Authority for a term with respect to each not exceeding [thirty (30)] forty (40) years at such rental or rentals as may be determined by the Authority and upon the completion of said school building and the furnishing and equipment thereof the school district or districts shall have power and authority with the approval of the [Governor] Superintendent of Public Instruction to lease as lessee any school building and the furnishings and equipment thereof complete by the Authority for a term with respect to each not exceeding [thirty (30)] forty (40) years at such rental or rentals as may be determined by the Authority

Section 6 Purposes and Powers Bonds (a) The bonds of the Authority hereinabove referred to and authorized to be issued shall be authorized by resolution of the board and shall be of such series bear such date or dates mature at such time or times not exceeding [thirty (30)] forty (40) years from their respective dates bear interest at such rate or rates not exceeding six per centum per annum payable semi-annually be in such denominations be in such form either coupon or fully registered without coupons carry such registration exchangeability and interchangeability privileges be payable in such medium of payment and at such place or places be subject to such terms of redemption at such prices not exceeding one hundred five per centum of the principal amount thereof and be entitled to such priorities in the revenues rentals or receipts of the Authority as such resolution or resolutions may provide The bonds shall [be signed by such officers as the Authority shall determine] bear the facsimile signatures of the Governor and of the President of the Authority together with a facsimile of the corporate seal and the manual signature of the secretary and treasurer in attestation thereof and coupon bonds shall have attached thereto interest coupons bearing the facsimile signature of the treasurer of the Authority all as may be prescribed in such resolution or resolutions Any such bonds may be issued and delivered notwithstanding that one or more of the officers signing such bonds or the treasurer whose facsimile signature shall be upon the coupons or any thereof shall have ceased to be such officer or officers at the time when such bonds shall actually be delivered

[Said bonds shall be sold to the highest responsible bidder or bidders after public notice by advertisement once a week for three weeks in not less than six (6) or more than twelve (12) newspapers of large general circulation in different parts of the Commonwealth the first advertisement to be published not less than fifteen (15) days before the day fixed for the opening of bids the notice shall contain a general description of the bonds the manner place and time of the sale or the time limit for the receipt of proposals the name of the officer to whom bids or proposals shall be delivered and a statement of the terms and conditions of sale] Said bonds may be sold at public or private sale for such price or prices as the Authority shall determine Provided That the interest cost to maturity of the money received for any issue of said bonds shall not exceed six per centum per annum Pending the preparation of the definitive bonds interim receipts may be issued to the purchaser or purchasers of such bonds and may contain such terms and conditions as the Authority may determine

Such bonds are hereby made securities in which all officers of the State and its political subdivisions and municipal officers and administrative departments boards and commissions of the Commonwealth all banks bankers savings banks trust companies saving and loan associations investment companies and other persons carrying on a banking business all insurance companies insurance associations and other persons carrying on an insurance

business and all administrators executors guardians trustees and other fiduciaries and all other persons whatsoever who now or may hereafter be authorized to invest in bonds or other obligations of the Commonwealth may properly and legally invest any funds including capital belonging to them or within their control and said bonds or other securities or obligations are hereby made securities which may properly and legally be deposited with and received by any State or municipal officers or agency of the Commonwealth for any purpose for which the deposit of bonds or other obligations of the Commonwealth is now or may hereafter be authorized by law

Section 3 Said act is hereby amended by adding after section six thereof a new section to read as follows

Section 6.1 Refunding Bonds The Authority is hereby authorized to provide by resolution of the board of the issuance of refunding bonds for the purpose of refunding any bonds of the Authority issued under the provisions of this act and then outstanding either by voluntary exchange with the holders of such outstanding bonds or to provide funds to redeem and retire such outstanding bonds with accrued interest and any premium payable thereon at maturity or at any call date The issuance of such refunding bonds the maturities and other details thereof the rights of the holders thereof and the duties of the Authority in respect to the same shall be governed by the foregoing provisions of this act in so far as the same may be applicable Refunding bonds may be issued by the Authority to refund bonds originally issued or to refund bonds of the Authority previously issued for refunding purposes.

Section 4 Sections eight nine ten and fourteen of said act are hereby amended to read as follows

Section 8 Governing Body The powers of the Authority shall be exercised by a governing body consisting of the members of the Authority acting as a board Within ninety days after this act shall become effective the board shall meet and organize by electing from their number a president treasurer and secretary At the first regular meeting in each year thereafter they shall elect from their number a president and secretary

Four members shall constitute a quorum of the board for the purpose of organizing the Authority and conducting the business thereof and for all other [purpose] purposes and all action shall only be taken by vote of a majority of the members of the Authority unless in any case the by-laws shall require a larger number. The board shall have the full authority to manage the properties and business of the Authority to prescribe amend and repeal by-laws rules and regulations governing the manner in which the business of the Authority may be conducted and the powers granted to it may be exercised and embodied The board shall fix and determine the number of officers agents and employees of the Authority and their respective compensation and duties and may delegate to one or more of their number or to one or more of said officers agents or employees such powers and duties as it may deem proper

Section 9 Moneys of the Authority All moneys of the Authority from whatever source derived shall be paid to the treasurer of the Authority said moneys shall be deposited in the first instance by the treasurer in one or more banks or trust companies in one or more special accounts and each of such special accounts shall be continuously secured by a pledge of direct obligations of the United States of America or of the Commonwealth having an aggregate market value exclusive of accrued interest at all times at least equal to the balance on deposit in such account Such securities shall either be deposited with the treasurer or be held by a trustee or agent satisfactory to the Authority All banks and trust companies are authorized to give such security for such deposits The moneys in said accounts shall be paid out on the warrant or other order of the treasurer of the Authority or of other person or persons as it may authorize to execute such warrants or orders [Department of Revenue] The Auditor General of the Commonwealth and [its] his legally authorized representatives are here-

by authorized and empowered from time to time to examine the accounts and books of the Authority including its receipts disbursements contracts leases sinking funds investments and any other matters relating to its finances operation and affairs

Section 10 Competition in Award of Contracts If any project or any portion thereof or any improvement thereof shall be constructed pursuant to a contract and the estimated cost thereof exceeds five hundred dollars (\$500) such contract shall be awarded to the lowest responsible bidder after advertisement for bids once a week for three weeks in at least one newspaper of general circulation in the county where the project or improvement is located The Authority may make rules and regulations for the submission of bids and the construction or improvement of any project or portion thereof No contract shall be entered into for construction or improvement of any project or portion thereof or for the purchase of materials unless the contractor shall give an undertaking with a sufficient surety or sureties approved by the Authority and in an amount fixed by the Authority for the faithful performance of the contract All construction contracts shall provide among other things that the person or corporation entering into such contract with the Authority will pay for all materials furnished and services rendered for the performance of the contract and that any person or corporation furnishing such materials or rendering such services may maintain an action to recover for the same against the obligor in the undertaking as though such person or corporation was named therein provided the action is brought within one year after the time the cause of action accrued Nothing in this section shall be construed to limit the power of the Authority to construct any project or portion thereof or any addition betterment or extension thereto directly by the officers agents and employees of the Authority or [otherwise than by contract] by agreement with the Federal or State Government or any agency or department or either thereof

Subject to the aforesaid the Authority may (but without intending by this provision to limit any powers of such Authority) enter into and carry out such contracts or establish or comply with such rules and regulations concerning labor and materials and other related matters in connection with any project or portion thereof as the Authority may deem desirable or as may be requested by any Federal agency that may assist in the financing of such project or any part thereof

Section 14 Exemption from Taxation The effectuation of the authorized purposes of the Authority created under this act shall and will be in all respects for the benefit of the people of the Commonwealth for the increase of their welfare and prosperity and for the improvement of their education and educational facilities and since the Authority will be performing essential governmental functions in effectuating such purposes the Authority shall be exempt from payment of any taxes or assessments upon any property acquired held owned leased or used by it for such purposes and the bonds issued by the Authority their transfer and income therefrom (including any profits made on the sale thereof) shall at all times be free from taxation other than inheritance and estate taxation within the Commonwealth of Pennsylvania

Section 5 Said act is hereby amended by adding after section fourteen thereof a new section to read as follows

Section 14.1 Scope of Act This act shall be deemed to provide an additional and alternate method for the doing of the things authorized thereby and shall be regarded as supplemental and additional to powers conferred by other laws and shall not be regarded as in derogation of any powers now existing Such sections being necessary for the welfare of the Commonwealth and its inhabitants shall be liberally construed to effect the purposes thereof

Section 6 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Taylor,
Barrett,	Haluska,	Neff,	Toole,
Berger,	Hare,	Pechan,	Wade,
Blass,	Holland,	Peelor,	Wagner,
Chapman,	Homsher,	Robinson,	Walker,
Crowe,	Kephart,	Rosenfeld,	Watkins,
Dent,	Lane,	Ruth,	Watson,
Diehm,	Leader,	Scarlett,	Wolfe,
DiSilvestro,	Letzler,	Snowden,	Wood, T. N.,
Doehla,	Lord,	Stevenson,	Yosko,
Donlan,	Mahany,	Stiefel,	Wood, L. H.,
Farrell,	Mallery,	Tallman,	Presiding Officer
Frazier,	McPherson, Jr.,	Tarr,	

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 179, as follows:

An Act to further amend clause six of section one of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" further defining State employe to include officers and employees of the State Public School Building Authority

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause six of section one of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as last amended by the act approved the thirty-first day of May one thousand nine hundred forty-seven (P. L. 335) the sixteenth day of June one thousand nine hundred forty-seven (P. L. 611) the sixteenth day of June one thousand nine hundred forty-seven (P. L. 616) the sixteenth day of June one thousand nine hundred forty-seven (P. L. 620) the thirtieth day of June one thousand nine

hundred forty-seven (P. L. 1149) is hereby further amended to read as follows

Section 1 Be it enacted &c That the following words and phrases as used in this act unless a different meaning is plainly required by the context shall have the following meanings

* * * * *

6 "State employe" shall mean any person holding a State office or position under the Commonwealth of Pennsylvania employed and paid on a yearly or monthly basis by the State Government of the Commonwealth of Pennsylvania in any capacity whatsoever and shall include also any attorney solicitor investigator appraiser and clerk employed by the year or by the month in the office of any register of wills howsoever appointed whose compensation is actually paid from Commonwealth moneys and shall also include all judges of the several courts of this Commonwealth whose salaries are paid by the Commonwealth and also all clerks and secretaries employed by judges and paid on a yearly or monthly basis by such judges from moneys appropriated by the Commonwealth for such purposes and also all officers and employees of the Pennsylvania State College paid on a yearly or monthly basis other than those paid wholly from Federal funds and also all officers and employees of the Interstate Commission on the Delaware River Basin as of the date of entering the service of such commission and of the Delaware River Joint Commission the Delaware River Joint Toll Bridge Commission [and of] the Pennsylvania Turnpike Commission and of the State Public School Building Authority paid on a yearly or monthly basis if the Interstate Commission on the Delaware River Basin and the Delaware River Joint Commission the Delaware River Joint Toll Bridge Commission [and] the Pennsylvania Turnpike Commission and the State Public School Building Authority shall agree to contribute and contribute to the State Employees' Retirement Fund from time to time the moneys required to build up the reserves necessary for the payment of the State annuities of such officers and employees without any liability on the part of the Commonwealth to make appropriations for such purposes and also but only for the purposes of this act all officers and employees of any separate independent public corporation created by act of Assembly (not including however any municipal or quasi-municipal corporation) who immediately prior to their employment by such public corporation were employees of the Commonwealth so long as they remain officers or employees of such public corporation shall agree to contribute and contribute to the State Employees' Retirement Fund from time to time the moneys required to build up the reserve necessary for the payment of the State annuities of such officers and employees without any liability on the part of the Commonwealth to make appropriations for such purposes But the term "State employee" shall not include those persons defined as employees in section one paragraph seven of the act approved the eighteenth day of July one thousand nine hundred and seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as amended by section one paragraph seven of the act approved the twenty-first day of April one thousand nine hundred and twenty-one (P. L. 245) excepting such officers and employees of the Department of Public Instruction as are not members of or who may withdraw from the public school employees' retirement association provided by said act and no member shall be deprived of credit for prior service as a State employe because of the fact that such service

was rendered while he or she was a member of the public school employees' retirement association.

The term "State employee" shall also include all State officers and employees regularly employed by the year or by the month at a fixed annual or monthly compensation when the General Assembly is not in session but who during a legislative session instead of a fixed annual or monthly salary or compensation are paid upon a per diem basis or by a fixed salary or compensation from the legislative session or who receive no fixed annual or monthly salary but are paid only upon a per diem basis during legislative sessions and subsequent thereto

Employees of the respective institutions acquired by the Commonwealth from counties cities wards boroughs townships institution districts and other political subdivisions that are actually used as State mental hospitals under the provisions of the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) or its amendments who as of the effective date of this act are contributors or who on or before the thirtieth day of June one thousand nine hundred forty-seven become contributors to this fund shall for the purposes of this act be deemed to have been "State employees" from the time they first entered the employ of such institution even though the same may have been prior to the acquisition of the institution by the Commonwealth if such employee shall pay to the retirement association a sum equal to all the back payments which such employee would have made had he or she become a member of the retirement association at the time he or she was first employed by such institution. Such back payments may be spread over a period of years by having the regular payroll deduction of such employee increased by not less than one-third of the amount thereof which deduction increase shall be credited to such back payments owing and shall be continued until the amount thereof shall be paid in full unless such member is retired under the provisions of this act before such back payments have been completed. Any such deduction increase may be anticipated in full by the member at any time and shall be anticipated in full at the time of retirement before a retirement allowance is granted. If not so anticipated then the member's annuity shall be calculated on the total accumulated deductions standing to his credit and his State annuity shall be reduced by an amount equivalent to the reduction which occurs in the member's annuity due to the amount of the back payments not so anticipated.

The term "State employee" shall also include State officers and employees regularly employed on a per diem or hourly basis or partly at a fixed annual or monthly salary and partly on a per diem or hourly basis. Regular employment shall not be construed to include employment of less than one hundred days or seven hundred fifty hours in any year. In all cases of doubt the retirement board shall determine whether any person is a State employee as defined in this paragraph and its decision shall be final.

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Taylor,
Barrett,	Haluska,	Neff,	Toole,
Berger,	Hare,	Pechan,	Wade,
Blass,	Holland,	Peelor,	Wagner,
Chapman,	Homsher,	Robinson,	Walker,
Crowe,	Kephart,	Rosenfeld,	Watkins,
Dent,	Lane,	Ruth,	Watson,
Diehm,	Leader,	Scarlett,	Wolfe,

DiSilvestro,
Doehla,
Donlan,
Farrell,
Frazier.

Letzler,
Lord,
Mahany,
Mallery,
McPherson, Jr.,

Snowden,
Stevenson,
Stiefel,
Tallman,
Tarr,

Wood, T. N.,
Yosko,
Wood, L. H.,
Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 181, as follows:

An Act declaring bonds issued by the State Public School Building Authority legal investments for the School Employees Retirement Fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Public School Employees Retirement Board shall have power to invest moneys from the School Employees Retirement Fund in bonds issued by the State Public School Building Authority and such bonds shall be deemed legal investments for such purposes

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,
Barrett,
Berger,
Blass,
Chapman,
Crowe,
Dent,
Diehm,
DiSilvestro,
Doehla,
Donlan,
Farrell,
Frazier,

Geltz,
Haluska,
Hare,
Holland,
Homsher,
Kephart,
Lane,
Leader,
Letzler,
Lord,
Mahany,
Mallery,
McPherson, Jr.,

Meade,
Neff,
Pechan,
Peelor,
Robinson,
Rosenfeld,
Ruth,
Scarlett,
Snowden,
Stevenson,
Stiefel,
Tallman,
Tarr,

Taylor,
Toole,
Wade,
Wagner,
Walker,
Watkins,
Watson,
Wolfe,
Wood, T. N.,
Yosko,
Wood, L. H.,
Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 212, as follows:

An Act to further amend section nine of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards

of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by making certain children placed in foster homes by the court eligible for assistance

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section nine of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" is hereby amended by adding thereto a new clause (f) to read as follows

Section 9 Eligibility for Assistance

* * * * *

(f) Any children who at the time they are receiving assistance are at the direction of the court removed from the home of their parents and placed in foster homes

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Taylor,
Barrett,	Haluska,	Neff,	Toole,
Berger,	Hare,	Pechan,	Wade,
Blass,	Holland,	Peelor,	Wagner,
Chapman,	Homsher,	Robinson,	Walker,
Crowe,	Kephart,	Rosenfeld,	Watkins,
Dent,	Lane,	Ruth,	Watson,
Diehm,	Leader,	Scarlett,	Wolfe,
DiSilvestro,	Letzler,	Snowden,	Wood, T. N.,
Doehla,	Lord,	Stevenson,	Yosko,
Donlan,	Mahany,	Stiefel,	Wood, L. H.,
Farrell,	Mallery,	Tallman,	Presiding Officer
Frazier,	McPherson, Jr.,	Tarr,	

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 265, as follows:

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights

from taxation and judicial process and providing penalties" by requiring the retirement board to submit annual statements to contributors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Paragraph nine of section four of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as last amended by the act approved the fourteenth day of May one thousand nine hundred twenty-nine (P. L. 1738) is hereby further amended by adding the following at the end of said paragraph

Section 4

* * * * *

9 * * * * *

The retirement board shall divide the total number of contributors into four mailing groups and beginning on the first day of July one thousand nine hundred fifty-one shall submit annually to each contributor in one of the said four groups a statement indicating the amount credited to such contributor in the School Employees' Retirement Fund and annually thereafter the Retirement Board shall mail the said statement to all of the contributors in one of the said groups so as to rotate through the entire membership in four year intervals

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS— 50

Barr,	Geltz,	Meade,	Taylor,
Barrett,	Haluska,	Neff,	Toole,
Berger,	Hare,	Pechan,	Wade,
Blass,	Holland,	Peelor,	Wagner,
Chapman,	Homsher,	Robinson,	Walker,
Crowe,	Kephart,	Rosenfeld,	Watkins,
Dent,	Lane,	Ruth,	Watson,
Diehm,	Leader,	Scarlett,	Wolfe,
DiSilvestro,	Letzler,	Snowden,	Wood, T. N.,
Doehla,	Lord,	Stevenson,	Yosko,
Donlan,	Mahany,	Stiefel,	Wood, L. H.,
Farrell,	Mallery,	Tallman,	Presiding Officer
Frazier,	McPherson, Jr.,	Tarr,	

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

SECOND READING CALENDAR

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 30, entitled:

An Act to further amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled "An act relating to the support of indigent persons publicly cared for or assisted providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by changing the definition of the word court.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. MALLERY offered the following amendment:

Amend Section 1, page 2, line 4, by striking out the following: "[publicly cared for or assisted]."

It was agreed to.

The section was agreed to as amended.

The second section was read and agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

MR. MALLERY offered the following amendment:

Amend page 1, line 4 of the title, by striking out the following: "[publicly cared for or assisted]."

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, and agreed to, as amended.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. HARE. Mr. President, I ask unanimous consent that Senate Bill No. 122, on second reading, entitled:

An Act authorizing the staging of certain performances and playing of certain sports on Sunday where the electors of a municipality or township vote in favor of the same providing for referendums to ascertain the will of the electors prescribing penalties and repealing inconsistent laws.

Over in its order.

The PRESIDING OFFICER. Is there objection? The chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 139, entitled:

An Act to further amend section one of the act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 851) entitled "An act fixing the pay and mileage of jurors and witnesses" changing the compensation to be received by jurors.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 178, entitled:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" requiring school districts of the first class to levy additional taxes to pay rentals to authorities created by the General Assembly having State-wide jurisdiction authorizing boards of school directors to make additional appropriations or to increase existing appropriations and to pay over money raised from bond issues to meet leases or contracts to lease from the State School Building Authority authorizing school districts to enter into contracts of insurance of leased property authorizing school districts singly or jointly with other districts to convey or lease property to the State Public School Building Authority to acquire additional property for such purposes and to contract with and lease property from said Authority authorizing the levy of a tax to pay rentals due the Authority requiring withholding of State appropriations for nonpayment of rental and authorizing payment to the Authority authorizing payment by school districts for operation and maintenance of leased buildings furnishings and equipment and permitting appropriation of school district funds to the State Public School Building Authority.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 180, entitled:

An Act to further amend subsection (h) of section five hundred eight of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" authorizing the Department of Property and Supplies to construct certain buildings and facilities under contract with the State Public School Building Authority or any other authority created by the General Assembly having State-wide jurisdiction.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 217, entitled:

An Act to further amend the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employees' Retirement Fund for certain purposes" by further defining municipal police force.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 250, entitled:

An Act to amend section thirty-one of the act approved the second day of May 1929 (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by reclassifying counties of the first and second classes.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 251, entitled:

An Act to amend section one of the act approved the tenth day of July 1919 (P. L. 887) entitled "An act dividing the counties of this Commonwealth into eight classes designating the mode of ascertaining and changing the classification of counties and providing for the regulation of their affairs according to their respective classes" by reclassifying counties of the first class.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 273, entitled:

An Act to reenact the title and section one of the act approved the twentieth day of April one thousand eight hundred seventy-four (P. L. 110) entitled "An act to enable the officers of dissolved corporations to convey real estate held by such corporations" as amended.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 298, entitled:

An Act to further amend section one of the act approved the twenty-fourth day of June one thousand nine hundred nineteen (P. L. 579) entitled "An act to fix the salary and mileage of the members of the General Assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith" by increasing the rate of mileage.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 332, on second reading, entitled:

An Act to further amend the act approved the twelfth day of June one thousand nine hundred and thirty-one (P. L. 510) entitled "An act providing for the licensure and regulation of certain private nursing homes and private hospitals conferring certain powers and duties upon the Department of Welfare and providing penalties" by including private boarding homes operated for profit and excluding private boarding homes operated on a non-profit basis

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 335, entitled:

An Act to add section four hundred fifty-two to the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by authorizing boards of county commissioners to make appropriations to county firemen's associations.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 442, entitled:

An Act making it lawful for the Board of Directors of any railroad company to elect a chairman of said Board in such manner and with such powers and duties and compensation including pensions as may be fixed by said Board making it lawful for the Board of Directors of any such company to select from among their number from the stockholders a president and one or more vice presidents in such manner and with such powers and duties and compensation including pensions as may be

fixed by said Board making it lawful for the Board of Directors of any such company to provide for the number of Directors as thereof not less than three and providing for the effectiveness of action taken by any such Board in accordance herewith without further corporate action and notwithstanding any contrary or inconsistent provision and any previously enacted Act or in any existing charter or by-laws of any such company and for other purposes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL INTRODUCED AND REFERRED

Mr. MALLERY. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. MALLERY, SCARLETT and STEVENSON read in place and presented to the Chair Senate Bill No. 456, entitled:

An Act to amend section seventeen of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled, as amended "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are practically and commercially suitable for use in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards, imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by providing for reimbursement of taxes paid on liquid fuels consumed in the operation of any nonlicensed farm tractor or nonlicensed self-propelled powered farm machinery for purposes relating to the actual production of farm products.

Which was committed to the Committee on Agriculture.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for fifteen minutes.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDING OFFICER. The time of recess having elapsed the Senate will be in order.

SENATE BILL No. 298 CALLED UP

Mr. WALKER. Mr. President, before we get away from the Calendar, I call up for consideration at this time Senate Bill No. 298, on page 8 of today's Calendar.

BILL RECOMMENDED

Mr. WALKER. Mr. President, I move that Senate Bill No. 298, on third reading, entitled:

An Act to further amend section one of the act approved the twenty-fourth day of June one thousand nine hundred nineteen (P. L. 579) entitled "An act to fix the salary and mileage of the members of the General Assembly and to provide for the furnishing of such postage

stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith" by increasing the rate of mileage

be recommitted to the Committee on Rules, for the purpose of further study.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

HOUSE MESSAGE

SENATE CONCURS IN HOUSE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, presented an extract from the Journal of the House of Representatives, which was twice read, considered and agreed to:

BLUE STAR DRIVE DESIGNATED AS A MEMORIAL TO VETERANS OF WORLD WAR II

In the House of Representatives, February 23, 1949.

Resolved, (if the Senate concurs), That concurrent resolution No. 5, approved the third day of April, 1947, (Pamphlet Laws 1850), is hereby amended to read as follows:

"Whereas, The Pennsylvania Roadside Council, wishing to cooperate in the nation-wide Blue Star Memorial Program sponsored by the National Council of State Garden Clubs, is desirous of recognizing and commemorating the splendid services and achievements of our sons and daughters who served in the Armed Forces of the United States in World War II; and

Whereas, it is befitting and appropriate the legislative recognition be accorded the services and sacrifices of citizens so valiantly rendered; and

Whereas, The State of New Jersey has designated one of its state highways leading to Easton, Pennsylvania, as New Jersey's link in this nation-wide program; therefore be it

Resolved, (if the Senate concurs), That State Highway Route Number 22 from Easton to Harrisburg, the Pennsylvania Turnpike from its interchange nearest to Harrisburg to Irwin, Westmoreland County, State Highway Route Number 30 from Irwin to Pittsburgh, via the Penn-Lincoln Parkway, and State Highway Route Number 22 from Pittsburgh to the Pennsylvania-West Virginia State line, is designated as the Blue Star Drive as a memorial in commemoration of the services of the men and women of Pennsylvania who served in the Armed Forces of the United States in World War II; and, be it further

Resolved, That the Department of Highways shall erect along said highways suitable tablets or markers and shall carry out suitable landscape development to perpetuate this resolution, but shall not replace or change the officially designated route number or name or marker thereof of any highway or turnpike hereby included as a part of such Blue Star Drive."

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT FROM COMMITTEE

Mr. MALLERY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. MALLERY from the Committee on Law and Order, reported as amended, Senate Bill No. 63, entitled:

An Act to amend section one of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 806), entitled "An act limiting the number of licenses for the retail sale of liquor, malt or

brewed beverages, or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board; defining hotels, and prescribing the accommodations required of hotels in certain municipalities," changing the requirements necessary for a hotel to qualify under said act.

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. CHAPMAN from the Committee on Law and Order, reported as committed, Senate Bill No. 368, entitled:

An Act to further amend sections ten and fourteen of the act approved the third day of May one thousand nine hundred and thirty-three (P. L. 252) entitled as amended "An act to regulate and restrain the traffic in malt and brewed beverages as herein defined providing for the licensing of the manufacture transportation sale and distribution of such beverages imposing license and permit fees and providing for collection and distribution thereof restricting ownership and interest in licensed places permitting municipalities and townships by vote of the electors to prevent the licensing therein of places where such beverages may be sold for consumption on the premises and regulating elections for this purpose imposing duties upon the Pennsylvania Liquor Control Board quarter sessions courts district attorneys the Department of Justice proper authorities of political subdivisions of the State and election officers providing penalties and repealing existing acts" further regulating applications for and transfers of retail dispensers' licenses to new locations or to other licensees and hearings on such proceedings and providing adequate notice of such applications and transfers.

He also, from the Committee on Law and Order, reported as committed, Senate Bill No. 369, entitled:

An Act to further amend sections four hundred two and four hundred eight of the act approved the twenty-ninth day of November one thousand nine hundred and thirty-three (P. L. 15, 1933-34) entitled as amended "An Act to regulate and restrain the sale manufacture possession transportation importation traffic in and use of alcohol and alcoholic and malt or brewed beverages conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, and its agents the Department of Public Instruction other officers of the State government courts and district attorneys authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises and the granting of licenses subject to local option to sell such beverages for consumption on and off the premises forbidding importation or bringing of such beverages into the State except as herein provided prohibiting certain sales or practices in connection with and transactions in such beverages by licensees and others providing for the forfeiture of certain property making disposition of the receipts from State stores and of fees and imposing penalties" further regulating applications for transfers of hotel liquor licenses restaurant liquor licenses or club liquor licenses to new locations or to other licensees and hearings in such proceedings and providing adequate notice of such applications and transfers.

BILLS INTRODUCED AND REFERRED

Mr. HARE. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HARE read in place and presented to the Chair Senate Bill No. 457, entitled:

An Act to further amend the second and third paragraphs of section one thousand four hundred thirteen of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue, and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by authorizing the State Council of Education to make regulations in respect to children requiring special education and training.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 458, entitled:

An Act to further amend section one thousand four hundred three of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by changing the provisions relating to admissions of beginners.

Which was committed to the Committee on Education.

Mr. WATKINS. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. WATKINS and HARE, read in place and presented to the Chair Senate Bill No. 459, entitled:

An Act fixing and regulating the fees, commissions, mileage and other costs chargeable by the sheriff in counties of the second, third, fourth, fifth, sixth, seventh, and eighth classes for their official acts, and the services of their deputies, watchmen, appraisers and other agents; requiring prepayment of same unless secured or chargeable to the county and delivery of itemized receipts therefor; requiring certain payments by the county, including the compensation of special deputies; providing for the taxation and collection of fees, commissions, mileage and other costs; requiring salaried sheriffs to account to the county for certain fees and commissions collected; and repealing inconsistent laws, general, special or local.

Which was committed to the Committee on Local Government.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILL No. 67

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 67, entitled:

An Act to amend the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1046) entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation" by changing the time for the beginning of the use of market values for the determination and apportionment of Commonwealth subsidies

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 101

He also returned to the Senate, Senate Bill No. 101, entitled:

An Act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 104

He also returned to the Senate, Senate Bill No. 104, entitled:

An Act to add clause (k) to section one thousand three hundred seven of the act, approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," incorporating certain functions of the State Council of Education now provided for by other legislation repealed hereby.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 118

He also returned to the Senate, Senate Bill No. 118, entitled:

An Act to amend section one thousand eight hundred one of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by authorizing the Department of Forests

and Waters to enter into agreements for protection of natural deposits underlying property owned by the Commonwealth.

with the information that the House has passed the same without amendments.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. HARE. Mr. President, I second the motion. The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 63, entitled:

An Act to amend section one of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 806) entitled "An act limiting the number of licenses for the retail sale of liquor, malt or brewed beverages, or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board; defining hotels, and prescribing the accommodations required of hotels in certain municipalities," changing the requirements necessary for a hotel to qualify under said act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 368, entitled:

An Act to further amend sections ten and fourteen of the act approved the third day of May one thousand nine hundred and thirty-three (P. L. 252) entitled as amended "An act to regulate and restrain the traffic in malt and brewed beverages as herein defined providing for the licensing of the manufacture transportation sale and distribution of such beverages imposing license and permit fees and providing for collection and distribution thereof restricting ownership and interest in licensed places permitting municipalities and townships by vote of the electors to prevent the licensing therein of places where such beverages may be sold for consumption on the premises and regulating elections for this purpose imposing duties upon the Pennsylvania Liquor Control Board quarter sessions courts district attorneys the Department of Justice proper authorities of political subdivisions of the State and election officers providing penalties and repealing existing acts" further regulating applications for and transfers of retail dispensers' licenses to new locations or to other licensees and hearings on such proceedings and providing adequate notice of such applications and transfers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 369, entitled:

An Act to further amend sections four hundred two and four hundred eight of the act approved the twenty-ninth day of November one thousand nine hundred and thirty-three (P. L. 15, 1933-34) entitled as amended "An Act to regulate and restrain the sale manufacture possession transportation importation traffic in and use of alcohol and alcoholic and malt or brewed beverages conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents the Depart-

ment of Public Instruction other officers of the State government courts and district attorneys authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises and the granting of licenses subject to local option to sell such beverages for consumption on and off the premises forbidding importation or bringing of such beverages into the State except as herein provided prohibiting certain sales or practices in connection with and transactions in such beverages by licensees and others providing for the forfeiture of certain property making disposition of the receipts from State stores and of fees and imposing penalties" further regulating applications for transfers of hotel liquor licenses restaurant liquor licenses or club liquor licenses to new locations or to other licensees and hearings in such proceedings and providing adequate notice of such applications and transfers.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

BILL SIGNED

The PRESIDENT pro tempore (M. Harvey Taylor) announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

House Bill No. 5, entitled:

An Act to further amend paragraph (j) of section fourteen hundred two of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by restricting the application of certain provisions.

Whereupon,

The PRESIDENT pro tempore (M. Harvey Taylor) in the presence of the Senate signed the same.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Monday, March 7, 1949, at 4:00 o'clock, p. m., Eastern Standard Time.

Mr. WOLFE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 12:16 o'clock, p. m., Eastern Standard Time until Monday, March 7, 1949, at 4:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

THURSDAY, March 3, 1949

The House met at 10:00 a. m.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

Rev. Charles E. Wille, guest Chaplain, offered the following prayer:

Our Father God, humbly we come into Thy presence, seeking divine guidance and strength for the duties of this day. Help us to think right, speak right, and work right. May the Holy Spirit so guide us that your name may be glorified and the borders of Thy Kingdom be extended. In Jesus name we pray. Amen.

The SPEAKER. The Chair wishes to thank the Rev. Charles E. Wille for his services as Chaplain during the week.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Wednesday, March 2, 1949.

The Clerk proceeded to read the Journal of Wednesday, March 2, 1949, when on motion of Mr. KAMYK, unanimously agreed to, the further reading was dispensed with and the Journal approved.

QUESTION OF PERSONAL PRIVILEGE

Mr. WORLEY. Mr. Speaker, I arise to a question of personal privilege.

The SPEAKER. The gentleman from Adams will state it

Mr. WORLEY. Mr. Speaker, the Legislative Journal of the House of Representatives on Monday, February 14, 1949, at page 572, records me as not voting on my own amendments. This is not correct. I voted very distinctly and loudly in favor of these, my own, amendments. I had many witnesses in the Hall of the House when that roll call was taken and many of these witnesses are willing to appear before this House and to testify that they heard me vote for my amendments. It is high time an Electric Roll Call System is installed in this House. We would then be sure that no intentional or non-intentional mistakes would be made.

I have checked with some of my constituents last night who are on my mailing list for the Legislative Journal and find that they have not as yet received the February 14, 1949, Legislative Journal and I now request that the Chief Clerk of this House do not mail nor distribute the February 14, 1949, Legislative Journal until this correction is made, and I further request that the Speaker of this House order that this correction be made by printing a corrected page to be inserted at page 572 or use some other satisfactory method of correction.

I cannot see how anyone can conclude that a Member did not vote on his own amendments, which he introduced, which he spoke for, and which he voted for in the presence of over fifty farmers seated in the rear of this House on the evening of Monday, February 14, 1949.

BILLS INTRODUCED AND REFERRED

By Mr. TOOMEY.

HOUSE BILL No. 943.

An Act relating to the propagation of nut trees and other trees bearing crops, excluding fruit trees in this Commonwealth; providing for the appointment, qualifications, terms and compensation of an Expert Tree Crops Advisor; prescribing his powers and duties; imposing and conferring certain powers and duties on the Secretary of Agriculture in respect thereto, and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. GRANVILLE E. JONES. HOUSE BILL No. 944.

An Act to add section two point one and to amend clause (c) of section three of the act, approved the tenth day of June, one thousand nine hundred thirty-one (P. L. 485), entitled "An act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination, licensure, and registration of persons, and registration of corporations, engaging in the care, preparation, and disposition of

the bodies of deceased persons; and providing penalties," further regulating requirements of applicants for examination as undertakers.

Referred to the Committee on Professional Licensure.

By Mr. MIKULA. HOUSE BILL No. 945.

An Act to regulate private fishing reserves; providing for licenses for such reserves; conferring powers and imposing duties upon the Board of Fish Commissioners.

Referred to the Committee on Fisheries.

By Mr. STUART. HOUSE BILL No. 946.

An Act to amend the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 759), entitled "An act providing for the acquisition and maintenance by the Department of Forests and Waters, with the advice of the Bushy Run Battlefield and adjacent lands as a public historical park, and for the erection of a monument or memorial therein; authorizing the department to accept gifts for exhibition in, and funds or securities to be invested for the benefit of said park; imposing duties upon the Governor, the Auditor General and the State Treasurer in connection with such funds or securities and making an appropriation," by authorizing the Bushy Run Battlefield Commission to accept gifts or bequests; authorizing the commission to adopt and execute plans for the improvement, preservation and maintenance of the park; authorizing the commission to enter into agreements respecting highways, railways, railroads, and other means of travel within the park, and to regulate the travel and traffic over said park and police the same authorizing use of the park as a camping ground for the National Guard of Pennsylvania; and permitting the erection of monuments or other memorials on the park grounds.

Referred to the Committee on State Government.

By Mr. GREENWOOD. HOUSE BILL No. 947.

An Act to further amend section four and to amend section seventeen of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are practically, and commercially suitable for use in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof, requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," exemption from such tax, liquid fuels used for the operation of stationary engines and the operation of tractors and machinery used other than on the highways and providing refunds of taxes paid on such liquid fuels.

Referred to the Committee on Ways and Means.

By Mr. HOGGARD. HOUSE BILL No. 948.

An Act to amend section two hundred three of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities,

and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and for regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by further regulating the procedure to obtain certificates of public convenience to operate taxis.

Referred to the Committee on Public Utilities.

By Messrs. REYNOLDS and SCHMIDT.

HOUSE BILL No. 949.

An Act to repeal the act approved the twenty-eighth day of July, one thousand nine hundred forty-one (P. L. 535), entitled "An act providing for the redemption of real property purchased by political subdivisions at tax sales upon the payment of the amount charged against the same and costs by installment payments, and prescribing the procedure therefor," in so far as it relates to counties of the second class and cities, boroughs, townships, and school districts, situate in such counties.

Referred to the Committee on Cities and County—Second Class.

By Messrs. TOOMEY and SWOPE.

HOUSE BILL No. 950.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1046), entitled as amended "An act appropriating the moneys in the Motor License Fund," by providing for the appropriation of part of all learner's permit fees to the Department of Public Instruction for its expenses and payments to school districts in carrying out a driver-training program.

Referred to the Committee on Motor Vehicles.

By Messrs. DUFFY and HERSCH.

HOUSE BILL No. 951.

An Act to further amend section forty-five of the act approved the seventh day of June one thousand nine hundred one (P. L. 493) entitled as amended "An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the second class second class A and third class and imposing fines penalties and forfeiture for violation thereof" prescribing further rules regulations and requirements for the construction of plumbing house drainage and cesspools.

Referred to the Committee on Public Health and Sanitation.

By Messrs. DUFFY and HERSCH.

HOUSE BILL No. 952.

An Act making an appropriation to the Department of Commerce for the purpose of making grants-in-aid to local Redevelopment Authorities for the purpose of assisting such authorities in performing its purposes as provided by law.

Referred to the Committee on Appropriations.

By Messrs. DUFFY and HERSCH.

HOUSE BILL No. 953.

An Act to amend section nineteen of the act approved the twenty-third day of May one thousand nine hundred seven (P. L. 206) entitled "An act to regulate and improve the civil service of the cities of the second class in the Commonwealth of Pennsylvania making violations of its provisions to be misdemeanors and providing penalties for violations thereof" by requiring competitive examinations and appointments based thereon for labor class appointments.

Referred to the Committee on Cities and County—Second Class.

By Messrs. DUFFY and HERSCH.

HOUSE BILL No. 954.

An Act providing for the payment of wages or salary medical and hospital expenses of employes of the cities of the first and second class who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period.

Referred to the Committee on Municipal Corporations.

By Messrs. DUFFY and HERSCH.

HOUSE BILL No. 955.

An Act to amend subsection (a) of section one thousand one hundred fifteen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" increasing to ninety (90) days in which voting machines must be on display for public information and instruction.

Referred to the Committee on Elections and Apportionment.

By Messrs. DUFFY and HERSCH.

HOUSE BILL No. 956.

An Act making an appropriation to the Department of Commerce for the purpose of grants-in-aid to Municipality Authorities for the purpose of assisting such Authorities in performing its purposes as provided by law.

Referred to the Committee on Appropriations.

By Messrs. DUFFY and HERSCH.

HOUSE BILL No. 957.

An Act requiring persons engaged in the business of renting horses, wagons, carriages, or combinations thereof to cover such business with certain liability insurance and to file proof thereof with the Insurance Commissioner; and providing penalties.

Referred to the Committee on Judiciary.

By Messrs. DUFFY and HERSCH.

HOUSE BILL No. 958.

An Act to further amend clauses seven and eight of section twenty-three of the act approved the third day of May one thousand nine hundred and thirty-three (P. L. 252) entitled as amended "An act to regulate and restrain the traffic in malt and brewed beverages as herein defined providing for the licensing of the manufacture transportation sale and distribution of such beverages imposing license and permit fees and providing for collection and distribution thereof restricting ownership and interest in licensed places permitting municipalities and townships by vote of the electors to prevent the licensing therein of places where such beverages may be sold for consumption on the premises and regulating elections for this purpose imposing duties upon the Pennsylvania Liquor Control Board quarter sessions courts district attorneys the Department of Justice proper authorities of political subdivisions of the State and election officers providing penalties and repealing existing acts" by eliminating limitation on value of advertising and regulating size of advertising displays.

Referred to the Committee on Liquor Control.

By Messrs. DUFFY and HERSCH.

HOUSE BILL No. 959.

An Act to further amend the first paragraph of subsection (a) of section one thousand two hundred and five and section one thousand two hundred six of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by further providing for leaves of absence of professional employees because of illness or other causes.

Referred to the Committee on Education.

By Messrs. DUFFY and HERSCH.

HOUSE BILL No. 960.

An Act to further amend sections five and seven of the act approved the twenty-seventh day of April one thousand nine hundred and twenty-seven (P. L. 465) entitled "An act to provide for the safety of persons employed housed or assembled in certain buildings and structures not in cities of the first class second class and second class A by requiring certain construction and ways of egress equipment and maintenance providing for the li-

censing of projectionist requiring the submission of plans for examination and approval providing for the promulgation of rules and regulations for the enforcement of this act providing for the enforcement of this act by the Department of Labor and Industry and in certain cases by the chiefs of fire departments in cities of the third class providing penalties for violations of the provisions of this act and repealing certain acts" further providing for the registration and examination of apprentice projectionists and projectionists.

Referred to the Committee on Labor Relations.

By Messrs. DUFFY and HERSCH.

HOUSE BILL No. 961.

An Act regulating the payment of wages or compensation for labor or service in certain private employments establishing regular pay days imposing certain duties upon employees conferring powers and duties upon the Department of Labor and Industry imposing additional powers and duties on the Secretary of the Department of Labor and Industry for the civil collection of wages imposing civil and criminal penalties for the violations of the act and providing for their collection and disposition and repealing inconsistent legislation.

Referred to the Committee on Labor Relations.

By Messrs. DUFFY and HERSCH.

HOUSE BILL No. 962.

An Act to promote public health, safety, morals and welfare by declaring the necessity of creating a public body corporate and politic, to be known as the State Housing Authority, to undertake projects to provide dwelling accommodations for persons of all classes including veterans of World War II and their families upon finding a shortage of housing; providing for the organization of such State Housing Authority; defining its powers and duties; providing for the exercise of such powers; including the acquisition of property by purchase, gift or eminent domain, the renting and selling of property, and including borrowing money, issuing bonds and other obligations, and giving security therefor; prescribing the remedies of obligees of the State Housing Authority; authorizing the State Housing Authority to enter into agreements, including agreements with the United States, political subdivisions and municipalities of the Commonwealth; defining the application of zoning, sanitary and building laws, and regulations to projects built or maintained by the State Housing Authority; exempting the property and securities of the State Housing Authority from certain taxation; and imposing duties and conferring powers upon the State Board of Housing and certain other state officers and departments.

Referred to the Committee on State Government.

By Mr. AMARANDO.

HOUSE BILL No. 963.

An Act providing for the creation and for the administration by a State Building and Loan Insurance Board, created in this act of a state fund for the insurance of shares in building and loan associations and savings and loan associations; and prescribing penalties.

Referred to the Committee on Banking and Building and Loan Associations.

By Messrs. ROSEN and PETA.

HOUSE BILL No. 964.

An Act to further amend subsection (b) of section four hundred fifteen, and section four hundred sixteen, to add new section to be known as four hundred sixteen point one, to amend section four hundred seventeen, to amend section four hundred eighteen, to further amend sub-

section (a) of section six hundred twenty-one point one and subsection (b) of section six hundred twenty-one point one of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds association, reciprocal and inter-insurance exchanges and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," further defining group life insurance and group accident and health insurance to include trust funds established by employers or associations of employers, by labor unions, or by both employers or associations of employers and labor unions, and group life insurance to include dependents' groups; providing additional and amended standard provisions for group life insurance and group accident and health insurance policies; and to require notice to be given of the maturing of conversion privileges in group life insurance policies; and to provide for retroactive premium adjustments.

Referred to the Committee on Insurance.

By Messrs. ROSE and HOGGARD.

HOUSE BILL No. 965.

An Act prohibiting discriminatory practices and policies based upon race, religion, color or national origin in educational institutions; creating the Pennsylvania Fair Educational Opportunities Commission; defining its functions, powers and duties; providing for judicial review and enforcement; providing for loss of State appropriations as a penalty; and making an appropriation.

Referred to the Committee on Education.

By Mr. HERMAN (By Request). HOUSE BILL No. 966.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to purchase a certain property within the area of the eastern approach to the Soldiers' and Sailors' Memorial Bridge in the City of Harrisburg; providing for the development of the said property and making an appropriation.

Referred to the Committee on State Government.

By Mr. HERMAN.

HOUSE BILL No. 967.

An Act to add Section 1501.1 to the Act approved the first day of May one thousand nine hundred and thirty-three (P. L. 103) entitled "An Act concerning townships of the second class and amending, revising consolidating and changing the law relating thereto" empowering township supervisors to compel connection with and use of sewer systems constructed by municipal authorities to impose penalties to enforce regulations and orders and to connect properties of owners failing or neglecting to make connection.

Referred to the Committee on Townships.

By Mrs. VARALLO.

HOUSE BILL No. 968.

An Act to provide for the election of delegates from Pennsylvania to the World Constituent Assembly.

Referred to the Committee on State Government.

By Mr. HAGERTY.

HOUSE BILL No. 969.

An Act establishing a mode of selecting and drawing jurors for counties of the first class, and imposing penalties.

Referred to the Committee on City and County—First Class.

By Mr. WACHHAUS.

HOUSE BILL No. 970.

An Act to further amend the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168), entitled "An act to protect the right of employes to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board; officers of the State Government, and courts; providing for the right of employes to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employes be the exclusive representatives of all the employes; authorizing the board to conduct hearings and elections; and certify as to representatives of employes for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," by further defining, declaring and limiting unfair labor practices by employers and employes; making further provision for designation and selection of representatives for the purpose of collective bargaining; changing the practice before the Labor Relations Board, and limiting its powers in certain cases.

Referred to the Committee on Labor Relations.

By Messrs. DUFFY and HERSCH. HOUSE BILL No. 971.

An Act to further amend sections three and four of the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriations of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" making employes eligible for pensions after twenty years of service.

Referred to the Committee on City and County—First Class.

By Messrs. HERSCH and DUFFY. HOUSE BILL No. 972.

An Act to further amend sections three and four of the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566), entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" by lowering the superannuation age.

Referred to the Committee on City and County—First Class.

By Mr. NAGEL.

HOUSE BILL No. 973.

An Act to authorize the publication by the Pennsylvania Historical and Museum Commission of the papers of the twentieth-century governors of the Commonwealth and providing an appropriation.

Referred to the Committee on Appropriations.

By Messrs. ROVANSEK and WILLIAMS.

HOUSE BILL No. 974.

An Act to further amend section one of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 851), entitled "An act fixing the pay and mileage of jurors and witnesses," by changing the pay of jurors.

Referred to the Committee on Judiciary.

By Messrs. SAX and MINTESS. HOUSE BILL No. 975.

An Act prohibiting certain practices of discrimination by employers, employment agencies and labor organizations as herein defined and others because of race, color, religious creed, national origin or ancestry creating the Pennsylvania Fair Employment Practice Commission defining its functions powers and duties providing for the procedure and enforcement and for formulation of an educational program to prevent prejudice providing for judicial review and enforcement imposing penalties and making an appropriation.

Referred to the Committee on Labor Relations.

By Messrs. DUFFY, HERSCH and PETTIGREW.

HOUSE BILL No. 976.

An Act to amend section eleven of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 869) entitled "An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth" requiring of the National Guard from prohibiting discrimination in the composition of units of the National Guard because of race creed or color.

Referred to the Committee on Military Affairs.

By Messrs. HEATHERINGTON and MORAN.

HOUSE BILL No. 977.

An Act to further amend section one thousand two hundred seven of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for the payment of all fines collected to the various cities, boroughs, towns or townships.

Referred to the Committee on Motor Vehicles.

By Messrs. HEATHERINGTON and MORAN.

HOUSE BILL No. 978.

An Act to add clause sixty-six to section one thousand two hundred two of the act, approved the fourth day of

May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by empowering boroughs to establish and maintain transportation systems by motor bus with adjacent municipalities under certain conditions.

Referred to the Committee on Boroughs.

By Mr. McCULLOUGH.

HOUSE BILL No. 979.

An Act to further amend the act, approved the twenty-fifth day of June, one thousand nine hundred and thirteen (P. L. 555), entitled "An act providing for the regulation of dams, or other structures or obstructions, as defined herein, in, along, across, or projecting into all streams and bodies of water wholly or partly within, or forming part of the boundary of, this Commonwealth; vesting certain powers and duties in the Water Supply Commission of Pennsylvania, for this purpose; and providing penalties for the violation of the provisions hereof," by further defining water obstructions; and enlarging the powers and duties of the Water and Power Resources Board by further providing for regulation of dredging operations and the issuance of permits therefor in any stream or body of water.

Referred to the Committee on Public Health and Sanitation.

By Messrs. HEATHERINGTON and DALRYMPLE.

HOUSE BILL No. 980.

An Act to amend sections two and thirteen of the act, approved the twenty-third day of May, one thousand nine hundred forty-five (P. L. 926), entitled "An act for the protection of the public health by regulating the conduct and operation of public eating and drinking places within the Commonwealth; requiring their licensing; imposing certain duties on the Department of Health of this Commonwealth and on the local health authorities; and providing penalties," by changing license fee provisions; providing for payment of fees and fines to the various municipalities; and empowering burgesses to try violators.

Referred to the Committee on Public Health and Sanitation.

By Mr. FLEMING.

HOUSE BILL No. 981.

An Act to provide for the establishment of a State frequency-modulation radio network to be licensed by the Federal Communications Commission for non-commercial educational service exclusively; authorizing the survey of broadcasting sites and the purchase of necessary sites and equipment; providing for the construction of a master station and subsidiary stations as may be needed for statewide coverage; creating within the Department of Public Instruction a Division of Radio and Audio-Visual Education; establishing within such division a lending library of recordings, scripts, films and slides; conferring powers and imposing duties upon the Superintendent and Department of Public Instruction; and appropriating funds for such developments.

Referred to the Committee on State Government.

By Messrs. GOODLING and SHOEMAKER.

HOUSE BILL No. 982

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing,

creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by eliminating the Board of Fish Commissioners, creating and extending the provisions of the Code to its successor the Pennsylvania Fish Commission, and further prescribing its powers and duties.

Referred to the Committee on Fisheries.

By Messrs. DUFFY and HERSCH.

HOUSE BILL No. 983.

An Act to reenact and amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues, establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by further defining and extending the liability of an employer to pay damages for occupational diseases contracted by an employee arising out of, and in the course of employment; modifying the procedure and determination of liability thereunder; making an additional appropriation; and prescribing penalties.

Referred to the Committee on Workmen's Compensation.

By Mr. SARRAF.

HOUSE BILL No. 984.

An Act to repeal section eight, point one, and to further amend section thirteen of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 626), entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class; creating and prescribing the powers and duties of a Board of Property Assessment, Appeals and Review; imposing duties on certain county and city officers; abolishing the board for the assessment and revision of taxes in such counties; and prescribing penalties," by eliminating the provision for the assessment and valuation of buildings under construction and land which has been laid out in building lots.

Referred to the Committee on Cities and County—Second Class.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. BRANDON and FLEMING.

(Concurrent) RESOLUTION No. 29.

In the House of Representatives, March 2, 1949.

Whereas, Destitute, homeless, abandoned, and neglected children present a challenge to present day Americans which can be adequately coped with only by a well-

founded and sound public policy geared to the care and guidance of such children, and

Whereas, The problems posed, particularly in thickly populated industrial sections of this Commonwealth in regard to lack of responsibility for and guidance of children and the causes of such situations, and the resultant problems of health, safety, welfare and general well-being of destitute, neglected, homeless and abandoned children who have become public charges, and

Whereas, The State Government has no integrated or comprehensive control over the placing of children for adoption, and

Whereas, No requirement is made upon foster parents to adopt children, and

Whereas, It is the solemn duty and obligation of a democratic government to seek out and solve problems concerning the welfare of its children in a logical and orderly manner; therefore, be it

Resolved (if the Senate concurs), That the Joint State Government Commission is hereby directed to study and investigate the present methods and conflicts of jurisdiction between courts and the various public and private charitable agencies, in the placing of destitute, homeless, abandoned and neglected children in proper homes or institutions and under adequate supervision and care, with a view to their ultimate permanent placement in families responsible for custody and care of such children, and with a further view to the ultimate adoption of such children by private individuals and their membership in families as integral and legally recognized members thereof, and be it further

Resolved, That the Joint State Government Commission shall make a report to the next regular session of the General Assembly embracing the results of its findings and its recommendations for legislation to correct existing conditions and to prepare a bill or bills embodying such recommendations.

Referred to the Committee on Rules.

By Messrs. McNALLY and FLEMING.

(Concurrent) RESOLUTION No. 30.

In the House of Representatives, March 2, 1949.

The policy of the Commonwealth supported by its law is to provide adequately a decent and healthful standard of living for the needy who are unable to provide that same standard for themselves.

These aged persons, those who are handicapped by physical defects or ailments and those dependent and neglected children whose age alone makes assistance necessary, require the help of the Commonwealth to bring to them a full measure of health and contentment.

Those children of aged and needy persons who are striving to provide adequately for themselves and to give to their own children all those things that will make their future secure should not be compelled to bear the extra burden of providing for needy parents.

Although it is the aim of the Commonwealth to provide sufficient help to maintain a decent standard of living for needy persons, studies published by the Department of Public Assistance indicate that cash allowances are not made to cover the cost of all minimum living requirements recognized as essential to a decent and healthful standard of living and it is most essential that such costs should be covered if our dependents are to be afforded proper and sufficient relief.

The health of the growing children of the Commonwealth is necessary to insure a strong and efficient citizenry in the future and the neglect of a portion of that group will materially affect the Pennsylvania of tomorrow.

For the Commonwealth to provide now, less than is necessary to supply the minimum cost of living to its needy is to undermine the future; therefore be it

Resolved, (if the Senate concur), by the General Assembly of the Commonwealth of Pennsylvania, That the Department of Public Assistance and the State Board of Public Assistance give special and immediate considera-

tion to the adoption of standards of assistance sufficient to provide for the minimum living requirements of dependent persons and especially for the care of dependent and needy children; and be it further

Resolved, That the Secretary of Public Assistance inform the General Assembly before the adjournment of its present session of whatever additional appropriation if any would be required to provide for the minimum living requirements of such persons.

Referred to the Committee on Rules.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 5.

An Act to further amend paragraph (j) of section fourteen hundred two of the act approved the ninth day of April, one thousand nine hundred twenty-nine, (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions and officers, fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined" by restricting the application of certain provisions.

With the information that the Senate has passed the same without amendment.

MESSIAH GRANTHAM SCHOOL WELCOMED

The SPEAKER. The Chair is pleased at this time to welcome to the Hall of the House the Junior and Senior French Class of the Messiah Grantham School of Cumberland County, under the supervision of Miss Musser. They are the guests of the gentleman from Cumberland, Mr. George.

COMMUNICATION

The SPEAKER laid before the House a Communication from the President of the United States which was read by the Clerk as follows:

THE WHITE HOUSE

Washington

March 1, 1949

Dear Mr. Habbyslaw:

I was pleased to receive the certified copy of Resolution No. 7 adopted by the General Assembly of Pennsylvania, which you so kindly sent me. These expressions of congratulations and good wishes on the election and inauguration are highly appreciated and I will be obliged if you will assure the member-

ship of my thanks and gratitude for this helpful evidence of confidence and good will.

Very sincerely yours,
/S/ HARRY TRUMAN

Honorable W. E. Habbyslaw,
Chief Clerk,
House of Representatives,
The General Assembly of Pennsylvania,
Harrisburg, Pennsylvania

LEAVES OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. Robertson for Mr. GREENWOOD for today's session.
Mr. Wheeler for Mr. COCHRAN for today's session.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. DEPUY asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. SNIDER asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

REPORTS FROM COMMITTEES

Mr. O'DONNELL from the Committee on Professional Licensure, reported as committed, House Bill No. 221, entitled:

An Act relating to, and regulating the practice of massage; creating a "State Board of Massage" as a departmental administrative board in the Department of Public Instruction; and prescribing its powers and duties.

Mr. FROST from the Committee on State Government, reported as amended, House Bill No. 265, entitled:

An Act to further amend clause (j) of section two thousand four hundred six of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by further regulating the distribution to the public of documents published by the Department of Property and Supplies.

Mr. GOOD from the Committee on Fisheries, reported as committed, House Bill No. 326, entitled:

An Act to further amend section one hundred eighty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by further providing for the purposes for which expenditures of moneys paid in lieu of erecting devices shall be made.

Mr. STIMMEL from the Committee on Fisheries, reported as committed, House Bill No. 533, entitled:

An Act to add section two hundred seventy-eight point one to the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by providing in certain cases for the payment of costs in enforcement proceedings by the Board of Fish Commissioners and reimbursement to counties for maintenance of prisoners.

Mr. ZIEGLER, from the Committee on Fisheries, reported as committed, House Bill No. 793, entitled:

An Act to further amend section two hundred sixty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by authorizing the catching and taking of terrapin on Sunday.

Mr. JUMP from the Committee on Municipal Corporations, reported as committed, House Bill No. 900, entitled:

An Act to further amend section one thousand two hundred seven of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by clarifying provisions for payment of compensation of constables and their deputies.

Mr. FILO from the Committee on Municipal Corporations, reported as committed, House Bill No. 901, entitled:

An Act to repeal the act approved the twenty-sixth day of May, one thousand eight hundred ninety-seven (P. L. 106), entitled "An act prohibiting the discharge from public positions of Union soldiers without a reasonable cause, and prohibiting the abolishment of or changing the emoluments of public offices occupied by Union soldiers except for good reason."

Mr. FELTON from the Committee on Municipal Corporations, reported as committed, House Bill No. 902, entitled:

An Act to amend sections one and two of the act, approved the sixteenth day of May, one thousand nine hundred twenty-one (P. L. 579) entitled "An act providing for the better management of the jails or county prisons in the several counties of this Commonwealth of the third and fourth classes by creating, in such counties, a board to be known by the name and style of inspectors of the jail or county prison, with authority to appoint a warden of such prison, and by vesting in said board, and the officers appointed by it, the safe keeping, discipline, and employment of prisoners and the government and management of said jails or county prisons," by changing membership of the board of inspectors and provisions relating to fixing salaries of warden, deputies, assistants and keepers.

Mr. PROPERT from the Committee on Municipal Corporations, reported as committed, House Bill No. 903, entitled:

An Act to repeal section twenty-eight of the act approved the fifth day of April, one thousand seven hundred ninety (2 Sm. L. 531), entitled "An act to reform the penal laws of this state," relating to obsolete provisions for the custody and treatment of convicts in county jails and workhouses and to the appointment of keepers by sheriffs.

Mrs. MONROE from the Committee on Municipal Corporations, reported as committed, House Bill No. 904, entitled:

An Act to repeal section eleven of the act approved the fourth day of June, one thousand nine hundred fifteen (P. L. 833), entitled "An act establishing under the Department of Labor and Industry a system of regulation of employers seeking employes and of persons seeking employment; and prescribing, as incidental thereto, certain duties of employers, and of county, municipal, township, and school authorities, and of agencies procuring employes for others; and prescribing penalties.

Mr. WELSH from the Committee on Municipal Corporations, reported as committed, House Bill No. 905, entitled:

An Act repealing certain acts and parts of acts relating to taxation.

Mr. DRISCOLL from the Committee on Municipal Corporations, reported as committed, House Bill No. 906, entitled:

An Act to repeal the act approved the eighteenth day of May, one thousand nine hundred thirty-three (P. L. 815), entitled "An act to require county commissioners, poor boards, public officers, trustees, and others having jurisdiction of funds available for poor or unemployment relief, or to tax or borrow for such purposes, to furnish information and exhibit their records to the State Emergency Relief Board; and providing penalties."

Mr. FLOYD from the Committee on Municipal Corporations reported as committed, House Bill No. 907, entitled:

An Act repealing certain acts and parts of acts relating to counties.

Mr. VARNER from the Committee on Municipal Corporations, reported as committed, House Bill No. 908, entitled:

An Act to further amend the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," declaring a vacancy in the office of county commissioner and auditor in case of failure to qualify or if no successor is elected; regulating letting of contracts in counties having county auditors; and providing for fixing salaries of employes of workhouses.

Mr. SHOEMAKER from the Committee on Municipal Corporations, reported as committed, House Bill No. 909, entitled:

An Act to amend section two of the act approved the seventeenth day of March, one thousand nine hundred thirty-three (P. L. 14), entitled "An act fixing the salary of sheriffs in counties of the seventh class; providing for the payment for the care and maintenance of prisoners where the sheriff is the keeper or warden of the jail; providing for deputies and their compensation; requiring all fees and mileage earned by sheriffs in such counties to be paid into the county treasury for the use of the county; and prescribing penalties," empowering salary board to fix the number of deputies and their salaries.

Mr. LEDERER from the Committee on Municipal Corporations, reported as committed, House Bill No. 910, entitled:

An Act to further amend section seventy-five of the act, approved the thirty-first day of March, one thousand eight hundred sixty (P. L. 427), entitled "An act to consolidate, revise, and amend the laws of this Commonwealth relating to penal proceedings and pleadings," by authorizing sheriffs, deputy sheriffs and wardens to guard prisoners employed on county grounds and buildings; and providing for their compensation.

The SPEAKER. The Chair requests the gentleman from Bucks, Mr. Yeakel, to preside.

MR. YEAKEL IN THE CHAIR

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 104, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the township of Upper Providence Delaware County Pennsylvania with the approval of the Governor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 142, entitled:

An Act to further amend sections one thousand eight hundred two and one thousand eight hundred six of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as last amended further regulating the maximum price that may be paid for land acquired for state forestry purposes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 146, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing, creating reorganizing or authorizing the reorganiza-

tion of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" further providing for the membership of certain State boards and commissions.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 159, entitled:

An Act to further amend sections five and six of the act approved the fourteenth day of April one thousand nine hundred twenty-five (P. L. 234) entitled "An act relating to Boarding Houses for Infants providing for the licensing thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare and fixing penalties" eliminating the provisions authorizing the collection of fees for licenses issued under the act.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 167, entitled:

An Act to further amend subsection (b) of section two of the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) entitled as amended "An act relating to institutions of counties cities wards boroughs townships institution districts and other political subdivisions for the care maintenance and treatment of mental patients providing for the transfer of such institutions to the Commonwealth providing for the management and operation or closing and abandonment thereof and the maintenance of mental patients therein including the collection of maintenance in certain cases providing for the retransfer of certain property to counties cities wards boroughs township institution districts and other political subdivisions under certain circumstances conferring and imposing upon the Governor the Department of Welfare the courts of common pleas and counties cities wards boroughs townships institution districts and other political subdivisions certain powers and duties prohibiting cities counties wards boroughs townships institution districts and other political subdivisions from maintaining and operating institutions in whole or in part for the care and treatment of mental patients and repealing inconsistent laws" changing the date for the transfer to the Commonwealth of institutions used in the care and maintenance of indigent persons by certain political subdivisions

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 172, entitled:

An Act to amend clause (2) of section seven and section nine of the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1046) entitled "An act providing for equalization of

assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation" by changing the requirements relating to the furnishing of reports in cities of the first class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 178, entitled:

An Act to further amend the eighth paragraph of section one of the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employees' Retirement Fund for certain purposes" by providing for the payment of the entire amount of the tax into the funds of the several retirement systems

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 205, entitled:

An Act to further amend the first paragraph and clause (d) of section nine of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Board of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by further providing for eligibility for assistance in the case of aliens.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 220, entitled:

An Act to add section two thousand one hundred fourteen to the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers

and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" requiring the Department of Health to compile and maintain statistics on the rehabilitation of alcoholics.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 287, entitled:

An Act to further amend section five of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1007) entitled "An act to prevent fraud and deception regulating the weights and measures in the sale or offering for sale of fruits and vegetables in this Commonwealth regulating sales of fruits and vegetables in original unbroken standard containers imposing certain powers and duties on the Department of Internal Affairs and county and city inspectors of weights and measures and prescribing penalties" prescribing minimum penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 288, entitled:

An Act to further amend subsections (3) and (4) of section three and section seven of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" further defining the powers of weighmasters and the inspectors of weights and measures.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 289, entitled:

An Act to further amend section three of the act approved the eleventh day of May one thousand nine hundred eleven (P. L. 275) entitled "An act to provide for the appointment of county and city inspectors of weights and measures providing for their compensation and expenses prescribing their duties prohibiting vendors from giving false or insufficient weights and fixing the penalties for the violation of the provisions hereof" extending the provision thereof to measuring devices.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 290, entitled:

An Act to amend section nine and to further amend section ten of the act approved the twenty-fourth day of July one thousand nine hundred thirteen (P. L. 965) entitled "An act defining commodities regulating the sale thereof and providing penalties for violation hereof" providing for arrests by inspectors of weights and measures and extending the provisions of the act to marking of the net quantity of the contents on packages sold by wholesalers jobbers or commission merchants.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 291, entitled:

An Act to regulate deliveries of light fuel oil to domestic consumers conferring powers and imposing duties on the Department of Internal Affairs and the inspectors of weights and measures of the several counties and cities and prescribing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 323, entitled:

An Act requiring that the name address political subdivision and office of elected officers and the results of all local option referenda in political subdivisions be certified to the Bureau of Municipal Affairs by county boards of elections requiring secretaries of political subdivisions to report to said bureau the names of persons appointed to office the name of the office and the name of the person succeeded.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 324, entitled:

An Act requiring the secretary or clerk of every political subdivision to file in the Bureau of Municipal Affairs a copy of every tax-levying ordinance or resolution of such political subdivision.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 379, entitled:

An Act making a deficiency appropriation to the House of Representatives for the use of the minority whip.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 410, entitled:

An Act to amend section four hundred forty-four of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal School or

Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" reducing the minimum number of meetings to be held each year by the State Council for the Blind.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 425, entitled:

An Act to further amend sections two hundred two and two hundred three of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" to include the Unemployment Compensation Board of Review Unemployment Compensation Referees and the Pennsylvania Labor Relations Board in the Department of Labor and Industry and to delete the Industrial Board as an Advisory Board.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 445, entitled:

An Act authorizing the Department of Highways to conduct a study and survey to determine the advisability of constructing a bridge across the Susquehanna River between the city of Wilkes-Barre and the borough of Kingston both situate in Luzerne County.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 484, entitled:

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Warren State Hospital to sell and convey a certain tract of land in the township of Conewago County of Warren Pennsylvania but reserving

therefrom an existing easement of right-of-way and of ingress and egress for continuance of such easement and repealing existing legislation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 602, entitled:

An Act making a deficiency appropriation from the General Fund to the Department of Labor and Industry for use by the State Board of Vocational Rehabilitation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 609, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by re-enacting and amending subsections (e) (f) and (h) of section five hundred eight and by adding section five hundred twenty-eight to the said act authorizing administrative departments boards and commissions with the approval of the Governor to enter into contracts with State Authorities.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 613, entitled:

An Act making a deficiency appropriation to the Department of Military Affairs for use by the Soldiers' and Sailors' Home at Erie Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 616, entitled:

An Act to amend section three of the act approved the tenth day of June one thousand nine hundred forty-seven (P. L. 529) entitled "An act concerning liens of factors on merchandise and on any proceeds arising from the sale of such merchandise and defining "factor" as one that lends or advances money on the security of merchandise whether or not employed to sell such merchandise" changing the fee for filing notice of liens in the office of the prothonotary.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 623, entitled:

An Act to repeal the act approved the sixteenth day of May one thousand nine hundred forty-five (P. L. 599) entitled "An act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a tract of land in the City of Philadelphia Commonwealth of Pennsylvania to be used as the site of the headquarters or capitol of any organization to preserve the peace of the world which may be created by The United Nations and ceding jurisdiction to the United States."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 624, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 0.4135 acres more or less situate in the Township of Franklin County of Greene formerly used by the Department of Highways of the Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 630, entitled:

An Act making a deficiency appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred forty-seven and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred forty-seven.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 667, entitled:

An Act making a deficiency appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred forty-seven and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred forty-seven.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 674, entitled:

A Further Supplement to the act approved the first day of April one thousand eight hundred sixty-three (P. L. 213) entitled "An act to accept the grant of public lands by the United States to the several states for the endowment of Agricultural Colleges" by authorizing the Attorney General of the Commonwealth of Pennsylvania to issue to the prothonotaries of the courts of common pleas in the State of Pennsylvania his praeceipe for the satisfaction of liens entered on the real estate of the land grant college of Pennsylvania under the provisions of the act

approved the ninth day of June one thousand nine hundred eleven (P. L. 736), and prescribing procedure therefor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 675, entitled:

An Act authorizing the Interstate Commission on the Delaware River Basin to make surveys and investigations to determine and report on the feasibility and advisability of the future construction of an integrated water project designed to meet the combined prospective water supply requirements of political subdivisions and metropolitan areas in the Commonwealth of Pennsylvania and the States of New York and New Jersey within and outside of said Basin empowering such Commission to enter upon lands structures and waters fixing the responsibility for damages resulting therefrom and making an appropriation to such Commission.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 733, entitled:

An Act to validate certain acknowledgments and to regulate the effect thereof.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 736, entitled:

An Act validating certain sales of and deeds to real property made by county commissioners in good faith under a mistake of law.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 743, entitled:

An Act making an appropriation to the Local Government Commission to continue its work.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 805, entitled:

An Act authorizing and empowering the Delaware River Joint Toll Bridge Commission for the effectuation of its authorized purposes to enter upon use overpass occupy enlarge construct improve or close any easement street road or highway located within the limits of any municipality in Pennsylvania or to use occupy or take property now or hereafter vested in or held by any municipality in Pennsylvania without requiring the consent of the municipality or the governing body thereof prescribing conditions for the exercise of such powers by the Commission and conferring jurisdiction on certain courts of common pleas.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 10, entitled:

An Act to amend section one of the act, approved the twenty-first day of March, one thousand nine hundred five (P. L. 46), entitled "An act authorizing the municipalities of the Commonwealth to vacate, in whole or in part, all streets, lanes and alleys within their corporate limits, laid out by this Commonwealth, whenever the same, or the portion to be vacated, shall have remained unopened for a continuous period of thirty years next preceding such vacation," eliminating the requirement that the portion vacated shall have remained unopened for thirty years, and providing that vacated portions shall not be any part of a State Highway route, and validating vacations heretofore made.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 149, entitled:

An Act to authorize any city of the first class to use a facsimile signature of the City Controller in lieu of his manual signature and a facsimile of the seal of the City upon any bonds issued by it; and declaring that signatures and facsimile signatures of former officers shall be valid and sufficient.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 195, entitled:

An Act to further amend section two of Article XVI of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (P. L. 581) entitled "An act for the better government of cities of the first class of this Commonwealth" by changing the provisions relating to filling vacancies in the office of city councilman in such cities.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 209, entitled:

An Act to provide for and regulate the accumulation, investment, and expenditure of funds by cities, boroughs, incorporated towns, townships and municipality authorities for the construction, improvement, or replacement of sewage disposal systems for which plans have been approved by the Sanitary Water Board of the Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

THE SPEAKER (Herbert P. Sorg) IN THE CHAIR.

The SPEAKER. The Chair thanks the gentlemen from Bucks, Mr. Yeakel, for presiding.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 22, entitled:

An Act providing that an appeal or certiorari to the court of common pleas in a suit or action by a landlord to recover possession of property shall be a supersedeas.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 26, entitled:

An Act to reenact section four of the act approved the four day of April one thousand seven hundred ninety-eight (3 Smith Laws 331) entitled "An act limiting the time during which judgment shall be a lien on real estate and suits may be brought against the sureties of public officers" relating to the time suits may be brought against sureties of public officers.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 89, entitled:

An Act relating to the admissibility in evidence and the proof of official records documents and proceedings both domestic and foreign and of copies thereof and extracts therefrom and certificates in reference thereto.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 473, entitled:

An Act to amend section seven hundred twenty-eight of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by increasing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 626, entitled:

An Act requiring the reporting of cases of blindness or impaired vision by physicians examining or diagnosing such cases imposing powers and duties on the Department of Welfare and its authorized agents and providing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 633, entitled:

An Act making an appropriation to the Pennsylvania Game Commission for the payment of certain moral claims and providing for the hearing adjustment and payment of moral claims of any corporation person or association suffering damage to or loss of its property or equipment through negligence of the Pennsylvania

Game Commission its employes or independent contractors hired by the commission in breaking or rupturing oil lines belonging to any such corporation person or association.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 67, as follows:

An Act to amend the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1046) entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation" by changing the time for the beginning of the use of market values for the determination and apportionment of Commonwealth subsidies

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section fifteen of the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P L 1046) entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation" is hereby amended to read as follows

Section 15 Determination and Apportionment of Commonwealth Subsidies As soon as possible each year after the final adjustment of values by the board the board shall certify to the Superintendent of Public Instruction the market value of all real property in each school district in the Commonwealth Beginning with payment to be made [during] for the school year one thousand nine hundred forty-nine one thousand nine hundred fifty each school district's assessed valuation to be used for purposes of computing its standard reimbursement fraction shall be the market value of the taxable real property in the school district as finally adjusted and determined upon by the board and not the assessed valuation for county tax purposes as now provided by law Beginning with the year one thousand nine hundred forty-nine and every two (2) years thereafter in place of the valuations now required by law to be used for such purposes the market value of the real property in each school district as finally adjusted and determined upon by the board shall be used by the Superintendent of Public Instruction in ascertaining and determining the amount of funds required to meet payments to school districts and vocational school districts which become due and payable by law within the two fiscal years beginning June first one thousand nine hundred forty-nine and ending May thirty-first one thousand nine hundred fifty-one and each biennium thereafter and to apportion and allot the same to and among the respective school districts

Section 2 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. MORAN. Mr. Speaker, I desire to interrogate the gentleman from Montgomery, Mr. Brunner.

The SPEAKER. Will the gentleman from Montgomery permit himself to be interrogated?

Mr. BRUNNER. Mr. Speaker, I yield to the gentleman from Blair, Mr. Sollenberger.

The SPEAKER. Will the gentleman from Blair permit himself to be interrogated?

Mr. SOLLENBERGER. I shall, Mr. Speaker.

Mr. MORAN. Mr. Speaker, I desire to ask the gentleman from Blair, Mr. Sollenberger, to explain the purpose of this bill, if he will.

Mr. SOLLENBERGER. Mr. Speaker, this bill changes just one word. The bill on page 2, line 15, has in it the only change there is, changing the word "during" to the word "for," which means that the payments by the Commonwealth made to the school districts will be made for the year 1949-1950 instead of during that year.

Under Act 515 of the 1945 session we made the procedure for paying the appropriations to the school districts. Under that act we have the procedure based on the county assessment. The standard for that payment is what we call the reimbursement fraction. Now, that has been used since 1945. The Department of Public Instruction pays the school districts one year after the money of the school district is expended, but under Act 447 of the 1947 session, we have a change because that law says that the payments to the school districts must be on the basis of market value, as a result of the study of the Tax Equalization Board. That study has not been finished as yet.

In February of each year the school districts make out their estimate of expenditure for the following year and send it in to the Department of Public Instruction. Then on the basis of that reimbursement fraction they determine the amount to be paid to the schools for the preceding year, that is the year that is made out. Now, that means that Act 515 calls for county assessment for the 1949-1950 term, but Act 447, Section 15, provides for market value for the same year.

Therefore, Mr. Speaker, the two acts are at variance and something must be done. Though the Department of Public Instruction were to pay on the basis of market value, there is no readjustment of the reimbursement fraction, and the school district would lose at least one-third of the money for this next year, which they are now receiving, but if this bill is passed, that postpones for one year the payment on the market value and continues it on the assessed value, which gives the school districts the same payment they are getting, based on the reimbursement fraction. Though they were to use the market value they would have to receive very definitely a reduction because there would be no new reimbursement fraction to work out on the basis of the market value.

Now, Mr. Speaker, the Department has asked that this be postponed one year, and that is done by the word "for" so that they can continue to pay for this coming year on the basis of the county assessment and the present reimbursement fraction. After that study will have been completed the Department will have time to work out a new reimbursement fraction on the basis of market value, which is the law in Act 447, and the district will receive no loss next year, with the possibility of none

thereafter. That depends entirely upon the relationship of the districts with the state financially.

I shall read, Mr. Speaker, one sentence from the Department of Public Instruction, which ought to determine how anyone wants to vote:

"Any reimbursement fractions determined on the basis of the present provisions of Section 15 of Act 447 would need to be based on the market values as determined by the State Tax Equalization Board, which values are not yet available for the use of the Department of Public Instruction, and would be determined, if the market values were available, under the present provisions of Act 515, which would result in a drastic financial loss to practically all school districts. Therefore, we urge that Senate Bill 67 receive the prompt and favorable consideration of the General Assembly."

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Altschuler,	Frost,	Madigan,	Rosen,
Amarando,	Gaffney,	McCormack,	Rovanssek,
Andrews,	Gallagher,	McCullough,	Royer,
Bane,	George,	McGee,	Sarra,
Barkdoll,	Gibson,	McKinney,	Sax,
Baumunk,	Glembocki,	McMillen,	Scanlon,
Beaver,	Good,	McNally,	Schmidt,
Bednarek,	Goodling,	Mihm,	Schuster,
Blair,	Graybill,	Mikula,	Scott,
Bloom,	Green,	Miller,	Seyler,
Boles,	Greer,	Milliken,	Shoemaker,
Bomberger,	Guarnieri,	Mills,	Smith, C. O.,
Boorse,	Guthrie,	Mintess,	Smith, W. B.,
Bower,	Hagerty,	Monroe,	Snider,
Brandon,	Hall,	Moore, C. E.,	Sollenberger,
Brelsich,	Harney,	Moore, H. A.,	Spencer,
Breth,	Haudenshield,	Moran,	Stank,
Brice,	Heatherington,	Munley,	Sternberg,
Brown, H. S.,	Helm,	Murray,	Stimmel,
Brown, W. E.,	Herman,	Musto,	Stuart,
Brunner,	Hersch,	Najaka,	Swope,
Buccin,	Hewitt,	Needham,	Tahl,
Cadwalader,	Hocker,	Neff,	Taylor,
Clapper,	Hoffman,	Nixon,	Thompson,
Clendenning,	Hunter,	O'Dare,	Tompkins,
Cole,	Jenkins,	O'Donnell,	Toomey,
Coleman,	Jennings,	Olsen,	Varallo,
Conway,	Jim,	Orban,	Varner,
Cooper,	Johnson,	Pengilase,	Verona,
Costa,	Jones, G. E.,	Pentrack,	Wachhaus,
Dalrymple,	Jones, J. M.,	Peta,	Wagner,
DeLong,	Jump,	Petrosky,	Wargo,
Dennison,	Kamyk,	Pettigrew,	Waterhouse,
Depuy,	Keller,	Pfaff,	Watkins,
Dougherty,	Kemp,	Polen,	Weidner,
Driscoll,	Kent,	Posta,	Weiss,
Duffy,	Kirley,	Powers,	Welsh,
Dye,	Kline,	Price, H. W., Jr.,	Wescott,
Elder,	Kohl,	Price, R. A.,	Westrick,
Erb,	Kolankiewicz,	Probert,	Wheeler,
Evans,	Kondrath,	Readinger,	Williams,
Ewing,	Kratz,	Reagan,	Wood,
Felton,	Kurtz,	Reese,	Worley,
Ferster,	Lederer,	Reidenbach,	Yaffe,
Filo,	Lee,	Reilly, J. M.,	Yeakel,
Firmstone,	Leisey,	Reynolds,	Yester,
Flack,	Leonard,	Riley, R. L.,	Yetzer,
Fleming,	Limper,	Robbins,	Young,
Floyd,	Loftus,	Robertson,	Ziegler,
Fox,	Lovett,	Rose,	Sorg,
Frank,			

Speaker

NAYS—0

NOT VOTING—7

Cochran,	Hamilton,	Hoggard,	Nagel,
Greenwood,	Harris,	Krise,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 101, as follows:

An Act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto

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- Section 2701 Specific Repeals
 - Section 2702 General Repeal
- The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Article I

Preliminary Provisions

Section 101 Short Title and Effective Date This act shall be known and may be cited as the "Public School Code in 1949" The provisions thereof shall become effective on the first day of July one thousand nine hundred forty-nine except in so far as they affect school districts of the first class In so far as they affect school districts of the first class the provisions of this act shall become effective on the first day of January one thousand nine hundred fifty

Section 102 Definitions When used in this act the following words and phrases shall have the following meanings

(1) "Board of school directors" shall include the board of public education in school districts of the first class except where specifically limited to school districts of other classes It shall also include the board of directors of vocational schools of vocational school districts in all cases where the provisions apply to school districts under the supervision of a county superintendent.

(2) "School district" shall include school districts of all classes except where specifically limited to districts of a particular class or classes It shall also include vocational school districts in all cases where the provisions apply to school districts under the supervision of a county superintendent.

(3) "School term" shall mean the period of time elapsing between the opening of the public school in the fall of

one year and the closing of the public schools in the spring of the following year

(4) "School year" shall mean the period of time elapsing in school districts of the first class between the first day of January and the thirty-first day of December of any year and in school districts of all other classes and in the vocational school districts between the first Monday of July of one year and the day immediately preceding the first Monday of July of the following year

Section 103 Excluded Provisions This act does not include any provisions of and shall not be construed to repeal

(1) The School Employes Retirement Law approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043)

(2) The Municipal Claim and Tax Lien Law approved the sixteenth day of July one thousand nine hundred twenty-three (P. L. 207)

(3) "The Administrative Code of 1929" approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177)

(4) "The Vehicle Code" approved the first day of May one thousand nine hundred twenty-nine (P. L. 905)

(5) The "Delinquent Tax Sales Act of 1931" approved the twenty-ninth day of May one thousand nine hundred thirty-one (P. L. 280)

(6) The "Municipal Borrowing Law" approved the twenty-fifth day of June one thousand nine hundred forty-one (P. L. 159)

(7) The "Local Tax Collection Law" approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1050)

(8) The "Real Estate Tax Sale Law" approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368)

(9) The Act Relating to Strikes by Public Employes approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1183)

(10) Any law relating to elections

(11) Any temporary law

(12) Any law validating past actions or proceedings

(13) Any amendment or supplement of any of the laws referred to in this section

Section 104 Saving Clause The provisions of this act so far as they are the same as those of existing laws are intended as a continuation of such laws and not as new enactment The repeal by this act of any Act of Assembly or part thereof shall not revive any act or part thereof heretofore repealed or superseded nor affect the existence or class of any school district heretofore created The provisions of this act shall not affect the title to or ownership of any property real or personal vested prior to the effective of this act The provisions of this act shall not affect any act done liability incurred or right accrued or vested or affect any suit or prosecution pending or to be instituted to enforce any right or penalty or punish any offense under the authority of such repealed laws All rules and regulations made pursuant to any Act of Assembly repealed by this act shall continue with the same force and effect as if such act had not been repealed Any person holding office under any Act of Assembly repealed by this act shall continue to hold such office until the expiration of the term thereof subject to the conditions attached to such office prior to the passage of this act

Section 105 Right of Appeal Saved Except as herein otherwise provided nothing in this act contained shall be held to preclude the right of appeal in actions arising under this act from any court wherein such action shall be brought

Section 106 Publication of Notices etc Proofs of Publication (a) Whenever under the provisions of this act notice is required to be published in one newspaper such publication shall be made in a newspaper of general circulation as defined by the Newspaper Advertising Act of May sixteen one thousand nine hundred twenty-nine (P. L. 1784) printed in the county unless the

matter in connection with which the advertising is being done affects only a school district in which case such advertisement shall be published in a newspaper printed in such school district if there is such a newspaper and if not then in a newspaper circulating generally in such school district. If such notice is required to be published in more than one newspaper it shall be published in at least one newspaper of general circulation defined as aforesaid printed if there be such a newspaper or circulating generally as above provided in the school district.

(b) When such notice relates to any proceeding or matter in any court or the holding of an election for the increase of indebtedness or the issue and sale of bonds to be paid by taxation such notice in each school district shall also be published in the legal newspaper if any designated by the rules of court of the proper county for the publication of legal notices and advertisements. Provided That auditors' statements summaries of auditors' statements advertisements inviting proposals for public contracts and for bids for materials and supplies or lists of delinquent taxpayers shall be published only in newspapers of general circulation defined as aforesaid.

(c) Proof of publication of any notice required to be given by the posting of handbills or statements shall be made by attaching an original copy of such handbill or statement as actually printed and posted to an affidavit made by the person posting such notice. Such affidavit shall not be an interested party or an employee of any person or persons interested in the subject matter of said notice. His affidavit shall state where and when the notices were posted and where the notice was published in newspapers as aforesaid a printed copy exactly as published in said newspaper shall be securely attached to a similar affidavit of the publisher or his designated agent.

Section 107 Compensation for Services or Additional Services Where by the provisions of this act any services or additional services are imposed upon any public official for which no compensation is provided the board of school directors of the proper district may unless such service is required to be performed without compensation pay out of the funds of the district such reasonable compensation for such service or additional service as it may determine subject to the provisions of this act.

Section 108 Religious or Political Tests etc Prohibited No religious or political test or qualification shall be required of any director visitor superintendent teacher or other officer appointee or employee in the public schools of this Commonwealth.

Section 109 Disposition of Fines All fines that are imposed and collected under any of the provisions of this act shall be paid to the treasurer of the proper school district or when the proper school district cannot be determined into the State School Fund.

Article II

School Districts

(a) Designation and Classification

Section 201 How Constituted All school districts shall remain as now constituted until changed as authorized by this act. Except as otherwise now or hereafter constituted each city incorporated town borough or township in this Commonwealth now existing or hereafter created shall constitute a separate school district to be designated and known as the "School District of". Provided That where any city incorporated town borough or township or a part of the school district remaining after its separation would constitute a fourth class school district it shall remain a part of the school district to which it formerly belonged until the change to a new school district is approved by the State Council of Education as hereinafter provided.

Section 202 Classification The several school districts of the Commonwealth are hereby divided into four classes as follows:

Each school district having a population of five hun-

dred thousand (500,000) or more shall be a school district of the first class.

Each school district having a population of thirty thousand (30,000) or more but of less than five hundred thousand (500,000) shall be a school district of the second class.

Each school district having a population of five thousand (5,000) or more but of less than thirty thousand (30,000) shall be a school district of the third class.

Each school district having a population of less than five thousand (5,000) shall be a school district of the fourth class.

Section 203 Creation of New Cities Boroughs and Townships When a new school district is formed by the creation of a new city borough or township the court of common pleas having jurisdiction shall determine and enter in its decree the class of school districts to which such new district if formed shall belong and if of the first second or third class it shall thereupon become a new school district of such class. If the newly created city borough or township would constitute a school district of the fourth class the court of common pleas having jurisdiction shall so certify and a new school district shall be formed only if and when it is approved by the State Council of Education as hereinbefore provided.

Section 204 Basis for and Change of Classification The last United States census as set forth in the official report thereof shall be the basis on which the population of the several school districts shall be computed. A change from one class of school district to another shall be made in the following cases and in no other:

(1) After the taking of a United States census showing the population of any school district to be such as to entitle it to be changed from one class of school district to another.

(2) When a district which at a decennial census had sufficient population to entitle it to an advance to another class of district has since suffered a large decrease in population a census of the district may be authorized by the board of school directors of the district and if it shall appear that said district has not the required population to remain in the class in which the same then is the Superintendent of Public Instruction upon receipt of the facts disclosed by said census may issue his proclamation declaring such district to be of the class to which it properly belongs as disclosed by the census of the school board.

(3) Where the population of two districts combined subsequent to the taking of a United States census and ascertained by such census is such as to entitle the new or combined district to be in a class different from the class of either of the districts so combined.

(4) Where since the last preceding United States census any territory has been annexed to any city borough town or township whereby the population of such city borough town or township has been increased and the population of such annexed territory cannot be ascertained from the last preceding census of the United States the directors of the school districts affected by such annexation may apply to the court of common pleas for the appointment of a commissioner to make an enumeration of the population of such annexed territory. The court shall certify the population of the annexed territory so ascertained together with the population of the city borough town or township as shown by the last preceding United States census to the Superintendent of Public Instruction. The cost of the proceeding including reasonable compensation for the commissioner to be fixed by the court shall be paid by the school district.

Section 205 Change of Class How Effected Whenever it shall appear in any case hereinafter enumerated that the population of any school district in this Commonwealth is such that it should be included in another class of school districts the Superintendent of Public Instruction shall issue a certificate to said school district to that effect and such school district shall with the beginning of the next school year after said certificate has been issued become a school district of the class to which it

properly belongs The provisions of this section shall apply when

(1) The Superintendent of Public Instruction after the taking of each United States census has canvassed the same so far as it relates to the population of the several school districts which he is hereby required to do

(2) Territory comprising a separate school district is annexed to a city borough or township and the decree of the court or the vote of the electors effecting such annexation has been certified to the Superintendent of Public Instruction

(3) Territory has been annexed to a city borough town or township and enumeration of the population of such annexed territory has been made

(b) Powers and Duties etc

Section 211 General Powers of Districts The several school districts in this Commonwealth shall be and hereby are vested as bodies corporate with all necessary powers to enable them to carry out the provisions of this act

Section 212 Corporate Seal Each school district of this Commonwealth may by a majority vote of the members of the board of school directors of such district adopt a corporate seal for the use of said district The seal shall have engraved thereon the following "School District of Pennsylvania" and such other inscription or design as the board of school directors may direct

Section 213 Right to Sue and be Sued Each school district shall have the right to sue and be sued in its corporate name Any legal process against any school district shall be served on the president or secretary of its board of school directors

Section 214 Competency as Witnesses No person on account of being a taxpayer or resident in any school district shall be reason thereof be incompetent to testify in any suit or action in which such school district is a party

Section 215 Conveyances by Districts Any deed for school property properly executed and delivered in the name of any school district as established by this act shall convey to the grantee the entire interest of the grantor in such property irrespective of the manner or name in which said property was conveyed to or acquired by or is held by the school district conveying the same

Section 216 Gifts to Districts Investment Accounts (a) It shall be lawful for any school district to receive and hold absolutely or in trust any devise bequest grant endowment gift or donation of any property real or personal which shall be made to said school district or for any of the purposes of this act Any such devise bequest grant endowment gift or donation shall be administered by or under the direction of the board of directors of the district to which it is made subject to all the conditions and trusts thereto annexed The board of school directors shall not be obliged to accept any such devise bequest grant endowment gift or donation unless it deems it proper so to do

(b) The board of school directors shall promptly invest and keep invested as constantly as possible and to the best advantage any devise bequest grant endowment gift or donation accepted and the proceeds thereof Such investment may be made only in bonds legally and properly issued by a school district in this Commonwealth or in municipal bonds in which savings banks of Pennsylvania are authorized by law to invest their deposits Except in school districts of the first class all investments must be first approved by the president judge of the court of common pleas of the judicial district in which such school district is situated

(c) It shall be the duty of the board of school directors to keep an accurate account of all devises bequests grants endowments gifts and donations accepted the income arising therefrom the proceeds thereof and the expenses of administering the same and at the end of each fiscal year to render a detailed statement of such devises bequests grants endowments gifts and donations held and

possessed by such school district the proceeds thereof the investments which have been made therewith the income arising therefrom the expenses of administration and the purposes to which the income arising therefrom have been applied Such statement shall be audited as hereinafter provided for the auditing of school finances

Section 217 Unlawful Gifts It shall be unlawful for any member of or any board of school directors to demand request or accept directly or indirectly any gift or donation from any teacher or supervisor within its employ

(c) Changes in Districts

Section 226 Change in Districts When Effective If any new school district is made by the creation of any city borough township or independent school district or by the annexation of territory comprising a separate school district to a city or borough or township or if the boundary lines of any school district are changed by reason of the changing of the boundary lines of any city incorporated town borough township or independent school district then in any such case the change so far as it relates to school districts or school affairs shall take effect at the beginning of the first school year after such new city borough township or independent school district has been created or such annexation affected or such change in boundary lines permanently effected

Section 227 Filing Copy of Action Creating New District or Affecting Fourth Class District with Superintendent of Public Instruction Whenever a new school district is created by the creation of a new city borough township or independent school district or by the consolidation of two or more districts as a union district or an existing school district of the fourth class is affected by the annexation to a city or borough or township or territory included within a school district of the fourth class the clerk of the courts or other proper officer shall within ten days thereafter make a certified copy of the petition therefor agreement or ordinance and the decree or order creating such new city borough township or independent school district or union school district or of the decree of the court or vote of the electors affecting such annexation and mail the same to the Superintendent of Public Instruction Department of Public Instruction Harrisburg Pennsylvania

Section 228 Approval or Disapproval of Creation or Change of Fourth Class Districts (a) If the newly created city borough or township or independent school district or union school district or the part of a school district remaining after the separation would constitute a school district of the fourth class the receipt of said certified copy shall be deemed an application for the creation of a new school district of the fourth class or change in the boundaries of an existing school district of the fourth class and the Superintendent of Public Instruction shall within sixty days thereafter cause the State Council of Education to be convened The council shall thereupon consider such application and determine whether such new school district or independent school district or union school district or change in the boundaries of an existing school district of the fourth class is desirable and whether the welfare of the pupils within the territory affected thereby will be promoted by the creation of such district or change in the boundaries of such existing district

(b) If the council shall approve such application it shall certify its findings and its approval of such new district or change in such existing district thereon and transmit a certified copy thereof to the clerk of the courts or other proper officer from whom the application was received who shall file the same in such original proceedings whereupon the new city borough or township will become a new school district of the fourth class or the school district of the fourth class remaining after such annexation shall constitute a separate school district as so changed

(c) If in the judgment of the council the application should not be granted it shall endorse thereon "not approved" and transmit a certified copy thereof to the clerk of the courts or other proper officer from whom the ap-

plication was received who shall file the same in the original proceeding. In such event the boundaries of the existing school districts shall remain unchanged. Provided The State Council of Education may for cause shown upon subsequent application by ten taxables of a school district of the fourth class not coterminous with a city borough incorporated town or township vacate such refusal and may approve the creation of such new district of the fourth class or change in boundaries of an existing district of the fourth class and thereupon the same proceedings shall be had as herein provided upon the original application and with like effect.

Section 229 Annexation of District of First Class Whenever hereafter the territory comprising a school district of the second third or fourth class is annexed to a city comprising a school district of the first class the annexed school district shall immediately become merged in and become a part of said school district of the first class.

Section 230 Approval of Contracts and Changes after Vote for Annexation Where under the provisions of any act of Assembly an election shall be held for and against the annexation of territory comprising a school district of the second third or fourth class to a city comprising a separate school district and if it shall appear by the vote when counted that a majority has voted for said annexation and the result of said election shall have been certified to the court of quarter sessions having jurisdiction of the proceedings of the board of school directors of said annexed school district shall not thereafter make any change in text books or adopt additional textbooks or contract for any new school sites or let any contract for the erection enlargement alteration equipment or furnishing of any new school sites or let any contract for the erection enlargement alteration equipment or furnishing of any school building without the approval of the board of school directors of the said school district of such annexing city.

Section 231 Tax Levy or Debt for Building or Grounds Pending Change of Boundaries etc While proceedings are pending in court for the changing of any boundary lines of any city incorporated town borough or township or the creation of any new city borough or township the board of school directors in every school district to be affected by such change of boundary lines or creation of a new municipality shall be permitted to levy and assess a school tax and incur debts for the purpose of purchasing ground or building or enlarging a school building in the same manner as though such proceedings were not pending in court for the changing of any boundary lines of any such city incorporated town borough or township or the creation of any new city borough or township.

Section 232 Special Tax Directed by Court In addition to the levies provided for in the preceding sections when it is shown to the court of quarter sessions that by reason of the partition of any school district and the apportionment of the debts of the original district the debts of such school district exceed the amount which the board of directors may collect in any year by taxation the court after ascertaining the amount of indebtedness of any school district may by a writ of mandamus direct the board of school directors by special taxation to collect an amount sufficient to pay the same. If the amount of such indebtedness is so large as to render it inadvisable to collect the same in any one year taking into consideration other necessary taxation the court may direct the same to be levied and collected by annual installments and may order such special taxes to be levied and collected during such successive years as may be required for the payment of the same. The special tax shall be subject to the same penalties for non-payment and shall be computed and collected in the same manner as other school taxes.

(d) Independent Districts

Section 241 Creation of Independent Districts A majority of the taxable inhabitants of any contiguous terri-

tory in any school district or school districts as herein established may present their petition to the court of common pleas of the county in which each contiguous territory or a greater part in area thereof is situated asking that such territory be established as an independent school district. Where the territory described in any such petition is to be taken from two or more school districts such petition shall be signed by a majority of all the taxable inhabitants of the part of each school district which is to be included in such independent district. Such petition shall set forth a proper description of the boundaries of the territory to be included in such proposed independent school district and the desire of the petitioners for better school facilities than are or would be provided and maintained by the district or districts of which such proposed independent school district is a part. The court shall hold a hearing thereon of which hearing the school district or districts out of whole territory such proposed independent school district is to be taken shall have ten (10) days' notice. After taking into consideration the welfare of the pupils and taxpayers of such school district or school districts as well as of such proposed independent school district the court may make a decree establishing an independent school district and fix the boundaries thereof which may be more or less than those set forth in such petition.

Section 242 Approval of Fourth Class Districts Adjustment of Indebtedness Costs In all cases where such independent school district is created or the remaining part of the original district would constitute a fourth class school district the merits of the petition for its creation from an educational standpoint shall be passed upon by the Superintendent of Public Instruction and the petition shall not be granted unless approved by him. The court shall also determine the amount if any of the indebtedness of the school district from whose territory such independent district is taken that it shall assume and pay. If any such independent district so created shall include the territory of any former independent school district abolished by the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) having any indebtedness such indebtedness shall be assumed and paid by such newly created independent school district. Any independent district thus created shall belong to the class of school districts herein provided to which it is entitled to belong by its population as determined by the last preceding United States census.

In all cases where such proceedings result in the creation by decree of the court of a new school district the cost and office fees shall be paid by the new district otherwise by the petitioners.

Section 243 Abolition of Independent Districts Any independent school district established as herein provided may be abolished at any time by the court of common pleas of the county in which its school buildings are located on the petition of its board of school directors or on the petition of a majority of the resident taxpayers in the independent school district after hearing of which due notice shall be given as the court may direct to the school district or districts to which its lands would revert. When so abolished the territory thereof shall become part of and belong to the several school districts within whose boundaries the same is situated and its property and indebtedness if any shall be apportioned among them as hereinbefore provided.

(e) Union Districts

Section 251 How formed Any two or more school districts may form a union school district in the following manner. Each of the districts desiring to form a union school district shall present a petition to the county commissioners of the county where such district is located signed by at least a majority of the members of the board of school directors of each of said districts. The county commissioners shall take no action upon such petitions until they have been approved in writing by the Superintendent of Public Instruction. After such petitions have been approved and filed it shall be the duty of the county commissioners to submit to the electors of

the respective districts desiring to form a union school district at the next general or municipal election a question whether or not such school districts shall be united into a union school district. Such question shall be submitted in the form and manner provided by the general election laws of this Commonwealth for the submission of similar questions.

Section 252 Return of Election If a majority of the voters of each school district voting at said election shall be in favor of establishing a union district as shown by the returns of said election a certificate of the return shall be filed with the Superintendent of Public Instruction and with the clerk of the court of quarter sessions of the county and with the board of school directors of each of said school districts.

Section 253 When Established Classification Whenever any union district shall be formed as herein provided such district shall become a union school district on the first Monday in July after it has been formed. The classification of any such union school district shall be determined for the purposes of this act by the combined population of all the districts united as shown by the last preceding decennial census of the United States.

Section 254 Liabilities and Property of Component Districts Whenever any two or more school districts shall be consolidated into a union school district as herein provided all the debts and liabilities of the several districts shall become the debts of the union school district unless otherwise provided by an agreement in writing approved by a majority vote of each board of school directors prior to the time said question of forming a union school district is submitted to the voters. All rights of creditors against any of the districts shall be preserved against the union school district. All property heretofore vested in the several districts shall become vested in the union district and all debts and taxes owing to the districts uncollected in the several districts and all moneys in the treasuries of the several districts shall be paid to the treasurer of the new district.

(f) Merger of Districts

Section 261 Standards and Regulations Approval of Plans The State Council of Education shall adopt and prescribe standards and regulations for the merger of school districts or parts thereof. Such standards and regulations shall take into consideration the following factors: topography, density of population, community interests, facility of transportation of pupils, financial ability of the district, school organization and existing school plants. Such standards and regulations may be revised from time to time by the State Council of Education as the need therefore appears.

The State Council of Education shall review and approve or disapprove all plans for the merger of school districts or parts of school districts and for the reorganization of administrative units and attendance areas submitted by county boards of school directors in accordance with the prescribed standards and regulations.

Section 262 County-Wide Plans for Merger etc. In the event that in any county county-wide plans for the merger of school districts or parts of school districts and for the reorganization of attendance areas and administrative units have not been approved and assented to by the electors of the districts affected thereby the county board of school directors shall prepare revised plans and shall submit the same to the State Council of Education on or before the first Monday of July one thousand nine hundred fifty-three. If such plans or any plans heretofore prepared and submitted for any county are approved by the State Council of Education the county board shall cause such plans to be submitted to the electors of the districts affected as hereinafter provided.

Section 263 Petitions and Elections for Mergers Returns When Effective Upon the approval of said plans by the State Council of Education it shall be the duty of the county board of school directors to prepare and present petitions for such mergers to the court of common pleas of the county. In case such districts or parts of districts are situated in two or more counties the petitions shall

be presented to the court of common pleas of the county in which the largest part in area of the land affected is situated which court shall have exclusive jurisdiction over the matter.

The petition for any such merger shall request the submission of the question of such merger to the electors of each district affected thereby at the next general or municipal election to be held at least ninety (90) days after the presentation of said petition. The question to be submitted to the electors shall be framed by the court and be by it certified to the county commissioners for submission to the electors of each district affected thereby. Such submission shall be in accordance with the laws of this Commonwealth relating to the submission of similar questions.

If a majority of the electors of each school district voting therein shall be in favor of merger as shown by the returns of the election a certificate of the returns shall be filed with the Superintendent of Public Instruction, the prothonotary of the court of common pleas, the county board of school directors and the board of school directors of each of said school districts. The merger shall become effective on the first Monday in July next succeeding the election. The merger shall be effective as to only those districts in which a majority of the electors voting on the question shall have assented to the merger. If the electors do not assent to the merger revised plans shall be submitted within five years in accordance with the foregoing procedure.

Section 264 Merged Districts Assets and Liabilities Whenever any school district shall be merged with any other district or districts all the debts and liabilities of the several districts shall become the debts of the merged school district unless otherwise provided by an agreement in writing approved by a majority vote of each board of school directors prior to the time the question of merging is submitted to the voters. All rights of creditors against any of the districts shall be preserved against the merged school district. All property heretofore vested in the several districts shall become vested in the merged district and all debts and taxes owing to the districts uncollected in the several districts and all moneys in the treasuries of the several districts shall be paid to the treasurer of the new district.

In each case where only a part of a district is merged the distribution of assets and liabilities of the part merged and the part not to be merged shall be determined by written agreement by the county board and the board of the district affected before the question is submitted to the electors.

(g) Apportionment of Property and Indebtedness

Section 271 Amicable Adjustment and Apportionment In any case where (1) any school district is abolished and its land reverts to or becomes a part of two or more school districts or (2) any land heretofore annexed to one school district is made a part of the district in which it is located or (3) a new district is made by the creation of a new city, borough, township or independent school district out of one or more school districts or (4) the boundary lines of any district are changed by the changing of the boundary lines of any city incorporated town, borough, township or school district or (5) any part of any school district is merged with any other district or districts or parts thereof then in any such case the school districts to which land has been annexed or from which land has been taken or which have been newly created shall make a just and proper adjustment and apportionment of all school property, real and personal, including funds as well as indebtedness if any to and among such school districts. Such adjustment and apportionment shall be made as of the date of the decree or order creating such new city, borough, township or school district or of the decree of the court or vote of the electors effecting such annexation or merger.

Section 272 Apportionments How and When Made In making such adjustment and apportionment of property and indebtedness the amount and assessed value of land acquired by or taken from such districts as compared with

the amount and assessed value of the other land in the districts as well as the value of the school grounds together with the buildings thereon and the furniture and equipment therein and other school property in such districts shall be taken into consideration in determining the amount if any that shall be paid by one district to another or in apportioning the indebtedness if any that shall be assumed and paid by any of the districts Such adjustment and apportionment of property and liability shall be made by the boards of school directors of the several districts concerned before or during the first school year after such boundaries have been changed

Section 273 Apportionment by Commissioners In case the boards of school directors of the several school districts cannot make amicable apportionment and adjustment of their property and indebtedness before or during the first school year beginning after any such change in their boundary lines is made any one of such school districts may at any time within the succeeding school year present its petition to the court of common pleas of the county in which such school districts is located The court shall appoint three disinterested commissioners residents and taxpayers of the county not residing in either of the districts whose boundary lines are changed Such commissioners after a hearing shall make a report to the court making an apportionment and adjustment according to the provisions of this act of all school property as well as indebtedness if any to and among the several school districts from which or to which land has been taken or added or which have been newly created as the case may be Said report shall state the amount if any that shall be due and payable from one district to another as well as the amount of indebtedness if any that shall be assumed by any district Due notice of such hearing shall be given to the several districts interested as the court may direct

Section 274 Confirmation of Report Effect Costs The commissioners shall give the several districts interested at least five (5) days' notice of the filing of their report Unless exceptions are filed thereto by any district interested within thirty (30) days after the filing thereof the same shall be confirmed by the court absolutely Any sum awarded by said report to any school district shall be a legal and valid claim in its favor against the school district charged therewith The amount of debt if any apportioned to any school district shall be a legal and valid claim against such district charged therewith Upon the report of the commissioners being confirmed such claims or indebtedness charged against any school district may be collected in the same manner as a judgment is collected against any school district

Such commissioners shall be allowed three dollars (\$3) per day for each day actually spent by them in the performance of their duties together with their actual necessary expenses All costs and expenses of such proceeding shall be apportioned by the court to and among the several school districts as it shall deem proper

Section 275 Court to Dispose of Exceptions In case exceptions are filed to the report of the commissioners the court shall dispose of the same taking testimony therein if it deems advisable The decision of the court thereon shall be final and binding on the several districts without any right of appeal

Section 276 Apportionment by Bill in Equity If the respective school districts shall neglect or refuse to petition the court for the appointment of commissioners to secure an apportionment and adjustment within the period of the second year as herein provided either of said school districts or any ten resident citizens owning taxable property within either of said school districts may file a bill in equity at any time within six (6) years from the date of said change in boundary lines in the name of the school district or for the use of the school district against the other school district in the court of common pleas of the proper county to have such indebtedness apportioned and adjusted and setting forth the facts upon which any claim of amounts due shall be made in accordance with the manner of adjustment set forth in the

preceding sections of this act Such case shall be proceeded with in accordance with the equity rules and a decree of dismissal or of payment shall be made after due hearing by the court subject to further right of appeal as allowed by law

Section 277 Districts in More Than One County In cases in which such districts are situated in two or more counties the court of common pleas of the county in which the largest part in area of the land annexed to or taken from any district is situated shall have exclusive jurisdiction over the matter If commissioners are to be appointed the court may appoint the commissioners from any one or all such counties

Article III

School Directors

Section 301 Board of Directors Election or Appointment The public school system of the Commonwealth shall be administered by a board of school directors to be elected or appointed as hereinafter provided At each election of school directors each qualified voter shall be entitled to cast one vote for each school director to be elected Any system providing for cumulative voting for the office of school director is hereby abolished

Section 302 Number and Appointment in Districts First Class Terms of Office In each school district of the first class the board shall be known as the "Board of Public Education" and shall consist of fifteen (15) school directors whose term of office shall be six (6) years The terms of five of the members shall expire on the second Monday of November of each odd numbered year as now provided by law The judges of the courts of common pleas of the county in which such school district is situated shall in October of every odd numbered year appoint five (5) members for terms of six (6) years Their term of office shall begin on the second Monday of November next following their appointment

Section 303 Number and Election in Districts Second Class Terms of Office In each school district of the second class there shall be a board of nine (9) school directors who shall be elected at large and whose terms of office shall be six (6) years The terms of three of the members shall expire on the first Monday of December of each odd numbered year as now provided by law At each municipal election three school directors shall be elected at large for terms of six (6) years Their terms of office shall begin on the first Monday of December following their election

Section 304 Number and Election in Districts Third Class Terms of Office In each school district of the third class there shall be a board of seven (7) school directors who shall be elected at large and whose terms of office shall be six (6) years The terms of the members now in office shall expire at the end of the terms for which they were respectively elected At each of the municipal elections held in November one thousand nine hundred and forty-nine (1949) and in November one thousand nine hundred and fifty-one (1951) two school directors shall be elected At the municipal election held in November one thousand nine hundred and fifty-three (1953) three school directors shall be elected At each of the first two municipal elections thereafter two school directors shall be elected At the third municipal election three shall be elected Thereafter two school directors shall be elected at each of the two succeeding municipal elections and three at each third municipal election All shall be elected at large for terms of six years Their terms of office shall begin on the first Monday of December following their election

Section 305 Number and Election in Districts Fourth Class Terms of Office In each school district of the fourth class there shall be a board of five (5) school directors who shall be elected at large and whose terms of office shall be six (6) years The terms of the members now in office shall expire at the end of the terms for which they were respectively elected At each of the municipal elections held in November one thousand nine hundred and forty-nine (1949) and in November one thousand nine hundred and fifty-one (1951) two school directors shall be

elected At the municipal election held in November one thousand nine hundred fifty-three (1953) one school director shall be elected At each of the first two municipal elections thereafter two school directors shall be elected At the third municipal election one shall be elected Thereafter two school directors shall be elected at each of the two succeeding municipal elections and one at each third municipal election All shall be elected at large for terms of six (6) years Their terms of office shall begin on the first Monday of December following their election

Section 306 Elections Where District Not Coextensive With or in More than One City Borough or Township Whenever any school district is not coextensive with a city borough incorporated town or township the county commissioners shall furnish the proper election officials with a certified list of the qualified electors of such school district and with necessary ballots to enable such electors to vote on matters pertaining solely to such school district When such school district lies in two or more cities boroughs incorporated towns or townships or any combination thereof the judge inspectors and clerks of each election district within such school district which lies in two or more cities borough incorporated towns and townships or any combination thereof shall make out a complete return of all the votes given at any election for officers in the school district or for the submission of any question to the electors of such district designating the number of votes cast for each person and for and against each question so submitted to the electors Whereupon the judge and inspectors shall appoint one of their number for return judge to meet the other return judge or judges of the school district on the second day after any such election at the oldest election place within the district or at such place within the district as shall have been appointed by the court of common pleas The judges shall then and there add together with number of votes cast for each person voted for and for and against any question submitted to the electors and shall make out the returns as the nature of the election may require complying in all respects with the provisions of existing election laws After the performance of such duties the return judges shall appoint one of their number by consent or lot to deliver within two days thereafter the full returns of the vote for officers to the prothonotary of the court of common pleas and of the vote on questions submitted to electors to the clerk of the court of quarter sessions of the proper county in the manner now provided by law for making townships or borough returns Such judges shall ascertain and declare the result of such election and shall issue certificates to persons elected to fill such offices within five (5) days after making such returns

Section 307 Newly Formed Districts Where a new school district of the first second or third class is formed by the creation of a new city borough or township and where a new school district of the fourth class is so formed and is approved by the State Council of Education the court of common pleas having jurisdiction shall appoint a board of school directors for such new school district which shall serve until the first Monday of December next following the first municipal election occurring more than thirty (30) days after the formation of such new school district

Section 308 Elections or Appointments in Newly Formed Districts At the first municipal election occurring more than thirty (30) days subsequent to the formation of such new school district a board of school directors for such district shall be elected or appointed as provided in this act Such school directors shall be elected or appointed for such terms that the number and terms of those whose places are to be filled at each succeeding municipal election shall be the same as the number and terms of those whose places are filled at the corresponding election in other school districts of the same class

Section 309 Change of Class of Districts If any school district hereafter becomes a district of the first class a new board of school directors shall be appointed in the manner provided in this act for the appointment of school directors in districts of the first class If any school dis-

trict hereafter becomes a district of any of the other classes and the number of directors therein is increased the additional directors shall be appointed or elected as vacancies in the board of directors are now filled and for terms corresponding to those of directors in other school districts of the same class When the change reduces the number of directors in such district the school directors then in office shall hold office during the respective terms for which they are elected and as vacancies are about to happen by the expiration of the terms of any directors a number of directors shall be elected at the municipal election preceding such vacancies equal to the number of directors required by law to be elected at the corresponding election in other school districts of the same class

Section 310 Annexation of Territory Consolidations When territory comprising a separate school district is annexed to a city or boroughs or township the terms of office of all the school directors of such annexed territory shall expire at the beginning of the first school year after such annexation is affected except the terms of the president and vice-president who shall hold office during the respective terms for which they were elected When two or more school districts are consolidated as a union school district or when two or more school districts are consolidated as a result of the consolidation of boroughs as provided in the General Borough Act the school directors then in office in both or all of the districts shall hold office during the respective terms for which they were elected In either case no election for school director in the district shall be held unless on the first Monday of January next following a municipal election there would be a less number of directors than is provided by law for the district of the same class

At each subsequent municipal election only so many school directors shall be elected as will on the first Monday of January then next following bring the number of school directors to the proper number of the district

Section 311 Appointment in Independent Districts Terms of Office Every independent school district established as herein provided shall have its affairs administered by a board of school directors subject to all the provisions of this act relating to the class of school districts to which such independent district belongs The court establishing such independent school district shall at the time of so doing appoint a board of properly qualified residents of the district of like number and for the same terms as is herein provided for such class of districts In November of every odd year such court shall appoint the proper number of directors for the full term of six years whose terms shall begin on the first Monday of December following their appointment Any vacancy in such board shall be filled by the court for the unexpired term

Section 312 Union Districts Whenever any two or more school districts shall be consolidated into a union school district the directors then in office in each of said districts shall continue in office until the expiration of their respective terms and shall jointly constitute the board of school directors of the union school district At the first municipal election after a union school district is created and at each subsequent municipal election there shall be elected in the union school district the same number of school directors and for like terms as is provided by this act for school districts of the class to which such union school district belongs so that upon the expiration of the terms of the directors of the former districts which were united the board of school directors of the union school district shall be composed of the same number as in other districts of its class

Section 313 Merged Districts In any instance in which a school district is merged with another district or districts by the terms of this act the directors then in office in each of said districts shall continue in office until the expiration of their respective terms and shall jointly constitute the board of school directors of the resulting merged school district At the first municipal election after a merged school district is created and at each subsequent municipal election there shall be elected in the merged school district the same number of school directors and

for like terms as is provided by law for school districts of the class to which the merged school district belongs so that upon the expiration of the terms of the directors of the former districts which were merged the board of school directors of the merged district shall be composed of the same number as in other districts of its class

Section 314 Two or More Persons Receiving Same Number of Votes If at any election two (2) or more candidates for school director receive the same number of votes for the same office such persons shall in such manner as they see fit decide which of them shall be entitled to the office for which they received an equal number of votes. In case they fail so to do and to file with the president or secretary of the board of school directors in said district within twenty (20) days after the election a paper signed by all the candidates receiving the same number of votes stating which of said persons shall hold said office then the office for which they were candidates shall be vacant and the board of school directors organizing in December following such election shall during the month of December fill such vacancy by the appointment of an eligible person but none of the parties who had received an equal number of votes for such office shall be eligible for such vacancy

Section 315 Filling of Vacancies In case any vacancy shall occur in any board of school directors by reason of death resignation removal from the district or otherwise such vacancy shall in a school district of the first class be filled for the unexpired term by the court of common pleas of the county in which such school district is situated and in a school district of the second third or fourth classes the remaining members of the board of school directors shall by a majority vote thereof fill such vacancy within thirty (30) days thereafter in a district or the second third or fourth class the persons selected to fill such vacancy shall hold his office if the term thereof so long continues until the first Monday of December after the first municipal election occurring more than thirty (30) days after his appointment. At such election an eligible person shall be elected for the remainder of the unexpired term. If by reason of a tie vote or otherwise such vacancy shall not have been filled by the board of school directors within thirty (30) days after such vacancy shall have occurred the court of common pleas of the proper county upon the petition of ten or more resident taxpayers shall fill such vacancy by the appointment of a suitable person for the unexpired term. When any member of a board of school directors heretofore or hereafter enlists or is inducted into the military or naval forces of the United States in time of war a temporary vacancy shall be declared which shall be filled by the remaining members of the board or the court as the case may be until the return of such members of the board from the military or naval service or until the expiration of the term for which he shall have been elected whichever shall be the shorter period

Section 316 Vacancies in Majority of Members In case vacancies occur whereby the offices of a majority of the members of any board of school directors other than the board of school directors of a school district of the first class becomes vacant the remaining members shall fill such vacancies one at a time giving the new appointee such reasonable notice of his appointment as to enable him to meet and act with the then qualified members of the board in making further appointments until a majority of the board has been secured when such majority shall fill the remaining vacancies at a meeting attended by the majority of said board. All appointees shall receive a majority of the votes of the members present at any such meeting. The persons selected to fill such vacancies shall hold their offices if the terms thereof continue so long until the first Monday in December after the first municipal election occurring more than thirty (30) days after their appointment at which election eligible persons shall be elected to fill the unexpired terms

Section 317 Vacancies in All Members If at any time vacancies exist or occur in the membership of all the members of any board of school directors in any school

district other than a school district of the first class the court of common pleas of the county in which such district or the largest part in area thereof is located shall appoint a board of properly qualified persons who shall serve if the terms thereof continue so long until the first Monday in December after the first municipal election occurring more than thirty (30) days after their appointment at which election a board of school directors for such district shall be elected as herein provided in such manner that the number and terms of those whose places are to be filled at each succeeding municipal election shall be the same as the number and terms of those whose places are filled at the corresponding election in other school districts of the same class. Whenever a vacancy of the entire membership of a board of school directors in any school district of the fourth class occurs the county superintendent of schools may enter and take full charge of and at the expense of the district maintain the schools thereof in accordance with the provisions of the school laws of the Commonwealth under the direction of the Superintendent of Public Instruction and may continue in charge thereof until a board of school directors has been appointed and has qualified

Section 318 Removal for Failure to Organize or Neglect of Duty If the board of school directors in any district shall fail to organize as hereafter provided or refuse or neglect to perform any duty imposed upon it by the provisions of this act any ten resident taxpayers in the district may present their petition in writing verified by the oath or affirmation of at least three of them to the court of common pleas of the county in which such district or the largest part in area of it is located setting forth the facts of such refusal or neglect of duty on the part of such school directors. The court shall grant a rule upon the school directors returnable in not less than ten or more than twenty days from the date of issue thereof to show cause why they should not be removed from office. The school directors shall have at least five days' notice of the granting of the rule. On or before the return day of the rule the school directors individually or jointly shall file in writing their answer or answers to the petition under oath. If the facts set forth in the petition or any material part thereof is denied the court shall hear the several parties on such matters as are contained in the petition. If on such hearing or if when no answer is filed denying the facts set forth in the petition the court shall be of the opinion that any duty imposed on the board of school directors which is by the provisions of this act made mandatory upon them to perform has not been done or has been neglected by them the court shall have power to remove the board or such of its number as in its opinion is proper and appoint for the unexpired terms other qualified persons in their stead subject to the provisions of this act

The court shall impose the cost of such proceedings upon the petitioners or upon the school directors or upon the school district or may apportion the same among them as it shall deem just and proper

Any person so removed from the office of school director shall not be eligible again as school director for the period of five (5) years thereafter

Section 319 Vacancy where Director Fails to Qualify or Attend Meetings If any person elected or appointed as school director who has been notified of his election or appointment shall refuse or neglect to qualify as such director within ten days next succeeding the beginning of his term of office the remaining members of the board may declare his office as director vacant

If any person having qualified as school director shall neglect or refuse to attend two successive regular meetings unless detained by sickness or prevented by necessary absence from the district or if in attendance at any meetings shall neglect or refuse to act in his official capacity as a school director the remaining members of the board may declare his office as director vacant

Section 320 Notification of Election The number of votes cast for the several candidates for school directors in all school districts in this Commonwealth at any election shall

be returned by the election officers as provided by law and the clerk prothonotary or other proper authority shall within ten days thereafter under seal of the court certify the result of the election to each candidate duly elected and a duplicate copy of each such certificate shall be mailed to the president of the board of school directors in the district in which such person or persons were elected.

Section 321 Compensation Oath of Office All persons elected or appointed as school directors shall serve without pay except as hereinafter provided. Before entering upon the duties of their office each shall take and subscribe to the following oath or affirmation which may be administered by any one qualified to administer an oath or as hereinafter provided.

I do solemnly swear (or affirm) that I will support obey and defend the Constitution of the United States and the Constitution of this Commonwealth and that I will discharge the duties of my office with fidelity that I have not paid or contributed or promised to pay or contribute either directly or indirectly any money or other valuable thing to procure my nomination or election (or appointment) except for necessary and proper expenses expressly authorized by law that I have not knowingly violated any election law of this Commonwealth or procured it to be done by others in my behalf that I will not knowingly receive either directly or indirectly any money or other valuable thing for the performance or non-performance of any act or duty pertaining to my office other than the compensation allowed by law.

Section 322 Eligibility Incompatible Offices Any citizen of this Commonwealth having a good moral character being twenty-one (21) years of age or upwards and having been a resident of the district for at least one (1) year prior to the date of his election or appointment shall be eligible to the office of school director therein. Provided That any person holding any office or position of profit under the government of any city of the first class or the office of mayor chief burgess county commissioner district attorney city borough or township treasurer member of council in any municipality township commissioner road supervisor tax collector assessor assistant assessor any comptroller auditor constable county superintendent or assistant county superintendent supervisor principal teacher or employe of any school district shall not be eligible as a school director in this Commonwealth. This section shall not prevent any district superintendent assistant district superintendent supervisor teacher or employe of any school district from being a school director in a district other than the one in which he is so employed. A school director shall not be eligible to the office of member of council in any municipality.

Section 323 Ineligibility Any person who has held any office of trust or profit under the laws of the United States or of this Commonwealth or in any county city borough incorporated town or township therein and has been removed therefrom for any malfeasance in office shall not be eligible to the office of school director.

Section 324 Not to be Employed by District Exception No school director shall during the term for which he was elected or appointed be employed in any capacity by the school district in which he is elected or appointed or receive from such school district any pay for services rendered to the district except as provided in this act. Provided That one who has served as a school director for two consecutive terms of six years each may be elected to the position of attorney or solicitor for the board of which he was a member by the unanimous vote of all the other members of the board and after resigning his office as school director shall be entitled to receive such pay for his services as solicitor as the board of school directors may determine.

Section 325 Offering Bribes Penalty Every person who shall individually or by or through any agent or representative directly or indirectly promise pay or give to any school director in this Commonwealth any sum of money or other valuable thing or make any promise of any office or appointment of any kind in order to influence or secure the voting for or the appointment of himself or

any other person as a teacher county superintendent district superintendent assistant superintendent associate superintendent tax collector attendance officer or to any other position connected with the public schools of this Commonwealth or for the purpose of having his salary increased while holding any appointment under the provisions of this act shall be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine of not less than five dollars (\$5) or more than five hundred dollars (\$500) or be sentenced to the county jail for not less than thirty (30) days or more than one year or both at the discretion of the court. Any person so convicted shall thereafter be ineligible to be engaged as a teacher or to hold any office or appointment provided for by the provisions of this act.

Section 326 Receiving Bribes Penalty Any school director in this Commonwealth who shall directly or indirectly accept or receive any money or other valuable thing for voting for or against or for withholding his vote for or against any appointment or matter or action that may come before the board or any committee thereof or before any convention of school directors of which he is a member shall be guilty of a misdemeanor and on conviction thereof shall forfeit his office and shall not be eligible again to hold office of any kind provided for in this act and shall be sentenced to pay a fine of not less than five dollars (\$5) or more than five hundred dollars (\$500) or to undergo imprisonment in the county jail for a term of not less than thirty (30) days or more than one year either or both as the court may determine.

Article IV

Organization Meetings and Officers of Boards of School Directors

(a) General Provisions

Section 401 Beginning of School Year Organization Meetings (a) In all school districts of the first class the school year shall begin on the first day of January of each year and the school directors shall meet and organize annually on the second Monday of November.

(b) In all school districts of the second third and fourth class the school year shall begin on the first Monday of July of each year and the school directors shall meet and organize annually on the first Monday of December.

(c) When a new school district is created or when the offices of all the school directors of a district become vacant the school directors appointed by the court in any such case shall meet and organize within ten days after their appointment.

(d) When two or more school districts are consolidated in any manner provided in this act and under the provisions of this act the members of the boards of directors of the respective districts continue in office during the respective terms for which they were elected and become the school directors of the consolidated district they shall organize on the first Monday of July following such consolidation by electing a president and vice-president who shall hold their respective offices until the first Monday of December following their election and by the election of a secretary for the consolidated district who shall serve for the remainder of the term for which secretaries are elected and by the election of a treasurer for the consolidated district who shall hold office for the school year.

Section 402 Notice of Organization Meetings Temporary Officers etc. All members of the board of school directors in every school district shall be given five days' notice by mail by the secretary of the retiring board of the time and place of meeting for organization at which time and place if a majority are present an organization shall be effected as follows. In districts of the first class there shall be elected from the hold-over members a temporary president and secretary and in all other school districts there shall be elected from the hold-over members a temporary president and the secretary of the board shall act as secretary of such meeting. The certificates of the election or appointment of all new school directors shall

be read and a list of the legally elected or appointed and qualified school directors prepared. If any of the members have not taken and subscribed to the oath of office required by this act the same may be administered to them by the temporary president.

Section 403 Districts First Class Permanent Organization Election of Officers. In all school districts of the first class the school directors shall effect a permanent organization by electing a president and vice-president from their members and a secretary who is not a member. They shall elect the treasurer of the city constituting such school district of the first class as the school treasurer for such school district for the ensuing fiscal year.

The school treasurer of each school district of the first class may recommend to the board of public education for appointment a deputy school treasurer. The board of public education shall appoint as deputy school treasurer the candidate recommended by the school treasurer who in case of death resignation or inability of the school treasurer to act for any cause whatsoever shall have the same powers and shall perform the same duties as imposed by law on the school treasurer. In case the school treasurer does not recommend to the board of public education for appointment a deputy school treasurer the board of public education may elect a deputy school treasurer who shall serve until such time as the school treasurer recommends to the board of public education the appointment of a deputy school treasurer. The salary of the deputy school treasurer shall be fixed by the board of public education. He shall furnish bond in the sum of ten thousand dollars (\$10,000).

Section 404 Districts Second Third and Fourth Class Permanent Organization Election of Officers. In each school district of the second third and fourth class the school directors shall effect a permanent organization by electing on the first Monday of December from their members a president and vice-president each to serve for one year and shall annually during the month of May elect a treasurer to serve for one year beginning the first Monday in July following such election and shall during the month of May one thousand nine hundred and fifty-three and every four years thereafter elect a secretary for a term of four years beginning the first Monday of July following such election. The secretary shall at the time of his election and during his term of office be a resident of the district. The treasurer may be any corporation duly qualified and legally authorized to transact a fiduciary business in the Commonwealth. Vacancies in the office of secretary shall be filled for the unexpired term. In school districts of the second class the secretary and treasurer shall not be members of the board. In districts of the third and fourth class they may be members of the board. The same person shall not be secretary and treasurer of any board of school directors.

No superintendent assistant superintendent supervising principal or teacher shall serve either temporarily or permanently as an officer of the school board by which he is employed.

Section 405 President or Secretary Pro Tempore. In the absence of both the president and vice-president or of the secretary the board of school directors may elect a president or secretary pro tempore for such meeting only and the appointment of such temporary officer shall be noted on the minutes of such meeting.

Section 406 Solicitor and Other Appointees. Each board of school directors may appoint a solicitor and such other appointees clerks or employes as it may deem proper none of whom except as provided in section three hundred twenty-four of this act shall be a member of the board and shall define their duties and fix their salaries.

Section 407 Rules and Regulations. Each board of school directors may adopt reasonable rules and regulations for its government and control.

Section 408 Records etc Open to Taxpayers. The accounts and records of proceedings of the board of every school district of the third and fourth class and of their officers shall be open to the inspection of any taxpayer thereof his her or its agents or representative upon request therefor in writing to the board of school directors

at a regular meeting.

Section 409 Payment of Premiums on Officers' Bonds by School Districts. When any officer or employe of any school district shall be required to give a bond for the faithful performance of his duties and such bond shall be required to be endorsed by a surety company it shall be lawful for the school district to pay the premium on such bond.

(b) Meetings

Section 421 Times and Places. Each board of school directors in this Commonwealth shall have specified times and places at which it shall hold its meetings and shall during the school term meet at least once every two months. The meetings for organization and meetings provided for by any board of school directors at stated times at which such board is required to meet or any adjournment thereof shall be called "regular meetings" and all other meetings shall be called "special meetings".

Section 422 Quorum Filling Vacancies. A majority of the members of a board of school directors shall be a quorum. If less than a majority is present at any meeting no business shall be transacted at such meeting but the members present may adjourn to some stated time. Provided That if there shall be a minority of the board present because a majority of the seats are vacant then in such case the minority members at any such meeting may fill vacancies in the manner provided in this act.

Section 423 Special Meetings. Members shall have reasonable notice of all special meetings and any board may adopt reasonable rules directing the kind and length of notice of the meetings of the board that shall be given to its members by the secretary.

No business shall be transacted at any special meeting except that named in the call sent to the members for such special meeting. Provided That special meetings may be called for general purposes.

(c) President and Vice-President

Section 426 President to Preside Calling Special Meetings. The President shall preside at all meetings. He may call special meetings at any time. He shall call a special meeting whenever so requested in writing by any three members of the board of school directors. Should he fail or refuse so to do a special meeting may be called at any time by a majority of the legally qualified and acting members of the board.

Section 427 Duties of President. The president shall be the executive officer of the board of school directors and as such he together with the secretary when directed by the board shall execute any and all deeds contracts warrants to tax collectors reports and other papers pertaining to the business of the board requiring the signature of the president. In school districts other than in school districts of the first class he shall after the board has acted on and approved any bill or account for the payment of money authorized by this act sign and order on the treasurer for the payment of the same. He shall in no case except as this section otherwise provides sign any order for any sum unless the same has first been acted upon and approved by the board and the amount thereof and the name of the payee properly inserted. Any orders which shall be for the payment of amounts owing under any contracts which shall previously have been approved by the board and by the prompt payment of which the district will receive a discount or other advantage may be signed without the approval of the board first having been secured. All such orders shall be presented to the board at its next meeting. The president shall perform such other duties as the board may direct and as pertain to his office.

Section 428 Duties of Vice President. In the absence of the president the vice-president shall act in his stead.

(d) Secretary

Section 431 Bond. Before he enters upon the duties of his office the secretary of the board of school directors shall furnish to the school district for the faithful performance of his duties a bond in such amount and with such surety or sureties as may be required of him and

approved by the board of school directors. The cost of such bond may be paid for by the school district. In lieu of furnishing a surety bond the secretary may file his own collateral bond in such amount as may be required by the board of school directors secured by an actual deposit with the board of school directors or with any bank or trust company within the Commonwealth which may be agreed upon of any of the securities which depositories may use to secure the deposit of school funds as herein provided. The total market value of the securities thus deposited shall equal the amount of the collateral bond. Such collateral bond shall be conditioned upon the faithful performance of his duties as secretary. The securities thus deposited shall constitute a trust fund to be available for the satisfaction of any liability accruing upon the collateral bond.

The securities shall be accompanied by a proper assignment or power of attorney for their transfer. Such trust deposit in the event of any depreciation in its value shall be maintained upon request in writing of the board of school directors at the amount provided therein. The board of school directors may permit the secretary to substitute for any one or more bonds or obligations included in any such securities other bonds or obligations that meet the requirements of this act.

Section 432 Compensation. The secretary of the board of school directors may receive for his services such compensation as the board shall fix the amount of which shall be reported annually to the Superintendent of Public Instruction and be printed in his report.

Section 433 Duties. The secretary of the board of school directors shall perform the following duties:

(1) He shall keep a correct and proper record of all the proceedings of the board and shall prepare such reports and keep such accounts as are required by the provisions of this act.

(2) He shall after the board has acted on and approved any bill or account for the payment of money authorized by this act prepare and sign an order on the treasurer for the payment of the same. He may prepare and sign orders on the treasurer for the payment of amounts owing under any contracts which shall previously have been approved by the board and by the prompt payment of which the district will receive a discount or other advantage without the approval of the board first having been secured.

(3) He shall attest in writing the execution of all deeds, contracts, reports and other instruments that are to be executed by the board.

(4) He shall furnish whenever requested any and all reports concerning the school affairs of the district on such form and in such manner as the State Council of Education or the Superintendent of Public Instruction may require.

(5) He shall have general supervision of all the business affairs of the school district subject to the instruction and direction of the board of school directors.

(6) He shall be the custodian of all the records, papers, office property and official seal of the school district and at the expiration of his term shall turn the same over to his successor.

(7) He shall keep correct accounts with each receiver of taxes, school treasurer or school tax collector of the district reporting a statement of the same together with a statement of the finances of the district at each regular meeting of the board which statement shall be entered in full upon the minutes.

(8) He shall perform such other duties pertaining to the business of the district as are required by this act or as the board of school directors may direct.

(e) Treasurer

Section 436 Bond. Every person elected treasurer of any school district including the city treasurer elected as treasurer of a school district of the first class shall before entering upon the duties of his office furnish to the school district a proper bond in such amount and with such surety or sureties as the board of school directors therein may approve conditioned for the faithful performance of his duties as school treasurer. If any school treasurer is re-elected he

shall furnish a new bond for each year. The treasurer's bond may be paid for by the school district. In lieu of furnishing such a bond the treasurer may file his own collateral bond in such amount as may be required by the board of school directors secured by an actual deposit with the board of school directors or with any bank or trust company within the Commonwealth which may be agreed upon of any of the securities which depositories may use to secure the deposit of school funds as herein provided. The total market value of the securities thus deposited shall equal the amount of the collateral bond. Such collateral bond shall be conditioned upon the faithful performance of his duties as treasurer. The securities thus deposited shall constitute a trust fund to be available for the satisfaction of any liability accruing upon the collateral bond. The securities shall be accompanied by a proper assignment or power of attorney for their transfer. Such trust deposit in the event of any depreciation in its value shall be maintained upon request in writing of the board of school directors at the amount provided herein. The board of school directors may permit the treasurer to substitute for any one or more bonds or obligations included in any such securities other bonds or obligations that meet the requirements of this act.

The school treasurer shall not enter upon the duties of his office until his bond with the proper sureties or securities has been furnished to and approved by the board of school directors.

Section 437 Audit of Accounts. The accounts of the school treasurer shall be audited annually as hereinafter provided.

Section 438 Compensation. School treasurers shall be paid such compensation as the boards of school directors of the respective districts may determine. In all school districts of the second, third and fourth class such compensation or commission shall not exceed two per centum of the amount of funds paid out on school orders. No compensation shall be allowed to any school treasurer on account of any balance in his hands paid over to his successor nor for the repayment of any loan or redemption of bonds whether upon order or otherwise. The compensation received by each school treasurer for the preceding year shall be reported annually to the Superintendent of Public Instruction and be printed in his report.

Section 439 Receipt and Payment of School Funds. The treasurer of each school district shall receive all State appropriations, district school taxes and other funds belonging to the school district and make payments out of the same on proper orders approved by the board of school directors signed except in districts of the first class by the president and in any school district of the first class by the secretary. The treasurer may pay out such funds on orders which have been prepared and signed by the secretary and in school districts other than in school districts of the first class signed by the president without approval of the board first having been secured for the payment of amounts owing under any contracts which shall previously have been approved by the board and by the prompt payment of which the district will receive a discount or other advantage. In all school districts of the first class all school orders before being paid by the school treasurer shall be approved by the school controller of such district.

Section 440 Deposit of Funds. Monthly Reports. The treasurer of each school district shall deposit the funds belonging to the school district in the school depository if any as directed by the board of school directors and shall at the end of each month make a report to the school controller if any and to the secretary of the board of school directors of the amount of funds received and disbursed by him during the month. All deposits of school funds by any school treasurer shall be made in the name of the school district.

Section 441 Settlement of Accounts. The school treasurer shall settle his accounts annually with the board of school directors for each school year.

Section 442 Other Duties. Payment of Balance to Successor. The school treasurer shall perform such other acts

and duties pertaining to the district as the board of school directors may direct or as may be required by him by law at the end of his term the school treasurer shall promptly pay over to his successor in office the balance of any and all money remaining in his hands and shall deliver to him all books accounts and other property of the school district

Section 443 Embezzlement Penalty Any school treasurer who converts to his own use in any way whatsoever or uses by way of investment any portion of the school funds or school property entrusted to him for safekeeping or disbursement or proves to be a defaulter or fails to pay a proper school warrant when properly presented or when legally required to do so or fails to pay said funds or any part thereof to his successor in office or to any other person authorized to demand and receive the same or receives and accepts for his own use any interest or profit on any school funds or fails to account for and pay over the proper school district any and all interest or profit collected by or paid to him on account of any school funds in his hands or deposited by him or deposits any of the funds of the school district in any other name than in the name of the school district shall be guilty of embezzlement of so much of said money as shall thus be taken converted invested accepted collected used not paid over unaccounted for or wrongfully deposited. Every school treasurer and every person aiding or abetting or being in any way an accessory to said acts or any of them shall be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine for the use of the school district of not less than twenty-five dollars (\$25) and not more than one thousand dollars (\$1000) or be sentenced to undergo imprisonment of not less than thirty (30) days nor more than five (5) years either or both at the discretion of the court. Any school treasurer so convicted shall forfeit his office

Article V

Duties and Powers of Boards of School Directors

Section 501 Elementary Schools The board of school directors in every school district shall establish equip furnish and maintain a sufficient number of elementary public schools in compliance with the provisions of this act to educate every person residing in such district between the ages of six and twenty-one years who may attend

Section 502 Additional Schools and Departments In addition to the elementary public schools the board of school directors in any school district may establish equip furnish and maintain the following additional schools or departments for the education and recreation of persons residing in said district and for the proper operation of its schools namely

- High schools
- Manual training schools
- Vocational schools
- Domestic science schools
- Cafeterias
- Agricultural schools
- Evening schools
- Kindergartens
- Libraries
- Museums
- Reading-rooms
- Gymnasiums
- Playgrounds
- Schools for physically and mentally handicapped
- Truant schools
- Parental schools
- Schools for adults
- Public lectures

Such other schools or educational departments as the directors in their wisdom may see proper to establish

Said additional schools or departments when established shall be an integral part of the public school system in such school district and shall be so administered

No pupil shall be refused admission to the courses in these additional schools or departments by reason of the

fact that his elementary or academic education is being or has been received in a school other than a public school

Section 503 Kindergartens The board of school directors in any school district may establish and maintain kindergartens for children between the ages of four and six years. When established the kindergartens shall be an integral part of the elementary school system of the district

The number of kindergartens in any one district shall be fixed by the board of school directors and shall be open during the school year

If the average attendance in any one kindergarten in any district is ten or less for the school year the school directors shall at the close of the school year discontinue the same

The board of school directors shall appoint and assign a sufficient number of teachers to such kindergartens who shall be certified in accordance with the rules and regulations prescribed by the State Council of Education

Section 504 Cafeterias The board of school directors in any school district shall have power to establish equip maintain and operate cafeterias in any of the schools under its jurisdiction whenever in its judgment it is deemed advisable to do so and shall have power to appoint such directors supervisors or other employes as are necessary and fix their salaries

The cost of housing and equipping such cafeterias may be charged against the funds of the school district

The food served shall be sold to the pupils teachers and school employes of the cafeterias at such price as will not materially exceed the cost of operation and will pay the cost of maintaining the cafeterias

It shall be legal for boards of school directors to authorize the proper school employe to purchase perishable food supplies for cafeterias without advertisements for bids

There shall be a separate cafeteria fund and all payments from said fund shall be made upon a special order drawn by the school employe authorized to purchase food supplies. Said employe shall present each month to the board of directors for approval a statement of receipts and expenditures

The accounts shall be subject to audit by the auditors of the school district in like manner as other accounts of the school district are audited

Section 505 Establishment and Maintenance of Consolidated Schools The Board of directors of any school district may establish equip furnish and maintain consolidated schools formed by uniting two or more public elementary schools or two or more public elementary schools with the grades of other public schools which prior to such union were maintained in separate buildings and after such union are maintained in one school organization taught by two or more teachers. Consolidated schools may be either consolidated elementary schools made up of grades one to eight only or consolidated junior high schools being approved junior high schools constituted of grades seven to nine inclusive or seven to ten inclusive. The board of school directors may transport pupils to and from such schools as provided for by this act

The State Council of Education is hereby authorized and directed to investigate and to aid in the establishment of consolidated and joint consolidated schools and to inspect and approve such schools

Section 506 Duty to Consolidate Schools Whenever graded schools can be made to accommodate the pupils of one or more one room schools by consolidating said one room school or schools with another school either graded or ungraded it shall be the duty of the board of school directors to abandon the one room school or schools and instead of repairing or rebuilding the one room school-house or schoolhouses they shall erect a suitable modern building for the purpose of consolidating and properly grading all of the schools. No pupil of the abandoned schools shall be required to walk more than a mile and a half to the new school building

Section 507 General Powers Taxation In order to

establish enlarge equip furnish operate and maintain any schools or departments herein provided or to pay any school indebtedness which any school district is required to pay or to pay any indebtedness that may at any time hereafter be created by any school district or to enable it to carry out any provisions of this act the board of school directors in each school district is hereby vested with all the necessary authority and power annually to levy and collect in the manner herein provided the necessary taxes required in addition to the annual State appropriation and shall have and be vested with all necessary power and authority to comply with and carry out any or all of the provisions of this act

Section 508 Majority Vote Required Recording The affirmative vote of a majority of all the members of the board of school directors in every school district duly recorded showing how each member voted shall be required in order to take action on the following subjects

Fixing length of school term

Adopting textbooks

Appointment or dismissing district superintendents assistant district superintendents associate superintendents principals and teachers

Appointing tax collectors and other appointees

Levying and assessing taxes

Purchasing selling or condemning land

Locating new buildings or changing the locations of old ones

Dismissing a teacher after a hearing

Creating or increasing any indebtedness

Adopting courses of study

Establishing additional schools or departments

Designating depositories for school funds

Entering into contracts of any kind including contracts for the purchase of fuel or any supplies where the amount involved exceeds one hundred dollars (\$100)

Fixing salaries or compensation of officers teachers or other appointees of the board of school directors

Failure to comply with the provisions of this section shall render such acts of the board of school directors void and unenforceable

Section 509 Supervision over Schools Visitation The board of school directors shall exercise general supervision over the schools of their respective districts and shall accept in districts having district superintendents or supervising principles by one or more of their number visit every school in the district at least once a month and shall cause the report of such visit to be entered on the minutes of the board

Section 510 Rules and Regulations Safety Patrols The board of school directors in any school district may adopt and enforce such reasonable rules and regulations as it may deem necessary and proper regarding the management of its school affairs and the conduct and deportment of all superintendents teachers and other appointees or employees during the time they are engaged in their duties to the district as well as regarding the conduct and deportment of all pupils attending the public schools in the district during such time as they are under the supervision of the board of school directors and teachers including the time necessarily spent in coming to and returning from school

In the exercise of this authority the board of school directors is empowered to organize school safety patrols and with the permission of the parents to appoint pupils as members thereof for the purpose of influencing and encouraging the other pupils to refrain from crossing public highways at points other than at regular crossings and for the purpose of directing pupils not to cross highways at times when the presence of traffic would render such crossing unsafe. Nothing herein contained shall be construed to authorize or permit the use of any safety patrol member for the purpose of directing vehicular traffic nor shall any safety patrol member be stationed in that portion of the highway intended for the use of vehicular traffic. No liability shall attach either to the school district or any individual director superintendent teacher or other school employe by virtue of the organization maintenance or

operation of a school safety patrol organized maintained and operated under authority of this section.

Section 511 Rules and Regulations Governing Athletics Publications and Organizations The board of school directors in every school district of the first or second class shall and in any district of the third or fourth class may prescribe adopt and enforce such reasonable rules and regulations as it may deem proper regarding the management control or prohibition of exercises athletics or games of any kind taken part in or played by any pupils as members of or in connection with any public school and regarding the organization management supervision control or prohibition of school publications and of organizations or societies of the members of any class or school and may provide for the suspension dismissal or other reasonable penalty in the case of any superintendent teacher appointee employe or pupil who violates any of such rules and regulations

Section 512 Advertising for Bids in Trade Journals Any board of school directors of any school district whose duty it is by law to advertise for bids for public works contracts supplies or equipment may at its discretion legally authorize the publication of such advertising in addition to the newspapers specified by law also in any publication or journal devoted to the dissemination of information about construction work published in this Commonwealth at least once a week and circulating among contractors manufacturers and dealers doing business in the community in which such public works are to be constructed or supplies or equipment purchased. Provided That no advertisement for bids for public works contracts supplies or equipment shall be inserted in any publication or journal devoted to the dissemination of information about construction work which has not been established and regularly issued from a printing office and publication house in this Commonwealth for a period of at least eighteen months or which is not entered or entitled to be entered for admission to the United States mails as second class matter or which does not have a bona fide income from subscribers within the Commonwealth of not less than fifteen thousand dollars (\$15,000) per annum duly certified by a public accountant. The rates and charges of such advertising shall not be in excess of those of newspapers of general circulation as defined by the Newspaper Advertising Act of May sixteen one thousand nine hundred twenty-nine (P. L. 1784) of a like circulation published in the community in which the public works are to be constructed or the supplies or equipment purchased

Section 513 Group Insurance Contracts (a) Any school district or vocational school district may make contracts of insurance with any insurance company or nonprofit hospitalization corporation or nonprofit medical service corporation authorized to transact business within the Commonwealth insuring its employees or any class or classes thereof under a policy or policies of group insurance covering life health hospitalization medical service or accident insurance and may contract with any such company granting annuities or pensions for the pensioning of such employees and for such purposes may agree to pay part or all of the premiums or charges for carrying such contracts and may appropriate out of its treasury any money necessary to pay such premiums or charges or portions thereof

(b) The board of school directors is hereby authorized to deduct from the employee's pay salary or compensation such part of the premium as is payable by the employee and as may be so authorized by the employee in writing

(c) All contracts procured hereunder shall conform and be subject to all the provisions of any existing or future laws concerning group insurance and group annuity contracts

(d) Nothing contained in this section shall be construed to repeal any act of Assembly now providing for the granting of pensions or retirement remuneration to any of the employees of any school district

Section 514 Removal of Officers Employees etc The board of school directors in any school district except as herein

otherwise provided shall after due notice giving the reasons therefor and after hearing if demanded have the right at any time to remove any of its officers employees or appointees for incompetency intemperance neglect of duty violation of any of the school laws of this Commonwealth or other improper conduct

On the removal by the board of school directors of any officer employe or appointee such officer employe or appointee shall surrender and deliver to the secretary or other person designated by the board any and all papers property and effects of the school district in his hands at the time of such removal

Section 515 Rights and Powers Preserved In every school district the board of school directors shall continue to have and possess all the powers rights and privileges not inconsistent with this act which boards of school directors boards of school controllers or boards of public education in its respective district lawfully had on the eighteenth day of May one thousand nine hundred eleven

Section 516 State Convention or Association Delegates Expenses Membership The board of school directors of each district may appoint from among their number one delegate to any State convention or association of school directors held within the Commonwealth and may appoint the secretary of their respective board as a delegate to attend the annual State convention or association of secretaries of boards of school directors to be held at the same time and place as the State convention or association of school directors It shall be the duty of such delegates and such secretaries to attend the meetings of such convention or association and each delegate and secretary so attending shall be reimbursed for all necessary traveling and hotel expenses actually incurred Any such board may become a member of the State School Directors Association and may pay out of the school funds of the district any membership dues which may be assessed by the association at any State convention of school directors to defray the necessary expenses of maintaining the association and of holding the convention Such expenses shall be paid by the treasurer of the school district in the usual manner out of the school funds of the district upon the presentation of an itemized verified statement of such expenses

Section 517 Attendance of Superintendents etc at Educational Conferences and of Pupils at State Farm Show etc Expenses The Board of school directors of each district may authorize the attendance of the superintendent and such other members of the teaching and supervisory staff of such districts as they may specify at any educational conference or conferences when in the opinion of the board such attendance will be conducive to the best interests of the district Each person so authorized to attend and attending shall be reimbursed for all necessary traveling and hotel expenses actually incurred The board of school directors may also authorize the transportation of pupils to the State Farm Show and to other exhibitions and places of interest when their attendance at the same is deemed of educational value to such pupils and may pay the expenses of such pupils in whole or in part from the funds of the district Such expenses shall be paid by the treasurer of the school district in the usual manner out of the school funds of the district upon the presentation of an itemized verified statement of such expenses

Section 518 Retention of Records Every board of school directors shall retain as a permanent record of the district the minute book each annual auditor's report and each annual financial report All other financial records of the district including financial accounts books orders bills contracts invoices receipts and purchase orders shall be retained by the district for a period of not less than six years

Section 519 Copies of School Laws The Superintendent of Public Instruction shall send to each member of every board of school directors in the State a bound copy of each new edition of the School Laws as soon as possible after the same shall have been published

Section 520 Temporary Emergency War Provisions (a) Whenever during the continuance of any war in which

this Nation is or may become engaged it shall be found as a fact by the board of school directors of any school district and so recorded on the minutes of a regular or special meeting of such board and certified to the Department of Public Instruction that the normal operation of the schools as required by this act in respect to any of the matters hereinafter set forth shall interfere with the prosecution of such war such board of school directors shall have power subject to the approval of the district or county superintendent to put into operation in such school district any one or more temporary emergency war provisions authorized by this act but in no event longer than for a period of one year after the cessation of the hostilities of such war

(b) Subject to the foregoing provisions any board of school directors may

(1) Keep the schools of the district in session such days and number of days per week as they shall deem necessary or desirable but the provisions of this act requiring a minimum of one hundred eighty (180) session days as a school year shall not be affected thereby

(2) Extend the length of the school days in such manner as to make it possible to complete and to accredit a calendar day as a full school day and a fractional portion of an additional school day

(3) Suspend temporarily the regular session of any class or classes or close temporarily any school or all the schools of the district as an emergency war measure or when the Governor by proclamation so directs The days on which the regular sessions of classes or schools are so suspended or closed shall be recorded and credited as if they were days taught Provided that in no instance shall the session so suspended or closed exceed thirty school days during any school term for any pupil except by special wartime emergency proclamation by the Governor

(4) Adjust the assignment and reassignment of teachers in such fields subjects schedules and semesters or other periods of work and in such schools as their preparation experience and certification may qualify them No such temporary emergency assignment or reassignment shall reduce the annual compensation any teacher receives at the time of such assignment or reassignment nor shall the emergency assignment reassignment or the return to the original type of assignment when the emergency has ended be deemed to be a demotion under the tenure provisions of this act

(5) Grant farm and conservation employment permits to pupils who have attained the age of fourteen years and have completed the sixth grade or equivalent thereof and to enable group participation by pupils regularly enrolled in schools in seasonal farm and conservation activities The word "conservation" as used in this clause shall mean the conserving preserving guarding or protecting of crops forests and rivers

(6) Accept the certification of the family physician of any child as satisfactory proof of suitable physical condition for the issuance of any farm or conservation permit granted during the period of emergency

(7) Make such arrangements for extending the use of school buses or other school transportation facilities as may seem desirable for the transportation of teachers as well as pupils or for otherwise furthering the war and civilian defense effort

(8) Provide in lieu of pupil transportation required by law tuition to a school in another district when educational facilities can thus be made available without requiring such pupils to walk more than two miles to the school to which the pupil has been assigned The above provisions shall also apply in any case where the Department of Public Instruction determines that a revision of existing transportation practices will result in the more economical use of school facilities and the conservation of transportation equipment

(9) Obtain the full State subsidy provided for fully and regularly certificated teachers when at the request of the responsible local district or county superintendent of schools the Superintendent of Public Instruction has issued to a teacher temporarily employed a Special Emergency

Wartime Certificate to teach in the subject or field for which wartime emergency conditions make it necessary to employ such teacher

Section 521 Joint Action with Other Political Subdivisions Each board of school directors shall have power to enter into agreements with other political subdivisions in accordance with existing laws in making joint purchases of materials supplies or equipment and in performing governmental powers duties and functions and in carrying into effect provisions of law relating to said subjects which are common to all such political subdivisions

Article VI

School Finances

(a) General Provisions

Section 601 Information to Incoming Directors for Tax Levy and Budget The board of school directors of every school district shall annually through its proper officers furnish to the incoming board of school directors all necessary information and such detailed statements as may be needed by it to provide for the annual tax levy and to prepare the annual estimate of expenditures

Section 602 Tax Levies All taxes required by any school district in addition to the State appropriation shall be levied by the board of school directors therein

Section 603 Only One Annual Tax Levy There shall be but one levy of school taxes made in each school district in each year which shall be assessed levied and collected for all the purposes provided in this act and shall be uniform throughout the territorial limit of each school district Provided That whenever hereafter a school district of the second third or fourth class shall be annexed to and merged in and become a part of a school district of the first class the board of public education of said school district of the first class shall have power to levy a special school tax on the territory which comprised said annexed and merged school district to provide for the expense and maintenance of the schools thereof from the end of the school year of said annexed and merged school district to the beginning of the next school year in said school district of the first class and to provide for and pay the floating indebtedness of said annexed and merged school district Said levy shall not exceed one-half of the last previous total annual millage levied by said school district of the first class

Section 604 Property Acquired by State for Water Conservation or Flood Prevention Whenever the Commonwealth of Pennsylvania shall for the purpose of conservation of water or to prevent flood conditions acquire any lands and property within the limits of any school districts and shall by such acquisition reduce the amount of property within the district taxable for school purposes the board of school directors shall immediately after such acquisition certify to the Auditor General and to the Superintendent of Public Instruction the assessed valuation of such lands and property at the time of such acquisition

After any such acquisition the board of directors shall from year to year at the time of its annual levy of taxes for school purposes certify to the Auditor General and Superintendent of Public Instruction the rate of its levy for the next school year Thereupon the Superintendent of Public Instruction shall ascertain the amount of taxes which would have been collected upon the assessed valuation certified as hereinbefore provided at the rate of the levy so certified Upon the ascertainment of such amount the same shall be paid by the Commonwealth from time to time from the general fund

Section 605 Affidavit of Uncollectability of Taxes on Real Property Each certificate which any collector of school taxes makes of delinquent school taxes levied upon real estate upon which there is no personal property from which the same can be collected shall be accompanied by the affidavit of the tax collector that after the proper efforts he could not find sufficient personal property out of which the taxes or any part thereof could be made or collected as provided by law Such affidavit shall be

conclusive as to the fact in so far as it may affect the lien of said taxes or the title of a purchaser at a sheriff's sale thereunder In the event any such collector shall make any wilfully false return he shall be liable therefor to any person or persons injured thereby

Section 606 Collection of Taxes Where New District Created In case a new school district is created after taxes have been assessed and levied in the district out of which it is partly or wholly created but before the beginning of the school year therein then in such cases all the taxes assessed and levied in said year by the board of school directors on the property or residents within the limits of the new school district shall be collected by the tax collector of the district out of which the new district was created and all such taxes collected on property or from residents within the limits of a new school district shall be paid over by him to the treasurer of such new school district

Section 607 Payments How Made Limitations All payments made by the board of school directors of any school district from the school funds shall be made by proper school orders drawn on the treasurer No school order shall be authorized by the board or signed by the president or secretary of any board of school directors unless there are sufficient funds in the treasury of the district to pay the same and no school order shall be made payable at any time in the future or draw interest A separate school order shall be drawn for each account or payment Provided That the monthly payroll of teachers janitors or other employees may be included on one or more orders which may be made payable to the order of such person or persons and distributed in such manner as the board of school directors in any school district may determine

In all school districts of the first class each school order shall state on its face the particular item of the annual school estimate upon which it is drawn

In all school districts of the second third and fourth class each school order shall state on its face the particular class of expenditure of the annual school budget upon which the same is drawn

Section 608 Liability for Improper School Orders Any school director voting for or any officer approving a school order for the payment of schools funds for any other purpose or drawn in any other manner than that provided in this act shall together with the surety or sureties on his bond in addition to the penalty herein provided be individually liable to the district for the amount thereof Provided That on appeal from an auditor's report it shall be within the discretion of the court having jurisdiction of the matter to sustain or not to sustain a surcharge where it appears that the appellant or appellants acted honestly and in good faith for the best interests of the school district and where no loss or damage to the school district resulted from the action of such appellant or appellants

Section 609 Budgeted Funds not to be Used for Other Purposes or Exceeded The amount of funds in any annual estimate by any school district at or before the time of levying the school taxes which is set apart or appropriated to any particular item of expenditure shall not be used for any other purpose or transferred except by resolution of the board of school directors receiving the affirmative vote of two-thirds of the members thereof

No work shall be hired to be done no materials purchased and no contracts made by any board of school directors which will cause the sums appropriated to specific purposes in the budget to be exceeded

Section 610 Use of School Funds Illegal Use The board of school directors in every school district shall have the right to use and pay out in the manner herein provided any funds of the district for any and all of the purpose therein provided subject to all the provisions of this act The use or payment of any public school funds of any school district in any manner or for any purpose not provided in this act shall be illegal

Section 611 Enforcement of Judgments Against School Districts If any judgment is obtained against any school

district and the same is not paid as required the same may be collected as follows and not otherwise

The plaintiff in any such judgment shall petition the court of common pleas in which such judgment was obtained or in which any transcript of a judgment obtained against any school district before any magistrate alderman or justice of the peace is filed whereupon the court shall issue a writ in the nature of a mandamus execution directed to the directors and treasurers of the school district against which such judgment was obtained commanding them to pay the amount of such judgment together with interest and costs out of any unappropriated funds of such school district and in case there are no unappropriated funds of such school district then out of the first funds that shall be received by said school district. The court may enforce obedience to such writ by attachment on proper cause being shown

Section 612 Counsel Fees on Appeals from County Auditors' Reports When an appeal is taken from the county auditors' report or settlement of the account of any public officer in accordance with the laws relating thereto and such appeal results favorably to the appellants in such a manner that money is recovered for any school district the court hearing such appeal shall make an order to pay a counsel fee which it deems just and reasonable to the counsel representing such appeal out of the funds so recovered

(b) School Depositories

Section 621 Designation of Depositories Bond The board of school directors in any school district shall designate one or more banks or bank and trust companies as a depository or depositories for its school funds. No such depository shall be named unless it receives a majority of the votes of the entire school board elected or appointed in such district. Each such depository before receiving any of the school funds shall except as hereinafter otherwise provided furnish a proper bond in such amount and with such surety or sureties as may be required to be approved by the board of school directors and conditioned upon the faithful keeping paying out and accounting for all of the school funds and property of said school district that may come into its hands as well as for the payment of all interest on money deposited in such depository in accordance with any contract made by it with said school district

Section 622 Collateral in Lieu of Bond (a) In lieu of one or more surety bonds the deposit of school funds may be secured by the deposit with the board of school directors or with any bank or trust company other than the designated depository within the Commonwealth which may be agreed upon of bonds or other interest-bearing obligations of the United States of the Commonwealth of Pennsylvania or of any state of the United States or other bonds to be approved by the board. Provided That in school districts of the second third and fourth classes such securities shall be only bonds or other interest-bearing obligations of the United States of this Commonwealth of any state of the United States or bonds of any county city borough incorporated town township school district or other political subdivision of this Commonwealth or of any other state of the United States which has not at any time within the five years immediately preceding the date of the deposit of such bonds by the depository failed punctually to pay the matured principal and interest on all of its indebtedness

(b) When collateral security is thus deposited in lieu of one or more surety bonds the total amount of such bonds and obligations thus deposited measured by their actual market value shall be equal to the amount of the deposits secured and twenty per centum in addition. All such bonds and obligations shall be accompanied by a proper assignment or power of attorney for their transfer. Such trust deposit in the event of any depreciation in value shall be maintained on request in writing of the board of school directors at the amount provided herein

Section 623 Insurance of Deposits of Funds All moneys belonging to any school district or held by any school district for any purpose and deposited with any banking

institution in this Commonwealth may be insured with the Federal Deposit Insurance Corporation or any other corporation hereafter organized by the United States for the purpose of insuring deposits up to the amount to which such corporation is or may hereafter be authorized to insure deposits in any one name. When so insured the school district shall not require such banking institution to furnish additional bond insurance or security to cover the amount of such deposits so insured

Section 624 Monthly Reports by Depositories Every bank or trust company designated as a depository for school funds in any school district shall at the end of every month make a report to the school treasurer to the board of school directors and to the school controller if any stating the amount of school funds deposited with it during the month together with the balance on hand at the beginning of the month as well as the amount of school funds disbursed by it during the month any accrued interest paid or due and the balance remaining on hand at the time of making the report

Section 625 Deposit of School Funds Treasurer Relieved of Liability School Orders The funds of the school district shall be deposited as directed by the board of school directors in a designated depository by the school treasurer in the name of the school district. After any funds have been deposited with such regularly designated depository by any school treasurer he shall thereafter be relieved from all liability therefor and all school orders drawn on the school treasurer for any funds so deposited by him shall be endorsed by said treasurer and made "Payable at depository of the School District of". No School district shall deposit with any designated depository any amount in excess of thirty-three and one-third per centum of the total capital stock and surplus of such depository

(c) Indebtedness

Section 631 Power to Incur Debt Limitations The board of school directors in any school district may in any year create and incur an indebtedness against such school district and issue bonds to secure the same payable as provided by the Act approved the twenty-fifth day of June one thousand nine hundred forty-one (P. L. 159) known as the "Municipal Borrowing Law" or any amendment or reenactment thereof for any or all of the following purposes

(1) To purchase or acquire proper sites or grounds for school buildings or any lands additional to any existing school sites or grounds

(2) To erect enlarge equip or furnish any school building

(3) To repair remodel or rebuild any building of the school district

(4) To purchase school buses

(5) To pay any indebtedness incurred by any municipality for or on account of the school district or for school purposes and required by this act to be assumed by the school district

(6) To pay any refund of taxes decreed by an order of court

(7) To refund certain bonds as hereinafter provided

(8) To fund floating indebtedness incurred for current expenses and debt service

(9) To fund temporary indebtedness incurred for permanent improvements or in anticipation of proceeds from a bond issue

In school districts of the first class the indebtedness of any such district shall never exceed two (2) per centum of the last assessed valuation of property taxable for school purposes therein

In school districts of the second third and fourth class the indebtedness of any such school district shall never exceed seven (7) per centum of the last assessed valuation of property taxable for school purposes therein

Section 632 Assent of Electors When Necessary and When Not Necessary The assent of the electors shall be required in all school districts of the second third and fourth class to issue bonds which will incur any new debt or increase the indebtedness to an amount in excess of two (2) per centum of the assessed valuation of prop-

erty taxable for school purposes therein The indebtedness of any such school district shall never exceed seven (7) per centum of the last assessed valuation of property taxable for school purposes therein The board of school directors of any school district of the first second third or fourth class shall have authority without the assent of the electors to issue bonds which will incur upon its own authority any amount of such indebtedness not in excess of two (2) per centum of the last assessed valuation of property taxable for school purposes therein

If the amount of bonds of any bond issue maturing in any single year is in excess of five per cent of the total amount of such bond issue the amount in excess of five per cent of such bond issue may be refunded by the board of school directors of any school district upon its own authority without submitting any such refunding bond issue to a vote of the electors

Any school district which calls bonds for payment prior to the date of maturity may issue bonds for the purpose of paying any or all such bonds as may be called for payment All bonds issued for the purpose of refunding bonds shall be issued as hereinbefore provided for the issuing of such bonds

Section 633 Reports to Superintendent of Public Instruction Withholding State Appropriations It shall be the duty of the State Superintendent of Public Instruction to require as part of the annual financial reports of all of the school districts a list of the amount of bonds or other indebtedness that becomes due during the fiscal year together with the amount paid on each item of indebtedness In case of failure on the part of any school district to furnish such report at the required time after the close of the fiscal year the State Superintendent of Public Instruction may withhold any State appropriation that may become due to any such school district until such report covering information regarding the maturities of indebtedness and payments on same during the preceding fiscal year as required herein and any other information which he may require of a school district has been received In all cases where an audit under the direction of the State Superintendent of Public Instruction reveals that the board of directors of any school district has in any year failed to pay or to provide for the payment of any indebtedness at date of maturity in accordance with the schedule under which the bonds were issued the State superintendent of Public Instruction shall notify such board of school directors of its obligation and may withhold all State appropriations that may become due to such school district until such time as he is officially advised that all obligations of such school district with reference to any bonds or other evidence of indebtedness past due have been met and paid in full or arrangements to pay same have been made in a satisfactory manner and approved by him

Section 634 Temporary Debt Any school district having no indebtedness or whose indebtedness incurred or created without the assent of the electors thereof is less than two (2) per centum of the total valuation of property taxable for school purposes therein may at any time for the purpose of providing funds in any fiscal year for current expenses and debt service for permanent improvements the acquiring of school buses or in anticipation of proceeds from a bond issue already officially authorized and (except in school districts of the first class) approved by the Department of Internal Affairs with such limitations and for such length of term as hereinafter provided by or through its board of school directors incur in addition to any bonds therein authorized a temporary debt or borrow money and issue an obligation or obligations therefor under the seal of the district if any properly executed by the president and attested by the secretary thereof and bearing interest not exceeding the legal rate but no such obligation shall be sold for less than par The incurring of any such temporary debt or borrowing money upon such obligation shall receive the affirmative vote of not less than two-thirds of the members of the board of school directors therein

In addition thereto any school district may as hereinbefore provided incur a temporary debt or borrow money

for permanent improvements where no bond issue has been previously officially authorized and refund such temporary indebtedness by the issue of bonds in the manner provided by law when the exact amount required for such permanent improvement becomes known

Section 635 Limit on Temporary Debt for Current Expenses and Debt Service The total amount of temporary indebtedness incurred for current expenses and debt service shall at no time exceed an amount equal to the State appropriations not received but payable during the fiscal year and the tax levied upon property taxable for school purposes within such school district for school purposes and remaining uncollected and unpledged for the current fiscal year All such loans shall be paid out of the receipts available or pledged for the repayment thereof when and as the funds are received The total amount of the temporary indebtedness for such purpose remaining unpaid at the close of the fiscal year shall become an obligation upon the following year's budget and be included therein

Section 636 Emergency Loans for Current Expenses and Debt Service (a) In case of an emergency any school district in any fiscal year after borrowing money in anticipation of current revenues to the full extent permitted by the provisions of section six hundred forty (640) of this act and finding the receipt from said loans together with all other receipts to be inadequate to meet the expenditures of the official fiscal year's budget may appeal to the State Superintendent of Public Instruction for permission to incur a temporary debt for the purpose of providing funds for current expenses and debt service and shall present to the State Superintendent of Public Instruction or his agent such financial statements or reports as he may require to give him adequate facts relative to the necessity of such increase in indebtedness The State Superintendent of Public Instruction is hereby authorized after due examination of the need of such school district either to refuse or grant permission to such school district to borrow additional funds for current expenses and debt service beyond the amount permitted by the provisions of section six hundred forty (640) of this act In case of approval he shall designate the maximum length of the term and shall set a maximum limit of the total amount of such temporary indebtedness that such school district may incur during the fiscal year in addition to all temporary indebtedness for other purposes outstanding at the time of such approval

(b) All temporary indebtedness for the purpose of current expenses and debt service in school districts of the first class shall not exceed four tenths of one per centum (4/10%) and in school districts of the second class shall not exceed three fourths of one per centum (3/4%) and in school districts of the third and fourth class shall not exceed one per centum (1%) of the total amount of property taxable for school purposes in such district and the total indebtedness for such purposes together with all other indebtedness incurred without authorization by vote of the electors of the district shall at no time exceed two per centum (2%) of the last total assessed valuation of the property taxable for school purposes therein

Section 637 Limit on Temporary Debt for Permanent Improvements etc Tax Levy The total amount of temporary indebtedness incurred in any school district for the purpose of permanent improvements and the acquiring of school buses shall at no time in school districts of the first and second class exceed one-half of one per centum (1/2%) of the last assessed valuation of property taxable for school purposes therein and in school districts of the third and fourth class two per centum (2%) of such assessed valuation Provided That the total indebtedness in any school district of the first class except obligations incurred under the provisions of section six hundred forty (640) of this act shall never exceed two per centum (2%) of the last assessed valuation of property taxable for school purposes therein and in school districts of the second third and fourth class shall not exceed seven per centum (7%) of such assessed valuation Except where such temporary indebtedness is to

be refunded by the issue of bonds as hereinbefore authorized at or before the time of incurring such indebtedness for such purpose provision shall be made for the collection of an annual tax sufficient to pay the interest and also the principal thereof within the term of such indebtedness as provided by law

Section 638 Temporary Debt for Permanent Improvements etc Payment All money borrowed for permanent improvements and the acquiring of school buses for which no bond issue has been previously provided for for which an obligation or obligations other than bonds have been issued shall unless refunded by the issue of bonds as hereinbefore authorized be paid within three years from date of issue of such obligation together with interest and at least one third of the total principal of the original loan shall be paid annually. Such obligation or obligations may be paid in full or in part each year when the taxes are received and reborrowed again the latter part of the fiscal year. Provided That the amount reborrowed is less than the amount borrowed the preceding year by at least one-third of the total amount of the original loan. Each time the money is reborrowed the date and purpose for which it was originally borrowed shall be restated. The amount of the original loan shall be paid in full within a maximum term of three (3) years from the date of the original loan for such purpose unless funded as hereinbefore provided

Section 639 Limit on Temporary Debt in Anticipation of Proceed of Bond Issue Payment The total amount of temporary indebtedness incurred in anticipation of proceeds from a bond issue already officially authorized and approved by the Department of Internal Affairs as hereinbefore provided shall not exceed seventy-five (75) per centum of the full amount of bonds authorized by such bond issue

All obligations other than bonds issued by any school district in anticipation of proceeds from a bond issue already officially authorized and approved by the Department of Internal Affairs shall be paid in full together with interest out of the proceeds of such bond issue within one year and six months from the date of authorization of such bond issue

Section 640 Borrowing in Anticipation of Current Revenue School districts may borrow money in anticipation of current revenues to an amount not exceeding such anticipated current revenues which shall be pledged for the payment of such loan or loans and issue notes or other form of obligation executed by the president of the board of school directors and attested by the secretary of the board under the seal of the school district securing such loans. Such notes or other form of obligation shall mature and be payable during the current fiscal year in which such money is borrowed. No such borrowing shall constitute an increase of indebtedness within the meaning of Article nine section eight of the Constitution of Pennsylvania or of the "Municipal Borrowing Law" of June twenty-fifth one thousand nine hundred forty-one (P. L. 159) or of any of the provisions of this act and shall not require the approval of the Department of Internal Affairs. Such notes shall bear interest at a rate not exceeding six (6) per centum per annum payable at maturity or in advance and may be sold at either public or private sale for not less than par. If such loans are not repaid in whole or in part during the fiscal year in which they are made they or such amounts as remain unpaid shall become an obligation upon the following year's budget and shall be included therein and paid not later than the first day of July of such following year in school districts of the first class and not later than the first day of November of such following year in school districts of the second third and fourth class. The incurring of such obligations shall receive the affirmative vote of not less than two-thirds of the members of the board of school directors

(d) First Class School District

Section 651 Fiscal Year In all school districts of the first class the fiscal year shall begin on the first day of January in each year

Section 652 Tax Levy Purposes Limitations In all school districts of the first class the school taxes for the following fiscal year shall be levied annually by the board of public education thereof on or after the second Monday of November and before the first Monday of December following. The board of public education thereof shall annually levy a tax on each dollar of the total assessments of all property assessed and certified for taxation in said district which tax shall be ascertained determined and fixed by adding together the following

(1) An amount which with all moneys received from the Commonwealth applicable thereto shall be sufficient to pay the minimum salaries and increments of the teaching and supervisory staff thereof as fixed and provided by law and to pay the contributions of said district to the teachers' retirement system. For the purpose of computing the amount required to pay the minimum salaries and increments fixed by law but without otherwise limiting the rights of the district to employ teachers or other employees (i) The number of teachers on the salary schedule of the elementary schools shall not exceed one for every thirty-two pupils in average daily attendance in such schools (ii) The number of teachers on the salary schedule of the junior high schools shall not exceed one for every twenty-five pupils in average daily attendance in such schools (iii) The number of teachers on the salary schedule of the senior high schools shall not exceed one for every twenty-five pupils in average daily attendance in such schools (iv) The number of teachers with salaries and increments fixed by law on any salary schedule now established or hereafter established and not specially mentioned in this act shall not exceed one for every twenty-five pupils in average daily attendance (v) The number of principals in the elementary schools and the principals in charge of all other character of schools now established or hereafter established and not specially mentioned in this act shall not exceed one for every six hundred pupils in average daily attendance in such schools (vi) The number of principals in the junior and senior high schools shall not exceed one for every twelve hundred pupils in average daily attendance in such schools (vii) The number of supervisors in all schools shall not exceed one for every fifteen hundred pupils in average daily attendance (viii) The number of attendance officers and home and school visitors shall not exceed one for every two thousand pupils in average daily attendance in all elementary and secondary schools (ix) In all adult and extension school classes the number of teachers shall not exceed one for every twenty pupils in average daily attendance in such schools

The salary and increments fixed by law of members of the teaching and supervisory staff whose number is not in some manner limited hereby shall not be included within the purposes authorized by clause (1) of this section but shall be construed and regarded as constituting expenses within the meaning of clause (3) of this section

Average daily attendance as used herein shall be based upon attendance during the preceding school term

(2) An amount sufficient to pay the interest on and retire at maturity the principal of the indebtedness of said district incurred as authorized by law

(3) An amount sufficient to pay all other expenses and requirements of said school district which amount shall be equivalent to not less than three nor more than five mills on the dollar of the total assessment of all property assessed and certified for taxation therein

The total annual school tax levy for all purposes in any school district of the first class shall not be more than eleven and three quarter (11¾) mills on the dollar of the total assessment of all property assessed and certified for taxation in the territory constituting the district

Section 653 Tax Levy for Indebtedness of Prior Districts Any school district of the first class assuming any bonded indebtedness of any former school district sub-school district or ward school district within its limits may levy and collect a school tax not to exceed eight and one half mills on the dollar of the total assessment of

all property assessed and certified for taxation therein until such assumed bonded indebtedness has been paid after which such school tax levy shall not exceed the limitations fixed by the preceding section of this act

Section 654 Tax Rates to be Expressed in Dollars and Cents Whenever the board of public education of any school district of the first class shall by resolution fix the rate of taxation for any year at a mill rate such resolution shall also include a statement expressing the rate of taxation in dollars and cents on each one hundred dollars of assessed valuation of taxable property

Section 655 Property Taxable In all school districts of the first class the school taxes shall be levied and assessed upon the same real estate and property as that upon which the municipal taxes of the municipality comprising such school district of the first class are levied and assessed. All of such real estate and property is hereby made taxable for school purposes in each school district of the first class

Section 656 Certification of Assessments In order to enable the board of public education to levy the necessary school taxes for each school year there shall be certified to the board annually before the first day of November of each year by the board or bureau of assessors board of revision of taxes or other proper authorities in municipalities comprising school districts of the first class as estimated statement of the total assessment of all real estate and property taxable for municipal purposes for the ensuing year. In school districts of the first class that are coterminous with municipalities the taxes of which are levied and assessed on real estate and personal property as contained in the assessments made for county tax purposes the proper county assessing authorities shall furnish to the board of public education annually on or before the first day of November a properly certified duplicate of the then existing adjusted valuation of all property taxable for county purposes and for municipal purposes within the territorial limits of such municipality excepting only such assessments of intangible personal property as is not subject to the payment of school taxes

Section 657 Certification of Levy Collection Upon any school taxes being levied by the board of public education in any school district of the first class the amount of such levy shall forthwith be properly certified under the seal of the district attested by the president and secretary of the board to the board or bureau of assessors board of revision of taxes or other proper authority authorized to prepare tax duplicates to be entered thereon and by said authority properly certified to the receiver of taxes city treasurer or other proper authority collecting the municipal taxes in said district which school taxes shall then be collected as provided by law at the same time in the same manner and with like authority and subject to the same discounts and penalties as other taxes collected in the municipality

Section 658 Bond of Collector Neglect to Furnish (a) Every receiver of taxes city treasurer or other authority in a school district of the first class who is by the provisions of this act authorized to collect or receive the school taxes therein shall before entering upon the duties of his office as collector or receiver of school taxes furnish to the school district a bond in such amount and with such surety or sureties as the board of public education may approve conditioned upon the faithful performance of his duty in the office of such collector or receiver. The cost of such bond shall be paid by the school district

(b) In lieu of furnishing such a bond each such receiver of taxes city treasurer or other authority may file its own collateral bond in such amount as may be required by the board of public education secured by an actual deposit with the board of public education or with any bank or trust company within the Commonwealth which may be agreed upon of any of the securities which depositories may use to secure the deposit of school funds as herein provided. The total market value of the securities thus deposited shall equal the amount of the collateral bond. Such collateral bond shall be conditioned upon the faithful performance of his duties as receiver or collector of taxes. The securities thus deposited shall constitute a trust

fund to be available for the satisfaction of any liability accruing upon the collateral bond. The securities shall be accompanied by a proper assignment or power of attorney for their transfer. Such trust deposit in the event of any depreciation in its value shall be maintained upon request in writing of the board of public education at the amount provided herein. The board of public education may permit the receiver or collector of taxes to substitute for any one or more bonds or obligations included in any such securities other bonds or obligations that meet the requirements of this act

(c) In case any receiver of taxes or city treasurer elected as receiver of taxes or as school treasurer in a school district of the first class shall refuse or neglect to furnish a proper bond with the proper sureties or securities as herein provided after his election then in that case the board of public education may elect any other proper person as receiver of school taxes or school treasurer

Section 659 Compensation Stationery Books Clerks Every such treasurer or receiver of school taxes shall be paid such compensation as the board of public education in the district may determine and in addition to his salary be furnished by the school district with the necessary stationery and books required by him in the performance of his duties as treasurer or receiver of school taxes. The board of public education may also appoint annually such clerks as it may deem necessary to assist the receiver of taxes

Section 660 Monthly Reports Payment of Taxes Collected In every school district of the first class the receiver of taxes city treasurer or other proper authority collecting or receiving the school taxes as herein provided shall at the end of each month report to the board of public education and to the school controller the total amount of school taxes collected during the month setting forth the years for which collected. He shall pay the same when and as collected to the school treasurer and shall file with the school controller a duplicate receipt therefor and shall at the end of each month also report the total amount collected during the current fiscal year and the unexonerated balance remaining uncollected on the tax duplicate for each year in such district

Section 661 Annual Reports The receiver of taxes city treasurer or other proper authority collecting or receiving school taxes in any school district of the first class shall annually on the first Monday of February of each year settle his accounts for the school taxes for the preceding fiscal year and shall at the same time furnish the board of public education with a statement of the total amount of school taxes standing unpaid upon the tax duplicates

Section 662 Liens of Unpaid Taxes In all school districts of the first class all unpaid school taxes assessed upon any real property shall be liens thereon in like way and manner and subject to like provisions and restrictions as exist and shall exist in the cases of all other taxes assessed in this Commonwealth. Such taxes and liens shall be filed enforced and collected by the receiver of taxes treasurer or other proper authority in the manner and under and in accordance with the provisions which are and shall be applicable in the cases of other taxes assessed in this Commonwealth

Section 663 Per Capita Tax Districts First Class Less than 1,500,000 Population (a) **Definitions** The following words when used in this section shall have the following meaning except where the context clearly indicates or requires a different meaning

"Collector of School Taxes" shall mean the school treasurer

"Employer" shall mean an individual copartnership association corporation governmental body unit or agency or any other entity who or that regularly employs one or more persons either full time or for most of such person's working time on a salary wage commission or other compensation basis. One who so employs any person for more than six months in any calendar year shall be deemed an employer within this section

"Non-resident" as applied to employers shall mean an employer whose business is located outside a school dis-

trict of the first class which imposes a tax under this section but within the Commonwealth of Pennsylvania

"Person" shall mean every natural person and whenever used in any clause prescribing and imposing a penalty the term "person" as applied to associations shall mean the partners or members thereof and as applied to corporations the officers thereof

"Resident" shall mean any person domiciled in a school district of the first class which imposes a tax under this section As applied to employers it shall mean an employer whose principal office is in a school district of the first class which imposes a tax under this section

"Taxpayer" shall mean a person subject to a per capita tax levied under the provisions of this section

(b) Imposition of Tax Any school district of the first class having a population of less than 1,500,000 persons shall levy and collect annually in addition to other taxes provided by law a per capita tax on each resident or inhabitant of such school district over twenty-one years of age which tax shall not be less than one dollar (\$1) nor more than five dollars (\$5) for each person subject to the tax

(c) Duties of Assessors In order that the board of public education may assess levy and collect a per capita tax on each resident or inhabitant over twenty-one years of age residing in the district it shall be the duty of the proper board of assessors having in charge the assessment of real estate for the purpose of taxation by the school district to prepare a list of residents or inhabitants in such school district over twenty-one years of age and return the same with the other taxable property in the district as provided by law

(d) Notice to be Given Public notice by advertisement in two or more newspapers of general circulation in the school district levying the tax shall be given once a week for three weeks prior to May first of the year for which the tax is levied setting forth the amount of per capita tax payable by each resident or inhabitant of the school district over twenty-one years of age the requirement that a return be filed by the taxpayer or his employer and the tax paid on or before the first day of May following the penalties imposed for failure to file a return or pay the tax and such other information and instructions as may be deemed necessary or advisable

(e) Returns and Payment of Tax Each person subject to the tax imposed under this section shall on or before May first of each year make and file with the collector of school taxes of the school district on a form furnished by or obtainable from the collector of school taxes or from such other sources as may be designated a return setting forth the name and address of the taxpayer the amount of tax owing the name of his or her spouse if any and the name and address of his or her employer and shall at the same time pay to the collector of school taxes the amount of tax owing at the time the return is filed If the tax is not paid when the return is filed it may be paid thereafter at face during the months of May June and July If it is not paid on or before the last day of July in the year in which it becomes due it shall be delinquent and shall thereafter bear interest at the rate of one-half of one per centum ($\frac{1}{2}\%$) per month until paid Where the tax shall have been deducted at source by an employer and paid to the collector of school taxes by the person making such deduction the amount so paid shall be deducted from the tax as levied and the balance if any remaining unpaid shall be paid at the time of filing said return Where a return is made by an employer and the full amount of the tax payable by any resident employee is deducted by the employer from the salary or compensation of the employee and paid to the collector of school taxes by the employer this shall be accepted as the return required to be made by the employee

(f) Collection at Source Each resident employer within a school district imposing a tax under the provisions of this section who employs one or more persons on a salary wage or commission basis shall on or before May first of each year make a return under oath to the collector of school taxes on a form to be obtained as above provided which shall set forth the name and residence of

each employee of said employer who resides within the school district levying the tax the name of such employee's spouse if any and the amount of tax owing by such employee and spouse if any The board of public education or the collector of school taxes may require a similar return to be made by any non-resident employer who is believed to have in his or its employ any employee residing in the school district levying the tax If an employer making a return under this section has no employee residing in the school district levying the tax he shall so state in his return An employer who deducts and transmits the tax owing by his employees shall be entitled to two per centum (2%) of the amount so deducted for his services

Any resident or non-resident employer making such a return shall deduct from the salary wages or commissions payable to any employee residing in the school district levying a tax under the provisions of this section the amount of per capita tax owing by such employee to the school district and shall transmit the same with said return to the collector of school taxes The failure or omission by any employer to make such return or pay such tax shall not relieve the employee from the payment of such tax or from the necessity of making a proper return as required by this section

(g) Husband Liable for Wife's Tax Every husband whose wife is subject to a per capita tax levied under the provisions of this section shall be liable for the payment of his wife's tax Every return and every payment of tax made by or on behalf of a married man shall include his wife's per capita tax The liability of a husband for his wife's tax shall be in addition to the liability of a married woman for her own tax

(h) Tax A Lien on Real Estate Any per capita tax owing by the owner or owners of real estate and remaining unpaid after May first of the year for which the tax is levied shall be a lien on any such real estate located in the ward in which the taxpayer resides A claim therefor may be filed and prosecuted to judgment in the same manner and to the same extent as claims for taxes on real estate are filed and prosecuted under any law now in force or which may hereafter be passed.

(i) Collection of Tax All taxes imposed under the provisions of this section shall in addition to all other remedies herein provided be recoverable in an action in assumpsit as other debts of like amount are recoverable The defendant shall not be entitled to the benefit of any exemption law Costs incurred in collecting the tax shall be paid by the school district levying the same.

(j) Investigative Powers of Collector The collector of school taxes or any agent or employee authorized by him in writing is hereby authorized to examine the books papers and records of any resident or non-resident employer or supposed employer of residents of the school district levying a tax under the provisions of this section in order to verify the correctness of any return made by such employer or if no return was made in order to secure the data which a correct return would have disclosed Every such employer or supposed employer is hereby directed and required to give to said collector of school taxes or other duly authorized agent or employee or either of them the means facilities and opportunities for such examinations and investigations as are authorized by this section The collector of school taxes in performing his duties under this section is hereby authorized to examine any person under oath To this end he may compel the production of books papers and records and the attendance of all persons before him whether as parties or witnesses whom he believes to have knowledge of matters under investigation

(k) Violation Penalties Any person who shall fail neglect or refuse to make any return required by this section or who shall fail neglect or refuse to pay a tax levied under this section or any person who shall refuse to permit the collector of school taxes or any agent or employee appointed by him in writing to examine his books records and papers or who shall knowingly make any incomplete false or fraudulent return or who shall

attempt to do any thing whatever to avoid the full disclosure of pertinent information required by the collector of school taxes or any employer who fails to turn over promptly to the collector of school taxes the moneys deducted from the compensation of any resident employee on account of taxes payable by such employee shall be subject to a fine or penalty of twenty-five dollars (\$25) and costs for each such offense or to undergo imprisonment for not more than ten days for the nonpayment of such fine or penalty and costs within ten days from the imposition thereof. It shall be the duty of the board of public education to enforce the penalties imposed by this section by summary proceedings before any justice of the peace, alderman or magistrate of the county in which the offense was committed subject to appeal by the defendant as provided by law in summary conviction cases. All such fines and penalties shall be payable to the collector of school taxes of the school district imposing the tax for the use of the school district. The failure of any employer or taxpayer to receive or procure a return form shall not excuse him from making a return.

(l) Duty to Collect. The collector of school taxes in any school district levying a tax under the provisions of this section is hereby charged with the duty of collecting such taxes so far as the same may be collected by demand and billing. Such collector may reexamine or correct returns and payments alleged or found to be incorrect or as to which the overpayment or under-payment is claimed or found to have occurred. Taxes levied under this section which become delinquent shall be filed of record as liens against real estate in the manner now provided by law in the case of delinquent school taxes and by the person or persons now authorized or directed by law to file such delinquent school taxes. If the tax cannot be collected by demand and billing or by filing a lien for the same against real estate owned by a taxpayer it shall be the duty of the school district levying a tax through its solicitor to collect the same by suit in assumpsit or by prosecution under subsection (k) of this section. In this event the collector of school taxes shall furnish to the school district or its solicitor any information concerning such delinquent taxpayers which may be in his possession.

(m) Purpose of the Tax. The revenue to be derived from the imposition of a per capita tax under the provisions of this section shall be paid into the general fund of the school district and shall be used to pay current expenses or other obligations of the school district.

(n) Adoption of Rules and Regulations. The board of public education of any school district imposing a per capita tax under the provisions of this section may make and adopt such reasonable rules and regulations not inconsistent with the provisions of this section as may be considered necessary or advisable for the proper administration of this section.

Section 664 Annual Budget Advertising Public Hearing (a) The board of public education of each school district of the first class shall annually at or before the time of levying the annual school taxes prepare an approximate estimate of the amount of funds that will be required by the school district in its several departments for the following fiscal year. Such annual estimate shall be apportioned to the several classes of expenditures of the districts as the board of public education thereof may determine. The total amount of such estimate shall not exceed the amount of funds including the proposed annual tax levy and State appropriation available for school purposes in the district. The annual estimates shall be properly certified to the school controller of the district by the secretary of the board.

(b) The board of public education shall at least fifteen days prior to the time final action is taken on any budget publish by advertisement at least once in two newspapers of general circulation printed in the municipality in which such school district is located notice that such proposed budget has been prepared and is open to public inspection at the office of the board of public education. Such advertisement shall include a notice of public hearing on the proposed budget scheduled for at least ten days before final action is taken upon any budget.

Section 665 Emergency Appropriations. The board of public education in school districts of the first class may during any fiscal year make additional appropriations or increase the existing appropriations to meet emergencies such as epidemics, floods, fire or other catastrophes and to increase the salaries of the employees of the board the funds therefor to be provided from unexpended balances in existing appropriations from unappropriated revenues if any or from temporary loans. Such additional appropriations and such temporary loans shall be authorized by the affirmative vote of two-thirds of all the members of the board.

The board of public education shall have the power to transfer any unencumbered balance or any portion thereof from one appropriation to another or from one spending agency to another by the affirmative vote of two-thirds of all the members of the board.

Section 666 Limit of Indebtedness. The total indebtedness incurred or created by any school district of the first class including any indebtedness assumed by it on or before the eighteenth day of May one thousand nine hundred eleven shall not exceed two (2) per centum upon the total assessed value of the taxable property in such school district.

(e) Second Third and Fourth Class School Districts

Section 671 Fiscal Year. In all school districts of the second third and fourth class the fiscal year shall begin on the first Monday of July in each year.

Section 672 Tax Levy Limitations (a) In all school districts of the second third and fourth class all school taxes shall be levied and assessed by the board of school directors therein during the month of April or May each year for the ensuing fiscal year. In school districts of the second class such tax shall not exceed twenty mills on the dollar and in school districts of the third and fourth class shall not exceed twenty-five mills on the dollar on the total amount of the assessed valuation of all property taxable for school purposes therein. Each school district of the second third or fourth class may also collect a per capita tax on each resident or inhabitant of such district over twenty-one years of age as herein provided.

(b) Boards of school directors of school districts of the second third and fourth classes are hereby authorized and directed to levy annually a tax on each dollar of the total assessment of all property assessed and certified for taxation therein to pay the minimum salaries and increments of the teaching and supervisory staff provided for herein. Said tax shall not be invalidated or affected by reason of the fact that it may increase the total annual school tax levy of any school district beyond the millage fixed or limited by this section. Provided That in districts of the fourth class the tax herein authorized together with all other school taxes levied in the district shall not exceed thirty-five (35) mills on each dollar of the assessed valuation thereof.

Section 673 Tax Rates to be Expressed in Dollars and Cents. Whenever the board of school directors of any school district of the second third or fourth class shall by resolution fix the rate of taxation for any year at a mill rate such resolution shall also include a statement expressing the rate of taxation in dollars and cents on each one hundred dollars of assessed valuation of taxable property.

Section 674 Property Subject to Tax. Districts Second Class. In all school districts of the second class the school taxes shall be levied and assessed on the real estate and personal property therein as contained in the assessment used for tax purposes in the city borough incorporated town or township in which the school district is located.

Section 675 Certification of Assessments etc. Districts Second Class. In order to enable the board of school directors in all school districts of the second class to levy and assess the necessary school taxes required by such school district each year the city clerk or other proper official required by law so to do shall annually on or before the first day of April in each year at the expense of the city furnish to each school district of the second class for its use to be retained by it a properly certified duplicate of the last adjusted valuation of all real estate persona

property and a list of all residents or inhabitants made taxable in such school district of the second class stating the name of each taxable the valuation and kind of property assessed All of such real estate personal property and residents or inhabitants are hereby made taxable for school purposes in each such school district of the second class The properly certified duplicate herein required to be furnished each school district of the second class at the expense of the city shall consist of a bound book printed and indexed according to the form to be submitted by the secretary of the board of school directors of each such school district to the city clerk or other proper official on or before the first day of January of each year

Section 676 Property Subject to Tax Districts Third and Fourth Class In all school districts of the third class excepting school districts of that class which are located wholly within the boundary lines of cities of the third class and where such third class school districts comprise the same territory as such city of the third class in which the same is so located and in all school districts of the fourth class the school taxes shall be levied and assessed upon all the property upon which the county taxes are levied and assessed

In all school districts of the third class which are located wholly within the boundary lines of any city of the third class and where such third class school district comprises the same territory as such city of the third class in which the same is so located the school taxes shall be levied and assessed on the real estate and personal property therein as contained in the assessment made for city tax purposes

Section 677 Certification of Assessments etc Districts Third and Fourth Class (a) In order to enable the board of school directors in each district of the third class other than school districts of that class which are located wholly within the boundary lines of cities of the third class and where such third class school districts comprise the same territory as such city of the third class in which the same is so located and in each district of the fourth class to assess and levy the necessary school taxes required by such district each year the county commissioners or other proper officials in each county shall on or before the first day of April in each year at the expense of the county furnish to each school district of the third class other than school districts of that class which are located wholly within the boundary lines of cities of the third class and where such third class school districts comprise the same territory as such city of the third class in which the same is so located and to each district of the fourth class therein for its use to be retained by it a properly certified duplicate of the last adjusted valuation of all real estate personal property and residents or inhabitants made taxable for county purposes in such school districts stating the name of each taxable and the valuation description and kind of property and a list of the residents or inhabitants assessed All of such real estate personal property and residents or inhabitants are hereby made taxable for school purposes in each school district of the third and fourth class

(b) In order to enable the board of school directors in all school districts of the third class which are located wholly within the boundary lines of any city of the third class and where such third class school district comprises the same territory as such city of the third class in which the same is so located to levy and assess the necessary school taxes required by such school district each year the city clerk or other proper official shall annually on or before the first day of April in each year at the expense of the city furnish to each school district of the third class mentioned in this subsection for its use to be retained by it a properly certified duplicate of the last adjusted valuation of all real estate personal property and a list of all residents or inhabitants made taxable in such school district of the third class mentioned in this subsection stating the name of each taxable the valuation and kind of property assessed All of such real estate personal property and residents or inhabitants are hereby made taxable for school purposes in each such school dis-

trict of the third class The properly certified duplicate herein required to be furnished each of such school districts of the third class at the expense of the city shall consist of a bound book or books printed and indexed according to the form to be submitted by the secretary of the board of school directors of each school district to the city clerk or other proper official on or before the first day of March of each year

Section 678 Duplicates to Include Certain Territory The tax duplicate to be certified by the county commissioners the city clerk or other proper official to every school district of the second third or fourth class shall in each proper district include such territory as was attached to another district but by the provisions of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) became a part of the district in which it is situated on the first Monday of July one thousand nine hundred eleven

Section 679 Per Capita Taxes Each resident or inhabitant over twenty-one years of age in every school district of the second third and fourth class which shall levy such tax shall annually pay for the use of the school district in which he or she is a resident or inhabitant a per capita tax of not less than one dollar nor more than five dollars as may be assessed by the local school district Every husband against whose wife a per capita tax is levied shall be liable for the payment of such tax Collection thereof from such husband may be made and enforced in the manner provided by law for the collection and enforcement of payment of other taxes owing by such husband including the collection thereof from the husband's employer

Section 680 List of Residents for Per Capita Tax Purposes In order that the board of school directors of each school district of the second third or fourth class may assess levy and collect a per capita tax of not less than one dollar nor more than five dollars on each resident or inhabitant over twenty-one years of age in the district it shall be the duty of the proper assessors in each such school district to prepare a list of residents or inhabitants in such school district over twenty-one years of age and return the same with the other taxable property in the district as provided by law In each school district all such lists of residents or inhabitants shall be included and certified in the list of taxable property to be certified to the board of school directors in each such school district as herein provided Assessors whose assessment district includes the whole or parts of more than one school district shall return separate lists of residents and inhabitants of each such school district

Section 681 Certification of Levy In all school districts of the second third and fourth class as soon as the school tax is assessed and levied by the board of school directors the secretary shall compute and enter the same stating the amount of school tax to be collected on the duplicate herein required to be furnished to the district A certified copy of such duplicate shall be furnished by the board of school directors to the tax collector in each district In any school district where the collector of school taxes is also the collector of county taxes the secretary of the board of school directors may compute and add the amount of the school taxes to the duplicate furnished by the county commissioners to such tax collector for county purposes In all school districts of the second third or fourth class all tax duplicates shall be furnished as herein provided to the tax collectors on or before the first Monday of July in each year

Section 682 Tax Duplicates and Warrants Each collector of school taxes in every school district of the second third or fourth class shall on or before the first Monday of July in each year be furnished with his tax duplicate

Section 683 Appointment of Tax Collector in Certain Cases The board of school directors in each school district of the second third or fourth class where a tax collector is not elected to collect school taxes or where there is a vacancy or where any tax collector elected refuses to qualify or furnish a bond as herein provided shall annually on or before the first day of June in each year appoint one or more suitable persons as tax collectors in

said school districts The board of school directors in any school district appointing any tax collector or tax collectors may authorize and direct any one tax collector to collect the school taxes in any one or more wards or other proper divisions in such school district

Section 684 Bond of Appointed Collectors (a) Every person appointed collector of school taxes in any school district of the second third or fourth class before receiving his tax duplicate shall furnish to the school district a proper bond in an amount to be fixed by the board of school directors with such surety or sureties as it may approve conditioned upon the faithful performance of his duties as such tax collector

(b) In lieu of furnishing such a bond the tax collector may file his own collateral bond in such amount as may be required by the board of school directors secured by an actual deposit with the board of school directors or with any bank or trust company within the Commonwealth which may be agreed upon of any of the securities which depositories may use to secure the deposit of school funds as herein provided The total market value of the securities thus deposited shall equal the amount of the collateral bond Such collateral bond shall be conditioned upon the faithful performance of his duties as tax collector The securities thus deposited shall constitute a trust fund to be available for the satisfaction of any liability accruing upon the collateral bond The securities shall be accompanied by a proper assignment or power of attorney for their transfer Such trust deposit in the event of any depreciation in its value shall be maintained upon request in writing of the board of school directors at the amount provided herein The board of school directors may permit the tax collector to substitute for any one or more bonds or obligations included in any such securities other bonds or obligations that meet the requirements of this act

(c) In school districts of the second class the board of school directors may in lieu of a surety bond accept a fidelity bond conditioned upon the accounting for and payment over of all moneys received by him as taxes and the accounting for all tax items contained in his duplicate which remain uncollected The tax collector and his sureties shall be discharged from further liability on any bond as soon as all tax items contained in the duplicate are either (1) collected and paid over or (2) certified to the board of school directors for entry as liens in the office of the prothonotary or (3) returned to the county commissioner for sale or (4) the tax collector is exonerated from the collection thereof

(d) In case any person appointed tax collector shall fail to furnish a proper bond with the proper sureties or securities within fifteen days after his appointment or notice so to do then in any such case the board of school directors shall appoint another suitable person as collector of the school taxes in said district in his place and stead who upon giving the proper bond with the proper sureties or securities shall be the duly authorized person to collect the school taxes in said district for the ensuing school year

Section 685 Disqualification for Reappointment etc In all school districts of the second third and fourth class no tax collector shall be reappointed or be authorized to collect any school taxes in any school year unless he shall have first settled his duplicate in full with the board of school directors for the preceding year in the manner herein provided

Section 686 Delinquent Taxes Appointment of Collector etc (a) In all school districts of the second third and fourth class all unpaid school taxes assessed and levied upon real property upon which there is no personal property out of which the same can be collected shall be certified by the tax collector to the secretary of the board of school directors together with a proper description of the property upon which the same is levied on or before the first day of June in each year All delinquent school taxes so certified to the board of school directors in any school district of the second third or fourth class by any school

tax collector shall be collected by said board as provided by law

(b) The board of school directors in such district may annually on or before the first Monday of July in each year appoint one or more suitable persons as delinquent tax collectors in said school district to collect any and all school taxes from the collection of which the original tax collector has been exonerated in accordance with the laws of this Commonwealth and which taxes still remain unpaid upon any of the school tax duplicates other than such unpaid school taxes as shall have been filed as liens in the office of the prothonotary or have been returned to the county commissioners for sale Such delinquent tax collector or collectors shall upon the certification over to him or them of such taxes so remaining unpaid proceed to collect the same from the persons respectively charged therewith for which purpose he or they shall have all the authority and power now vested by law in any collector of school taxes for the collection of such taxes The board of school directors issuing the original warrants shall issue an additional warrant to the collector or collectors of such delinquent taxes so appointed

(c) Collectors of delinquent school taxes so appointed shall give bond in the same manner as required of the original tax collector and shall be paid such commissions or compensation as is paid the regular collector Such commissions or compensation shall be paid by proper orders drawn on the school treasurer as other accounts are paid by the school district Every such collector of delinquent school taxes shall be responsible and account to the board of school directors for all such taxes collected by him in like manner and in accordance with existing laws pertaining to school tax collections

Section 687 Annual Budget Additional or Increased Appropriations Transfer of Funds (a) The board of school directors of each school district of the second third or fourth class shall annually at least thirty (30) days prior to the adoption of the annual budget prepare a proposed budget of the amount of funds that will be required by the school district in its several departments for the following fiscal year Such proposed budget shall be prepared on a uniform form prepared and furnished by the Department of Public Instruction and shall be apportioned to the several classes of expenditures of the district as the board of school directors thereof may determine Final action shall not be taken on any proposed budget in which the estimated expenditures exceed two thousand dollars (\$2000) until after ten (10) days' public notice Nothing in this act shall be construed to prevent any school district whose total estimated expenditures do not exceed two thousand dollars (\$2000) from holding a public hearing The proposed budget shall be printed or otherwise made available for public inspection to all persons who may interest themselves at least twenty (20) days prior to the date set for the adoption of the budget

(b) The board of school directors after making such revisions and changes therein as appear advisable shall adopt the budget and the necessary appropriation measures required to put it into effect The total amount of such budget shall not exceed the amount of funds including the proposed annual tax levy and State appropriation available for school purposes in that district Within fifteen (15) days after the adoption of the budget the board of school directors shall file a copy of the same in the office of the Department of Public Instruction In all school districts under the direction of a county superintendent the county board of school directors shall inspect the annual budget and shall render such advice and assistance regarding the same as may seem proper before the budget shall be signed and forwarded to the department by the county superintendent

(c) The board of school directors may during any fiscal year make additional appropriations or increase existing appropriations to meet emergencies such as epidemics floods fires or other catastrophies The funds therefor shall be provided from unexpended balances in existing

appropriations from unappropriated revenue if any or from temporary loans Such temporary loans when made shall be approved by a two-thirds vote of the board of school directors

(d) The board of school directors shall have power to authorize the transfer of any unencumbered balance or any portion thereof from one class of expenditure or item to another but such action shall be taken only during the last nine (9) months of the fiscal year

Article VII

Grounds and Buildings

(a) Duty to Provide Acquisition and Disposition of Property

Section 701 Duty to Provide Conditions The board of school directors of each district shall provide the necessary grounds and suitable school buildings to accommodate all the children between the ages of six and twenty-one years in said district who attend school Such buildings shall be constructed furnished equipped and maintained in a proper manner as herein provided Suitable provisions shall be made for the heating (including the purchase of fuel) ventilating and sanitary conditions thereof so that every pupil in any such building may have proper and healthful accommodations In all school districts under the direction of a county superintendent all grounds and the plans for all buildings shall be approved only with the advice and consent of the county board of school directors

Section 702 Location and Amount of Land Playground The location and amount of any real estate required by any school district for school purposes shall be determined by the board of school directors of such district by a vote of the majority of all the members of such board No new school building shall be erected without a proper playground being provided therefor

Section 703 Acquisition of Sites for School Buildings and Playgrounds and Disposing Thereof In order to comply with the provisions of this act and subject to the conditions thereof the board of school directors of each district is hereby vested with the necessary power and authority to acquire in the name of the district by purchase lease gift devise agreement condemnation or otherwise any and all such real estate either vacant or occupied including lands theretofore occupied by streets and alleys which have been vacated by municipal authorities as the board of school directors may deem necessary to furnish suitable sites for proper school purposes for said district or to enlarge the grounds of any school property held by such district and to sell convey transfer dispose of or abandon the same or any part thereof as the board of school directors may determine

Section 704 Acquisition and Disposition of Property in Other District Freedom from Taxation The board of school directors of any district is hereby vested with the necessary power and authority to acquire in the name of the district by purchase lease gift devise agreement condemnation or otherwise for proper school purposes any school building or other real estate situated in another school district and to erect thereon school buildings and to sell convey transfer or abandon the same or any part thereof subject to the provisions of this act Any such buildings or other real estate used for proper school purposes acquired in any other district by any such district shall be exempt from taxation for any purpose whatever

Section 705 Residences for Teachers and Janitors The board of directors of any school district of the fourth class when they consider it necessary may purchase or build a residence or residences for the use of the principal or teacher or janitor or any of them as shall be deemed advisable in the same manner and upon the same procedure as other school buildings are purchased or erected Such school districts with the approval of the State Council of Education in the manner and form to be prescribed by said State Council of Education are authorized to expend the funds of the school district and to borrow

money for the purchase or erection of such residences in the same manner as for other school buildings Any such district may fix and charge a rental for the use of such building which rental shall be paid into the school treasury All property acquired under this section shall be held by the school district the same as other school property

Section 706 Parks Playgrounds etc Any school district shall have the power to join with any city borough incorporated town township or county or any combination thereof in equipping operating and maintaining parks playgrounds playfields gymnasiums public baths swimming pools and indoor recreation centers and may appropriate money therefor For such purpose the school district may levy an annual tax not to exceed two mills on the dollar of the assessed valuation of taxable property in the school district

Section 707 Sale of Unused and Unnecessary Lands and Buildings The board of school directors of any district is hereby vested with the necessary power and authority to sell unused and unnecessary lands and buildings by any of the following methods and subject to the following provisions

(1) By public auction conducted by a licensed auctioneer either on the premises to be sold or at places selected by the school board after due notice by publication in one or more newspapers of general circulation published within the county or the school district and in the legal newspaper in said county if any once a week for three successive weeks before the date fixed for said sales and by hand bills one or more of which must be posted on the property proposed to be sold and at least five of which must be posted at conspicuous places within the vicinity of said real estate Terms and conditions of sale shall be fixed by the board in the motion or resolution authorizing the sale

(2) Upon sealed bids requested by the school board notice of the request for sealed bids to be given as provided in clause (1) of this section Terms and conditions of sale shall be fixed by the board in the motion or resolution authorizing the request for sealed bids

(3) At private sale subject to the approval of the court of common pleas of the county in which the school district is located Approval of the court shall be on petition of the board of school directors which petition shall be executed by the proper officers of the board and shall contain a full and complete description of the land proposed to be sold a brief description and character of the building or buildings erected thereon if any the name of the prospective purchaser the amount offered for the property and shall have attached thereto an affidavit of at least two persons who are familiar with the values of real estate in the locality in which the land and buildings proposed to be sold are located to the effect that they have examined the property that the price offered therefor is a fair and reasonable one and in their opinion a better price than could be obtained at public sale and that they are not interested either directly or indirectly in the purchase or sale thereof Before the court may act upon any such petition it shall fix a time for a hearing thereon and shall direct that public notice thereof be given as provided in clause (1) of this section A return of sale shall be made to the court after the sale has been consummated and the deed executed and delivered

(4) In the case of land or any interest therein acquired by a school district of the first class at any sale on a tax or municipal claim or on a bid submitted at any judicial sale where the school district has an interest arising out of unpaid taxes against the premises being sold or by voluntary conveyance in payment of taxes the land so acquired may be sold by the school district of the first class at public or private sale pursuant to a resolution of the board of public education of such school district without advertisement and without further proceedings or confirmation by the court

(5) The board of school directors may at their discre-

tion when selling real estate sell and convey such real estate to the purchasers for the accepted consideration payable partly in cash and partly in the form of a purchase money mortgage (and bond) to be paid in not more than five (5) years from the date thereof and bearing interest at the rate of not less than five (5) per centum said mortgage and bond to contain the customary provisions requiring fire insurance and the payment of taxes water rents and assessments by the mortgagor and obligor

(6) The board of school directors when selling property at private sale may engage the services of licensed real estate brokers to secure prospective purchasers and pay them the customary real estate agents' commission charged within the school district but only in the event the sale is actually consummated by the brokers

(7) The moneys derived from sales of real estate enumerated in clause (4) of this section shall be paid into the general fund along with moneys derived from taxes and may be used for current expenses of the school district The moneys derived from sales of other real estate shall be used for debt service or for capital expenditures

Section 708 Abandonment of Property No property that has heretofore been acquired by or conveyed or granted to any school district for school purposes or which may hereafter be acquired by any school district for school purposes shall be considered as abandoned until the board of school directors of such district shall pass by vote of the majority of members of the board a resolution declaring it to be intention of such district to vacate and abandon the same whereupon all right title and interest of such district in such premises shall be fully terminated

(b) Eminent Domain

Section 721 Condemnation of Land Whenever the board of school directors of any district cannot agree on terms of its purchase with the owner or owners of any real estate that the board has selected for school purposes such board of school directors after having decided upon the amount and location thereof may enter upon take possession of and occupy such land as it may have selected for school purposes whether vacant or occupied and designated and mark the boundary lines thereof and thereafter may use the same for school purposes according to the provisions of this act Provided That no board of school directors shall take by condemnation any burial ground or any land belonging to any incorporated institution of learning incorporated hospital association or unincorporated church incorporated or unincorporated religious association which land is actually used or held for the purpose for which such burial ground institution of learning hospital association church of religious association was established

Section 722 Security for Damages Fee Simple Title The school funds which may be raised by taxation in any school district shall be pledged and hereby are made security to the owner or owners of any property taken for school purposes for all damages they may sustain on account of taking of such property by the district for school purposes

The title to all real estate acquired by any school district by condemnation proceedings shall be vested in such school district in fee simple

Section 723 Appointment of Viewers Notice When the board of school directors of any district shall enter upon and occupy land for school purposes as herein provided it or the owners of such premises or any one of them in behalf of all of them may present a petition to the court of common pleas of the county in which such land is situated setting forth the facts giving a description of the premises taken by metes and bounds and the names of all the owners thereof whereupon the court shall appoint a jury of viewers from the county board of viewers and shall fix a time for a hearing when they shall view the premises Said time shall not be less than ten (10) or more than thirty (30) days after their appointment Five (5) days' notice of the time and place for the first meet-

ing shall be given by the petitioners to said viewers and other parties interested If on account of non-residence or of any other reason personal notice cannot be given notice shall be given of such view by registered letter or by advertisement or otherwise as the court may direct

Section 724 Duties of Viewers Report Notice At the time and place fixed for the view the viewers having first been duly sworn or affirmed to perform their duties with fidelity and according to law shall view and examine the premises so taken by the school district and after hearing such parties as may desire to be heard shall decide and make a true report to the court concerning the matters set forth in such petition and submitted to them and taking into consideration the quality and location of and the improvements upon the land taken and occupied for school purposes and taking into consideration the damages sustained and the benefits accruing shall estimate and determine what amount of damages if any have been sustained by the owner of such premises by reason of the taking of said land by the school district and to whom payable if they can ascertain the legal owners thereof Such hearing may be adjourned from time to time as such viewers may direct The school district and the parties interested shall have at least five (5) days' notice of the filing of the viewers' report If the actual owner of the premises or any part thereof by reason of non-residence or otherwise cannot be notified notice of the filing of the report shall be given as directed by the court

Section 725 Confirmation of Report If no exceptions are filed to or appeal taken from the report of the viewers by any party interested within thirty (30) days after the filing thereof the same shall be confirmed absolutely by the court and the amount awarded therein to any person shall be a valid debt and obligation of the school district collectible as herein provided

Section 726 Payment of Damages into Court If on account of any liens existing against such premises or if the actual owners thereof cannot be found or if the owners or any of them refuse the amount awarded by such report or if for any other reason the school district cannot pay the sum awarded for such damages to the person legally entitled thereto it may pay the same into court and thereafter the owners of such premises or its lien creditors shall look to said fund for all damages accruing to them on account of the taking of said property

Section 727 Exceptions and Appeals If exceptions to the report of the viewers are filed by any interested party or if an appeal is taken the exceptions or appeals shall be disposed of according to the rules of the court

Section 728 Costs All costs and witness fees in any such case shall be paid by the school district provided That in cases where an appeal is taken by any property owners from the award made by any board of viewers and the appellant does not recover a verdict for a greater amount than the viewers awarded the appellant shall pay all costs of such appeal and trial

(c) Specific Requirements

Section 731 Submission of Plans etc of Buildings to State Council of Education Exceptions No public school buildings shall be contracted for constructed or reconstructed in any school district of the second third or fourth class until their plans and specifications have been submitted to the State Council of Education and all recommendations concerning the same by the State Council of Education have been laid before the board of school directors Provided That where ordinary repairs are proposed such as plastering painting replacement of floors improvement of school grounds repairing or providing walks roadways or retaining walls the cost of which in districts of the second class will not exceed one thousand dollars (\$1000) or in districts of the third and fourth class will not exceed five hundred dollars (\$500) no submission of plans for such repairs to the State Council of Education shall be required Where any structural change is involved such as moving or adding doors windows partitions making additions or any excavations submission of plans to the State Council

of Education shall be required regardless of the cost of such structural change

Section 732 Plans etc Furnished by State Council of Education The State Council of Education shall cause to be prepared and shall at the expense of the Commonwealth publish and upon application furnish without charge to boards of school directors plans and specifications of different kinds of school buildings containing not more than four classrooms suited to the needs of the public schools School buildings may be built according to plans and specifications thus furnished without submitting the same to the State Council of Education

Section 733 Standards of State Council of Education Health Room All public school buildings hereafter built or rebuilt in school districts of the second third and fourth classes shall conform to standards established by the State Council of Education as to light area floor space and cubical contents The council shall at least once during each period of five years completely review and revise such standards in the light of improved facilities equipment and method and in the light of changing philosophies of classroom efficiency and with a view to utilizing natural advantages wherever available Such standards shall permit of opportunity for individuality in design and equipment to meet the requirements and possibilities of each public school building to be built or rebuilt

Every public school building of ten classrooms or more hereafter erected shall contain a room to be known as the health room which shall be not less than twenty-one (21) feet in length and which shall be furnished and equipped for use as quarters in which regular school medical inspections may be given and as a first aid room for pupils requiring medical attention while attending classes

Section 734 Heating and Ventilating Standards The State Council of Education shall establish proper standards for heating and ventilating every school building hereafter erected or reconstructed in school districts of the second third and fourth classes and shall prescribe such rules and regulations as shall be necessary to make such standards effective Provided That the board of school directors shall in each case have the power to determine the type of heating and ventilating system to be used

The State Council of Education shall at least once during each period of five years completely review and revise such standards in the light of improved facilities equipment and methods and in the light of changing philosophies of classroom efficiency and with a view of utilizing natural advantages wherever available

Section 735 Advisory Committee on Standards For the purpose of advising the State Council of Education in making revisions of standards as required by sections seven hundred thirty-three (733) and seven hundred thirty-four (734) of this act the Governor shall immediately before the time for making any revision appoint an advisory committee consisting of fifteen members five of whom shall be registered architects experienced in designing school buildings three of whom shall be school administrators and three of whom shall be educators The members of such committees shall serve without compensation but shall be reimbursed for their necessary expenses actually incurred in the performance of their duties

Section 736 Heating Stoves to be Shielded No board of school directors in this Commonwealth shall use a common heating stove for the purpose of heating any school room unless such stove is in part enclosed within a shield or packet made of galvanized iron or other suitable material and of sufficient height and so placed as to protect all pupils while seated at their desks from direct rays of heat

Section 737 Ventilation Thermometer No school room or recitation room shall be used in any public school which is not provided with ample means of ventilation and whose windows when they are the only means of ventilation shall not admit of ready adjustment both at the top and bottom and which does not have some device to protect pupils from currents of cold air Every school room or recitation room shall be furnished with a thermometer

Section 738 Fireproof Construction All school buildings two or more stories high hereafter erected or leased in any school district of the first class in this Commonwealth shall be of fireproof construction and in any school district of the second third or fourth class every building more than two stories high hereafter built or leased for school purposes shall be of fireproof construction

Section 739 Doors to Open Outward Fire Escapes etc All doors of entrance into any building used for public school purposes shall open outward

In all school buildings erected after the first day of May one thousand nine hundred twenty-five or buildings leased or used for school purposes all entrance and exit doors as well as all doors leading to or from all regular special or general rooms shall open outward

Every school building shall be provided with necessary fire-escapes and safety appliances as required by law

Section 740 Water-closets or Out-houses The board of school directors in every district shall with every building used for school purposes provide and maintain in a proper manner a suitable number of water-closets or out-houses not less than two for each building where both sexes are in attendance Such water-closets or out-houses shall be suitably constructed for and used separately by the sexes When any water-closets or out-houses are outside and detached from the school building the entrances thereto shall be properly screened and they shall unless constructed at a remote distance from each other have separate means of access thereto and if possible for not less than twenty-five (25) feet from such water-closets or out-houses such means of access or walks leading thereto shall be separated by a closed partition wall or fence not less than seven (7) feet high

The board of school directors shall keep all water-closets or out-houses used in connection with any school building in a clean and sanitary condition and shall not less than ten (10) days prior to the opening of any term of school and oftener if necessary have them properly cleaned and disinfected by the use of fresh-dry-slacked lime or other proper disinfecting materials

(d) Contracts

Section 751 Work to be Done Under Contract Let on Bids Exception All construction reconstruction repairs or work of any nature including the introduction of heating ventilating or lighting systems upon any school building or upon any school property made by any school district where the entire cost value or amount of such construction reconstruction repairs or work including labor and material shall exceed three hundred dollars (\$300) in school districts other than school districts of the first class and in school districts of the first class where such entire cost value shall exceed six hundred dollars (\$600) shall be done under contract or contracts to be entered into by such school district with the lowest responsible bidder upon proper terms after due public notice has been given asking for competitive bids Provided That if due to an emergency a school plant or any part thereof becomes unusable during the school term competitive bids for repairs or replacement may be solicited from at least three responsible bidders and upon the approval of any of these bids by the State Superintendent of Public Instruction the board of school directors may proceed at once to make the necessary repairs or replacements in accordance with the terms of said approved bid or bids

Section 752 Contracts to Require Competent Workmen All contracts hereafter awarded and entered into by any school district shall contain a clause of stipulation requiring that no person shall be employed to do work under such contract except competent and first-class workmen and mechanics No workmen shall be regarded as competent and first-class within the meaning of this act except those who are duly skilled in their respective branches of labor and who shall be paid not less than such rates of wages and for such hours' work as shall be the established and current rates of wages paid for such hours by employers of organized labor in doing of similar work in the district where work is being done

Section 753 Stipulations for Minimum Wages (a) The specifications upon which contracts are entered into by any school district for the construction alteration or repairs of any public work or improvement may at the option of the school district contain the minimum wage or wages which may be paid by the contractor or his sub-contractors for the work performed by laborers and mechanics employed on such public work or improvement and such laborers and mechanics shall in such cases be paid not less than such minimum wages or wages

(b) Every contract for the construction alteration or repair of any public work or improvement founded on specifications containing any such stipulation for minimum wage or wages shall stipulate a penalty of an amount equal to twice the difference between the minimum wage contained in said specifications and the wage actually paid to each laborer or mechanic for each day during which he has been employed at a wage less than that prescribed in said specifications

(c) Every officer or person designated as an inspector of or having supervision over the work to be performed under any such contract in order to aid in enforcing the fulfillment thereof shall upon observation or investigation report to the board of school directors which let the contract all violations of minimum wage stipulations together with the name of each laborer or mechanic who has been paid a wage less than that prescribed by the specification and the day or days of such violation

(d) All such penalties shall be withheld and deducted for the use of the school district from any moneys due the contractor by the officer or person whose duty it shall be to authorize the payment of moneys due such contractor whether the violation of the minimum wage stipulation of the specifications was by the contractor or by any of his sub-contractors Provided That if any such contractor or sub-contractor subsequently pays to all laborers and mechanics the balance of the amounts stipulated in such contract the school district shall pay to the contractor the amount so withhold as penalties

Section 754 Contracts to Provide for Resident Workmen Penalty The specifications upon which contracts are entered into by any school district for the construction alteration or repair of any public works shall contain the provision that laborers and mechanics employed on such public works shall have been residents of the Commonwealth for at least ninety days prior to their employment Failure to keep and comply with such provision shall be sufficient legal reason to refuse payment of the contract price to the contractor

Section 755 Contracts to Prohibit Discrimination Against Race Creed or Color Penalty Every contract for or in behalf of any school district for the construction alteration or repair of any public building or public work shall contain provisions by which the contractor agrees

(1) That in the hiring of employes for the performance of work under this contract or any sub-contract hereunder no contractor subcontractor nor any person acting on behalf of such contractor or subcontractor shall by reason of race creed or color discriminate against any citizen of the Commonwealth of Pennsylvania who is qualified and available to perform the work to which the employment relates

(2) That no contractor sub-contractor nor any person on his behalf shall in any manner discriminate against or intimidate any employe hired for the performance of work under his contract on account of race creed or color

(3) That there may be deducted from the amount payable to the contractor under this contract a penalty of five dollars (\$5) for each person for each calendar day during which such person was discriminated against or intimidated in violation of the provisions of the contract and

(4) That this contract may be cancelled or terminated by the school district and all money due or to become due hereunder may be forfeited for a second or any subsequent violation of the terms or conditions of this portion of the contract

Section 756 Additional Bond for Payment of Labor

Materials etc It shall be the duty of every school district to require any person copartnership association or corporation entering into a contract with such district for the construction erection installation completion alteration repair of or addition to any public work or improvement of any kind whatsoever where the amount of such contract is in excess of five hundred dollars (\$500) before commencing work under such contract to execute and deliver to such school district in addition to any other bond which may now or hereafter be required by law to be given in connection with such contract an additional bond for the use of any and every person copartnership association or corporation interested in a sum not less than fifty per centum (50%) and not more than one hundred per centum (100%) of the contract price as such school district may prescribe having as surety thereon one or more surety companies legally authorized to do business in this Commonwealth conditioned for the prompt payment of all material furnished and labor supplied or performed and all machinery used in the prosecution of the work whether or not the material or labor or use of machinery enter into and become component parts of the work or improvement contemplated Such additional bond shall be deposited with and held by the school district for the use of any party interested therein Every such additional bond shall provide that every person copartnership association or corporation who whether a sub-contractor or otherwise has furnished material or supplied or performed labor in the prosecution of the work as above provided and who has not been paid therefor may sue in assumpsit on said additional bond in the name of the school district for his their or its use and prosecute the same to final judgment for such sum or sums as may be justly due him them or it and have execution thereon The school district shall not be liable for the payment of any costs or expenses of any suit

Section 757 Actions by Sub-Contractors etc on Performance Bonds (a) In all cases where a surety bond shall be given to any school district to secure performance by a contractor of any public contract for the construction reconstruction alteration or repair of any building or other structure or for the completion of any project or performance of any other work whatsoever or the supplying of any materials and such bond shall include a condition for the payment of material furnished and labor supplied or performed in connection with such public work or improvement or similar provisions irrespective of whether such bond or any provision therein shall have been required by status or any other authority and where no separate or additional bond conditioned for the payment of material furnished and labor supplied or performed in connection with such contract has been taken then and in such event every person copartnership association or corporation who whether as sub-contractor or otherwise has furnished material or supplied or performed labor in connection with such public work or improvement and who has not been paid therefor shall have the right to intervene and be made a party to any action instituted on such bond by the school district named as obligee therein and have his their or its rights and claims adjudicated in such action and judgment rendered thereon for any amount due him them or it for such labor or materials subject however to the priority of the claim and judgment of the school district obligee if any

(b) If the amount of the liability of the surety on said bond is insufficient to pay the full amount of said claims and demands then after paying the full amount due the school district obligee the remainder shall be distributed pro rata among said interveners

(c) If no suit is brought by the school district obligee within six months from the completion of said contract and final settlement therefor then the person or persons who have supplied the contractor with labor and materials shall upon application therefor and furnishing affidavit to the school district that labor and materials for the prosecution of such work have been supplied by him them or it and that payment for the same has not been made be furnished with a certified copy of said contract

and bond upon which he they or it shall have a right of action and shall be authorized to bring suit in the name of the school district obligee for his their or its use and benefit against said contractor and his sureties and to prosecute the same to final judgment and execution Where suit is instituted by any of such creditors on the bond of the contractor is shall not be commenced until after the complete performance of said contract and final settlement thereof with the school district and shall be commenced within one year after the performance and final settlement of the contract and not later

(d) Where suit is so instituted by a creditor or creditors no other action shall be brought by any other creditor but any other creditor may file his claim in the action first brought and be made party thereto within one year from the completion of the work under said contract but not later If two or more actions are brought on the same day the action in which the largest claim is demanded shall be regarded as the first action Any creditor who has brought an action within one year but after suit brought by another creditor or on the same day may intervene in the suit first brought within the year notwithstanding the fact that the intervention in such case is after the expiration of the year provided such intervention is made within thirty days after the expiration of the year If the recovery on the bond is inadequate to pay the amounts found due to all creditors judgment shall be given to each creditor pro rata of the amount of the recovery

(e) The surety on said bond may pay into court for distribution among said claimants and creditors the full amount of the surety's liability to wit the penalty named in the bond less any amount which said surety may have had to pay to the school district obligee by reason of the execution of said bond Upon so doing the surety shall be relieved from further liability

(f) In all suits instituted under the provisions of this act such personal notice of the pendency of such suits informing them of their right to intervene as the court may order shall be given to all known creditors and in addition thereto notice shall be given by publication in a newspaper of general circulation published in the county or town where the contract was performed once a week for at least three successive weeks When such suit has been begun within three weeks of the end of the year within which suit may be brought said notice by publication shall be only for the period intervening between the time of instituting such suit and the end of the year

(g) Where the principal contractor shall for any reason have failed to complete performance of his contract and completion of the project is undertaken by the school district or the surety either by themselves or by letting of new contracts the six-month period before which suit may be brought and the one year period within which such action must be commenced by sub-contractors material-men and laborers as above provided shall date from the completion and acceptance of the project covered by the original contract and bond For the purposes of such suits the date of such completion shall be fixed by the officers of the school district Written notice of the date of such completion shall be given to all persons who shall theretofore request such notice

Section 758 Appropriations to Nonprofit Corporations for Constructing School Buildings Whenever any school building or buildings have been rendered totally unfit for use by reason of fire acts of God obsolescence overcrowding inadequacy or lack of facilities or other unforeseen cause the board of school directors of any school district shall have power to appropriate money out of the general fund of the school district to any nonprofit corporation established for the purpose of constructing school buildings for the use of the school district Before any such money is paid over the corporation shall enter into a lease with the school district for the buildings proposed to be erected whereby the school district shall have the right to renew such lease at stated periods at a stipulated rental and at any time during the continuance of the lease to purchase the buildings from the corporation at a stipulated price None of the powers granted by this act shall be used by the board of school directors of any school dis-

trict without the specific and written approval of the Department of Public Instruction

Section 759 Appropriations to Nonprofit Corporation for Athletic Stadia etc The board of school directors of any school district shall have power to enter into a contract of lease and release with any nonprofit corporation established for the purpose of erecting athletic stadia including adequate equipment for the athletic field connected therewith as well as fence enclosures and lighting systems therefor for the use of the school district under which contract the school district shall lease land owned by it to the nonprofit corporation for the purpose of erecting thereon an athletic stadium including adequate equipment for the athletic field connected therewith as well as fence enclosures and lighting systems therefor for the use of the school district The school district shall lease the same from the nonprofit corporation at a stated rental payable only out of the proceeds of the gate receipts and rentals for the use of such facilities with the right in the school district to renew such lease at stated periods at a stipulated rental and at any time during the continuance of the lease to purchase the improvements from the nonprofit corporation at a stipulated price No such contract of lease and release shall be entered into until the entire project has been submitted to and approved by the Department of Public Instruction in writing Such approval shall include specifically (1) approval of purposes for which improvement is intended (2) total cost of improvement (3) amount of rental (4) period of time for amortization and (5) a stipulation that no money of the school district other than that received from gate receipts and rentals for the use of the improvements shall be used in making any payment of rental or purchase price Upon completion of the improvements the school district shall take over and operate the same and shall collect all gate receipts and entrance fees and all rentals for the use of the improvements and shall keep the same in a separate fund apart from all other moneys of the school district Such fund until title to the improvements has been obtained by the school district shall be used only for the maintenance and operation of the stadium and other improvements and for the payment of rentals and purchase price of such improvements

Section 760 Completion of Abandoned WPA Projects Districts Third and Fourth Class Whenever any school district of the third or fourth class pursuant to contract with the Works Projects Administration or any other agency of the United State Government shall have expended money for the erection of a school building to be erected by such agency and after the erection of such building has been begun but before the completion thereof the project is abandoned by the Works Projects Administration or other agency of the United States Government the board of directors of such school district may with the approval of the Superintendent of Public Instruction enter into a contract for the immediate continuation of the work of erecting such school building to an extent necessary to protect the work already completed from loss or damage by the elements Such contract may be let on competitive bids solicited from at least three responsible bidders and approved by the Superintendent of Public Instruction

(e) General Provisions

Section 771 Display of United States Flag The board of school directors in each district shall when they are not otherwise provided purchase a United States flag flagstaff and the necessary appliances therefor and shall display said flag upon or near each public school building inclement weather during school hours and at such other times as the board may determine

All boards of school directors all proprietors or principals of private schools and all authorities in control of parochial schools or other educational institutions shall display the United States national flag not less than three feet in length within all school buildings under their control during each day such schools are in session In all public schools the board of school directors shall make all rules and necessary regulations for the care and

keeping of such flags The expense thereof shall be paid by the school district

Section 772 Condition of Grounds Shade Trees The board of school directors in each school district shall put the grounds about every school building in a neat proper and sanitary condition and so maintain the same and shall provide and maintain a proper number of shade trees

Section 773 Contracts for Light Heat or Water Acquiring Water Supply Condemnation The board of school directors in any school district may in the manner herein provided enter into any contract with any person firm association or corporation for the furnishing of light heat or water to such school district for any term not exceeding five years The amount to become due and payable thereon under such contract may be distributed equally during the years over which the same extends and only so much thereof as becomes due and payable in any one year need be provided for in the annual estimate of school expenses for any school year and be certified to by any school controller In any case where any school building to be supplied with water is not sufficiently near to the pipe lines of any water company to enable the school district to avail itself of such supply and another source of supply is available nearer to such school building the board of school directors may acquire such supply or any part thereof deemed necessary and may lay and construct a pipe line to convey water from such source of supply to such school building and for such purpose may enter upon occupy and use any highway or public or private property which it deems necessary In the event that compensation therefor cannot be agreed upon with any owner of private property so acquired occupied and used the amount thereof shall be determined in the manner provided in sections seven hundred twenty-one to seven hundred twenty-eight both inclusive of this article

Section 774 Insurance on Buildings etc The board of school directors in every school district shall have full power and authority to make and enter into any contract or contracts it may deem proper with any person firm or corporation including any mutual fire insurance company authorized to transact business in this Commonwealth for the purpose of insuring against loss or damage by fire or otherwise any or all of the school buildings or other property of the school district

Section 775 Use of School Buildings for Other Purposes Arrangements with City Borough or Township The board of school directors of any district may permit the use of its school grounds and buildings for social recreation and other proper purposes under such rules and regulations as the board may adopt The board shall make such arrangements with any city borough or township authorities for the improvement care protection and maintenance of school buildings and grounds for school park play or other recreation purposes as it may see proper Any board of school directors may make such arrangements as it may see proper with any officials or individuals for the temporary use of school property for schools playgrounds social recreation or other proper educational purposes primaries and elections

The board of school directors of any school district shall have power and authority to lease any part of their respective school building equipment and premises to any university or college of the Commonwealth approved by the State Council of Education for the purpose of conducting and maintaining therein university or collegiate courses Such leases shall be subject to the terms and regulations which may be adopted by the board of school directors and except in districts of the first class shall be further subject to the approval of the State Council of Education

Section 776 School Property Exempt from Taxation and Municipal Assessments Exception All school property owned by any school district real and personal that is occupied and used by any school district for public school recreation or any other purposes provided for by this act shall be and hereby is made exempt from every kind of State county city borough township or other tax as well as from all costs or expenses for paving curbing side-

walks sewers or other municipal improvements Provided That any school district may make any municipal improvement in any street on which its school property abuts or may contribute any sum toward the cost thereof

Section 777 Defacing Injuring or Destroying Property Used for School Purposes Penalty If any person shall willfully or maliciously break into enter deface or write mark or place any obscene or improper matter upon any public school building or other building used for school purposes or other purposes provided for in this act or any outhouse used in connection therewith or shall deface injure damage or destroy any school furniture books paper maps charts apparatus or other property contained in any public school building or other building used and occupied for school purposes or other purposes provided for in this act or shall injure damage or destroy any shade-trees shrubbery fences or any other property of any kind upon any public school grounds or upon any public school playground such person shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than five dollars (\$5) and not more than two hundred dollars (\$200) or undergo an imprisonment in the county jail for a period not exceeding six months either or both at the discretion of the court

Section 778 School Police Officers (a) Any school district may apply to any judge of the court of common pleas of the county within which the school district is situated to appoint such person or persons as the board of directors of the school district may designate to act as policeman for said school district The judge upon such application may appoint such person or so many of them as he may deem proper to be such policemen and shall note the fact of such appointment to be entered upon the records of the court

(b) Every policeman so appointed shall before entering upon the duties of his office take and subscribe to the oath required by the seventh article of the Constitution before an alderman or justice of the peace or prothonotary Such oath shall be filed by the justice of the peace alderman or prothonotary among his papers and a note made upon his docket of the fact of the oath having been taken

(c) Such policeman so appointed shall severally possess and exercise all the powers of a constable in this Commonwealth in enforcing the school laws of the Commonwealth in their respective districts and in policing the grounds belonging to said school districts and protecting the property thereof The keeper of jails or lockups or station house in the county is required to receive all persons arrested by such policeman for the commission of any offense against the laws of this Commonwealth upon or near to the ground occupied by said school district to be dealt with according to law

(d) Such policeman shall when on duty severally wear a metallic shield or badge with the words "School Police" and the name of the district for which appointed Such shield shall always be worn in plain view when on duty except when employed as detective

(e) The compensation of such policemen shall be paid by the school district for which the policemen are respectively appointed as may be agreed upon between the board of school directors and the policeman

Article VIII

Books Furniture and Supplies

Section 801 Purchases Use in Schools Rules and Regulations The board of school directors of each school district shall purchase all necessary furniture equipment textbooks school supplies and other appliances for the use of the public schools or any department thereof in their respective districts and furnish the same free of cost for use in the schools of the district subject to such rules and regulations regarding the use and safe-keeping thereof as the board of school directors may adopt All furniture equipment books school supplies and other appliances purchased by the board of school directors of any school district for the use of the public schools therein shall be purchased in the manner provided in this act

Section 802 Period of Use of Textbooks Textbooks adopted under the provisions of this act by any school district of the second third or fourth class shall be continued in use for a period of not less than five years

Section 803 Time and Manner of Adopting and Furnishing Textbooks and Supplementary Books All school textbooks in school districts of the second third and fourth class shall be adopted by the board of school directors at any regular meeting between the first day of April and the first day of August following Such books so adopted shall be provided for the use of the schools at the beginning of the school terms next following If in said school districts there shall be a district superintendent or supervising principal such district superintendent or supervising principal shall report in which subjects new textbooks are needed and after consultation with the teachers under his supervision what textbooks should be adopted or changed No adoption or change of textbooks shall be made without his recommendation except by a two-thirds vote of the board Books supplementary to textbooks regularly adopted may be adopted and purchased for use in the schools at any time Such supplementary books shall be adopted in the same manner as textbooks are herein required to be adopted

Section 804 Use of School Books During Vacations The board of school directors in any district may allow any pupil in such district the use of school books during vacations under such rules and regulations as it may adopt

Section 805 Classes of School Supplies Purchasing Agent School supplies shall be divided into two classes The first class shall include school desks chairs typewriters and school apparatus The second class shall include maps globes and all other supplies except textbooks necessary for school use not included in the first class The board of school directors in any district may authorize or appoint the secretary of the board or other executive or purchasing agent for the district with authority to purchase supplies of either class costing less than one hundred dollars (\$100)

Section 806 Purchase of Supplies of the First Class Costing \$100 or More When it is deemed necessary to purchase desks or other supplies of the first class costing one hundred dollars (\$100) or more the board of school directors shall solicit sealed quotations from two or more firms manufacturers or dealers in such supplies Such quotations shall be opened at a regular or special meeting of the board of school directors The board shall accept the bid of the lowest responsible bidder when the kinds and quality of supplies and equipment offered are the same or are equal but they shall have the right to reject any and all bids or select a single item from any bid Any school district may purchase school furniture and other equipment from another school district without asking for competitive bids

Section 807 Purchase of Supplies of the Second Class Costing \$300 or More All supplies of the second class costing three hundred dollars (\$300) or more shall be purchased and contracts therefor awarded only after public notice has been given by advertisement published once each week for three weeks in not less than two newspapers of general circulation In any district where no newspaper is published said notice may in lieu of such publication be posted in at least five public places Such advertisement or notice shall give all necessary information or give notice of convenient access thereto in such manner that bidders can intelligently make bids for such contracts

The board of school directors shall accept the lowest bid or bids kind quality and material being equal but shall have the right to reject any and all bids or select a single item from any bid

Section 808 Employee of District as Agent No person shall act as agent for school books or school supplies in any district in which he is engaged or employed as a superintendent teacher or employee of the school district in any capacity or in which he was thus employed during the preceding school year

Section 809 Giving or Offering Bribes Penalty Every

person firm association or corporation that shall directly or indirectly individually or through an agent or representative give or promise to give to any school director officer of any school board superintendent teacher or any other person any sum of money or other valuable thing or shall make any promise of any appointment or position in order to secure procure or influence the recommendation adoption rejection or purchase of any books school furniture or supplies by any superintendent teacher or school district in this Commonwealth shall be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine of not less than five dollars (\$5) or more than five hundred dollars (\$500) or be sentenced to imprisonment in the county jail for not less than thirty (30) days or more than one (1) year either or both at the discretion of the court

Section 810 Seeking or Receiving Bribes Penalty Any school director officer superintendent supervising principal or teacher who shall ask for or accept money or other valuable thing for his vote recommendation or influence in order to secure the recommendation adoption rejection or purchase of any school books school furniture or other school supplies from any person firm association or corporation or any agent or representative thereof either directly or indirectly shall be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine of not less than five dollars (\$5) or more than five hundred dollars (\$500) or to be sentenced to imprisonment in the county jail for not less than thirty (30) days or more than one (1) year either or both at the discretion of the court

Article IX

School Directors' Association and County Boards of School Directors

(a) School Directors' Associations

Section 901 Annual Conventions and Special Meetings The school directors in every county having a county superintendent of public schools shall annually be called together at the county-seat or some other suitable place within the county by the county superintendent of public schools The purpose of such annual conventions shall be the consideration and the discussion by the school directors and others of questions and subjects pertaining to the welfare and promotion of the public schools in their respective counties and such other business as may properly come before such conventions In addition hereto the county superintendent of public schools may call together the school directors within the county at the county-seat or some other suitable place within the county designated by the county superintendent of public schools when any emergency may exist or when in the opinion of the county superintendent of public schools a special meeting should be called for the consideration and discussion by the school directors and others of questions and subjects pertaining to the welfare and promotion of the public schools or their interests in their respective districts or counties and such other business as may properly come before said meeting

Section 902 Notice and Place of Conventions The county superintendent of public schools shall give all school directors in their respective counties at least two weeks' notice by mail of the time place and hour of the annual meeting and of all special meetings of the association The county commissioners in every county where such convention is held shall furnish to the school directors of the county free of charge a place in the courthouse in proper condition or some other suitable place for the purpose of holding such annual convention

Section 903 Expenses at Annual Conventions and Special Meetings It shall be the duty of school directors in each county to attend such annual convention of school directors called by the county superintendent Each school director attending the annual convention or any special meeting duly called shall receive for his necessary expenses the sum of four dollars (\$4) per day for each day's attendance and mileage at the rate of four cents (4c) per mile for the distance necessary to be traveled in going to and from such convention or special meeting

Said amount shall be paid by an order drawn on the treasurer of the school district in which he acts as school director No school director shall be paid for more than two (2) days at any annual convention or special meeting

Section 904 Officers The officers of the county board of school directors shall be the officers of the annual convention of school directors of the county Each of said officers shall perform such duties as may be assigned to him and as usually devolve upon such official

Section 905 Executive Committee The county board of school directors shall act as an executive committee of the annual convention of school directors of the county As such they shall prepare and publish in advance a suitable program and order of business for the next annual convention They shall secure suitable speakers or lecturers and other means of instructing the school directors present and shall perform such other duties as may promote the success of the convention

Section 906 Auditors The School Directors' Association at its annual convention shall elect each year a proper person as auditor who with the two auditors elected by the county teachers' institute shall audit the institute accounts as herein provided

Section 907 Ex-officio Members of Executive Committee It shall be the duty of the county superintendent and of the district and assistant county and district superintendents in the county to attend such annual conventions They shall be members ex-officio of the executive committee and shall render such assistance and aid to the executive committee of such association as may be required of them They shall have no vote in the convention or in approving the selection of assistant county superintendents

Section 908 Payment of Expenses by County The county treasurer shall pay to the treasurer of such School Directors' Association from the county funds the necessary expenses incurred for the holding of such annual convention including the cost of sending out the notices therefor The total sum thus paid by the treasurer of any county shall not exceed two hundred dollars (\$200) for each annual convention No payment shall be made to the treasurer of such School Directors' Association until he shall first have presented to the county treasurer an itemized verified statement of all the expenses connected with such conventions showing when and where the same was held the number of directors present and the speakers engaged The treasurer of such directors' association within thirty (30) days after receiving said payment shall file with the county treasurer proper vouchers for all such expenses

(b) County Boards of School Directors

Section 921 Election Vacancies Qualifications Removals (a) In every county having a county superintendent of public schools there shall be a county board of school directors consisting of five (5) members who shall be elected at the annual convention of the school directors of the county next preceding the expiration of their respective terms of office by majority vote of the school directors of the districts under the supervision of the county superintendent attending such annual convention They shall serve for terms of six years or until their successors are chosen All vacancies occurring by reason of death resignation removal from the county or otherwise shall be filled by a majority vote of the remaining members of the county board of school directors. The person elected to fill such vacancy shall hold his office until the next annual convention at which a successor shall be elected for the balance of the unexpired term

(b) No person shall become or be re-elected as a member of the county board of school directors unless he at the time he is chosen holds the office of school director within the county A vacancy shall occur upon the removal of the residence of any member of the county board from the county or from a district under the jurisdiction of the county superintendent

(c) Any member of the county board of school directors may be removed in the same manner and for the same

cause as provided by law for removal of members of boards of school directors

Section 922 Election of Officers On the first Monday in December one thousand nine hundred forty-nine and annually thereafter the county board of school directors shall choose from their members a president and vice-president each to serve for one (1) year and in December one thousand nine hundred fifty they shall choose for a term of four (4) years a secretary who need not be a member of the board but who is and who shall remain during his term of office a resident of the county and during the month of May one thousand nine hundred forty-nine and annually thereafter a treasurer shall be chosen to serve for one year beginning the first Monday in July following such election

Section 923 Meetings Filling of Vacancies The county board of school directors shall meet in at least ten regular meetings each year at a specified time and place and in addition thereto shall meet in special meeting at any other time upon the call of the county superintendent A majority of the members shall be a quorum If less than a majority is present at any meeting no business shall be transacted but the members present may adjourn to some stated time Provided That if at any time vacancies exist in the majority of the memberships the remaining members may fill such vacancies in the manner provided by this act in the case of directors of school districts of the second third and fourth class No business shall be transacted at any special meeting except that named in the call but special meetings may be called for general purposes. Members shall have reasonable notice of special meeting The board may adopt reasonable rules directing the kind of length of such notice

Section 924 Expenses of Members Telephone etc Services Each member of the county board of school directors shall receive five dollars (\$5) for each meeting attended to cover such member's expenses but shall not exceed sixty dollars (\$60) per annum which shall be paid monthly by the State from appropriations made for this purpose or from the appropriations for the public schools The county board of school directors shall be provided at the expense of the county with such telephone typewriter and stenographic services as may be needed which services may if adequate be the same as those furnished to the county superintendent

Section 925 Powers and Duties The county board of school directors in respect to school districts under the supervision of the county superintendent shall have power and its duty shall be

(1) To inspect all budgets and annual financial reports and shall render such advice and assistance regarding the same as may seem proper before such budgets or reports are transmitted to the Department of Public Instruction

(2) To approve or disapprove subject to the approval of the Department of Public Instruction transportation routes and contracts in all districts under the supervision of a county superintendent

(3) To apportion subject to the approval of the State Council of Education the cost of free transportation among school districts in all cases where such districts jointly use the same transportation facilities

(4) To recommend the approval or disapproval of school sites and buildings by the State Council of Education

(5) To prepare county-wide plans for the merger of school districts or parts of school districts and for the reorganization of attendance areas and administrative units and to submit the same to the State Council of Education as hereinbefore required

(6) To advise local boards and make recommendations to them for the collection of current and delinquent taxes

(7) To establish a uniform and simple system of accounting under the direction of the county superintendent and the Department of Public Instruction

(8) To advise local boards and make recommendations to them for the enforcement of the attendance law

(9) To make such studies and reports as may be suggested by the State Council of Education

(10) To employ an attorney for such purposes as may

be required and to fix his compensation which shall not exceed one hundred dollars (\$100) per annum except upon the approval of the court of common pleas of the county. The compensation herein provided for shall be paid by the Commonwealth from appropriations for this purpose or from the appropriations for the public schools.

Section 926 Chief Executive Officer Powers and Duties The county superintendent shall be the chief executive officer of the county board of school directors and ex-officio a member of all committees thereof. As chief executive officer he shall be privileged to attend all meetings of the board and to enter into all discussions and debates but shall not be privileged to vote. He shall sign the annual budgets and financial reports of the school districts under his supervision as they are certified to the Department of Public Instruction and shall forward them to the department. The county superintendent shall furnish such reports as may be required by the county board of school directors and by the Department of Public Instruction.

Article X

County District and Assistant Superintendents and Supervisors of Special Education

(a) Provisions of General Application

Section 1001 Purpose For the superintendence and supervision of the public schools of this Commonwealth there shall be elected or appointed in the manner herein provided county superintendents, district superintendents, associate superintendents and supervisors of special education.

Section 1002 Good Moral Character Every person elected or appointed as county district or assistant county or district superintendent or associate superintendent or supervisor of special education must be a person of good moral character.

Section 1003 Eligibility No person shall be eligible for election or appointment as a county district or assistant county or district superintendent or associate superintendent unless

(1) He holds a diploma from a college or other institution approved by the State Council of Education of this Commonwealth.

(2) He has had six (6) years' successful teaching experience not less than three of which shall have been in a supervisory or administrative capacity.

(3) He has completed in a college or university a graduate course in education approved by the State Council of Education.

Serving either as county district or assistant county or district superintendent or associate superintendent in this Commonwealth at the time this act becomes effective shall irrespective of the foregoing requirements be considered sufficient qualification for any of the aforesaid offices.

Section 1004 Oath of Office Every person elected or appointed as county superintendent, district superintendent or assistant county or district superintendent shall before entering upon the duties of his office subscribe to and take before the Superintendent of Public Instruction or before any judge of a court of common pleas in this Commonwealth the same oath or affirmation as has herein been prescribed to be taken by persons elected to the office of school director. Such oath or affirmation being attested by the Superintendent of Public Instruction or judge shall be filed in the office of the Superintendent of Public Instruction.

Section 1005 Enforcement of Branches of Study Withholding State Appropriations. It shall be the duty of each county and district superintendent to see that in every district there shall be taught the several branches required by this act as well as such other branches as the board of school directors may require.

In case the board of school directors of any school district shall fail to provide competent teachers to teach the several branches required in this act it shall be the duty of the county or district superintendent to notify the board of school directors in writing of its neglect. In case provision is not made forthwith for teaching of branches aforesaid he shall report such fact to the Su-

perintendent of Public Instruction whose duty it shall be to withhold any order for such district's share of the State appropriation until the county or district superintendent shall notify him that competent teachers of such branches have been employed. In case of neglect or refusal by the board of school directors to employ competent teachers for one month after receiving notice from the county or district superintendent that such teachers have not been provided such district shall forfeit absolutely its whole share of the State appropriation for that year.

Section 1006 Reports Every county and every district superintendent shall annually on or before the first Monday of August forward to the Superintendent of Public Instruction the reports of the several school districts under his supervision and shall accompany the same with such extended report of the public schools under his supervision as he may think proper suggesting such improvements or changes in the public school system as he may see fit to suggest. He shall further furnish to the Superintendent of Public Instruction whenever required so to do such additional reports and information as the Superintendent of Public Instruction may request.

Section 1007 Not to Engage in Teaching Exceptions No county district or assistant county or district superintendent in this Commonwealth shall engage in the business or profession of teaching in this Commonwealth unless it is done without any other compensation than that paid to him as such superintendent. Provided That he may receive compensation for services in a summer school maintained in a State teachers' college or other college or university devoted to the training of teachers if he is released for such service by the board of school directors of the district in which he is employed.

Section 1008 Additional Compensation and Interest in sale or Adoption of Books or Supplies Prohibited No county district or assistant county or district superintendent shall receive any compensation for services rendered in connection with the public schools under his jurisdiction except the compensation herein provided. No county district or assistant county or district superintendent who is engaged as such or any person who is an applicant for such position shall be an agent for nor shall he be in any way financially interested in the sale or adoption of any book or books or supplies in the county or district in which he is engaged or in which he is an applicant for such position.

Section 1009 Influencing Elections Penalty Any person who shall either directly or indirectly pay or give to a school director any sum of money or other thing of value for his vote or support in the election of a county district or assistant county or district superintendent or pay or give to a school director any or all of his expenses incurred in and about the convention for the election of a county district or assistant county or district superintendent shall be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine of not less than five dollars (\$5) or more than five hundred dollars (\$500) or to undergo imprisonment for not less than thirty (30) days or more than one (1) year either or both at the discretion of the court. In addition thereto he shall forever thereafter be disqualified from holding the office of county superintendent, district superintendent, assistant county or district superintendent, school director or any other office in the public school system of this Commonwealth.

(b) County Superintendents

Section 1021 Election Every four (4) years there shall be elected as herein provided in every county in this Commonwealth a person to be known as the county superintendent.

Section 1022 Time and by Whom Elected Term of Office The school directors of all of the school districts that do not have a district superintendent of each county in which a county superintendent is to be elected shall meet in convention at the county seat of their county in the courthouse or some other suitable place to be furnished by the county commissioners at the expense of the county on the second Tuesday of April one thousand

nine hundred fifty (1950) and on the same day of every fourth year thereafter and by a majority vote of those present elect as herein provided one duly qualified person as county superintendent to serve for four years from the first Monday of July next following and fix his annual salary

Section 1023 Notice of Convention to Elect County Superintendents It shall be the duty of every person serving as county superintendent of public schools to give notice of the convention of school directors to be held for the purpose of electing a county superintendent which notice shall be published in the county in at least two newspapers once a week for three consecutive weeks the last publication to be at least ten days prior to the date of said convention The notice shall be in the following form

Election of County Superintendent

Notice is hereby given that the school directors ofCounty will meet at the in on Tuesday the day of 19 at o'clock Meridian for the purpose of electing a legally qualified person as county superintendent of public schools for the ensuing term

Superintendent of Public Schools

The cost of publishing such notice shall be paid by the Superintendent of Public Instruction out of the appropriation for the salaries of county and assistant county superintendents

Section 1024 Compensation and Mileage Every school director attending a convention for the election of a county superintendent shall be paid the sum of four dollars (\$4) and mileage at the rate of four cents (4c) per mile for each mile necessary to be traveled between the county seat and the home of such director such sum to be paid by the school district in which the director resides by a proper order drawn on the treasurer of such district

Section 1025 Officers of Convention Every convention of school directors held for the purpose of electing a county superintendent shall organize by electing a president a secretary and at least two tellers from the directors present

Section 1026 Candidates' Proof of Eligibility No votes for a candidate for county superintendent at any such convention shall be counted unless said candidate has before the vote is taken filed with the president thereof a county district or assistant county or district superintendent's commission which has been issued within the previous four years by the Superintendent of Public Instruction or such other evidence of eligibility as is required by this act

Section 1027 List of Directors Entitled to Vote Method of Voting The county superintendent shall furnish to the president of such convention a correct duplicate list of all the school directors in said county in the districts over which said superintendent has supervision Such list shall be arranged alphabetically by districts In taking the vote the president or secretary shall call in alphabetical order by district the list thus furnished and each director present shall when his name is called rise and announce the name of the candidate for whom he desires to vote The tellers shall keep correct tally of the vote as cast and report the same to the president who shall announce the vote to the convention

Section 1028 Election Papers Filed with Prothonotary After the election of a county superintendent the duplicate list of directors furnished to the president of the convention the tally sheets and all papers used in connection with the election shall be sealed by the tellers and be by them delivered to the prothonotary of the county who shall retain the same for at least thirty (30) days thereafter In case any objections are filed to the election of any person as county superintendent the prothonotary shall forthwith transmit all the papers deposited with him by the tellers to the Superintendent of Public Instruction

Section 1029 Certification of Results of Election It shall

be the duty of the president and secretary of each convention of school directors electing a county superintendent to forthwith certify to the Superintendent of Public Instruction the name and post-office address of the person elected as county superintendent for the ensuing term together with the number of votes received by him for said office the names and post-office addresses of and number of votes received by the other candidates for said office the number of directors in attendance at such convention also the amount of annual salary fixed upon by said convention for the county superintendent so elected together with the number of votes cast for and against said salary

Section 1030 Commission from Superintendent of Public Instruction If no valid objections to the election of a county superintendent are filed with the Superintendent of Public Instruction within fifteen (15) days after his election a proper commission shall be issued to the person so elected for the ensuing term by the Superintendent of Public Instruction under the seal of his department

Section 1031 Objections to Election Hearing If any objections to the election of any county superintendent are filed with the Superintendent of Public Instruction within fifteen (15) days from the date of election and such objections are signed among others by a majority of the members of not less than one-fifth of the boards of school directors entitled to participate in such convention and such objections are verified by oath or affirmation of at least three objectors the Superintendent of Public Instruction shall at a hearing to be held at such time and place as he may direct inquire into and dispose of such objections The person whose election is so objected to shall have reasonable notice of the time and place of such hearing together with a copy of the objections made to his election At such hearing the Superintendent of Public Instruction may require under oath or affirmation such evidence as he may deem necessary and proper

Section 1032 Costs of Hearing The Superintendent of Public Instruction shall have power before proceeding with any such hearing to require the objectors to the election of any person as county superintendent to file a proper bond in favor of the Commonwealth in such amount and with such surety or sureties as may be approved of by him conditioned that if the objectors to the election fail to make good the objections filed by them they shall pay all necessary costs and expenses incurred on account of the filing of such objections and the hearing disposing of the same

The Superintendent of Public Instruction may direct that so much of the cost and expense incurred on account of such hearing as he may approve shall be paid by the Commonwealth by an order drawn on the treasurer thereof out of any appropriation available for such purpose

Section 1033 Appointment if Objections Sustained If the Superintendent of Public Instruction shall decide that such objections are sufficient such election of county superintendent shall be void whereupon he shall refuse to issue a commission to the person so certified by the president and secretary of the convention The Superintendent of Public Instruction shall then appoint for the full term or the remainder thereof a properly qualified person as county superintendent after having given careful consideration to any recommendations concerning such appointment which may have been made to him by the officers of the proper county school directors' association within ten (10) days after he made public his decision in said case

Section 1034 Removal for Cause Any county superintendent may be removed by the Superintendent of Public Instruction at any time for neglect of duty incompetency intemperance immorality or other improper conduct as well as for the violation of any of the provisions of this act Before any county superintendent shall be removed he shall be given a hearing of which he shall have

reasonable notice together with a statement of the charges preferred against him

Section 1035 Vacancies Substitutes Any vacancy in the office of county superintendent by reason of death removal or otherwise shall be filled temporarily by an acting superintendent who shall be appointed by the county board of school directors to serve until the Superintendent of Public Instruction after careful consideration of any recommendations made by the county board of school directors within ten days after the vacancy occurs fills the vacancy by appointing a county superintendent for the unexpired term

In like manner the Superintendent of Public Instruction shall designate an assistant county superintendent or appoint a substitute to act as county superintendent during any period of time for which a leave of absence is granted to the county superintendent

Section 1036 New Counties In case a new county shall at any time be created the Superintendent of Public Instruction shall appoint a properly qualified person as superintendent of public schools in such county until the date when terms of other county superintendents end

Section 1037 Duties It shall be the duty of every county superintendent to visit personally as often as practicable (in addition to the visiting herein required by assistant county superintendents if any) the several schools in the county under his supervision to note the course and methods of instruction and branches taught to give such directions in the art and methods of teaching in each school as he deems expedient and necessary and to report to the proper board of school directors any inefficiency found so that each school be equal to the grade for which it was established and that there may be as far as practicable uniformity in the courses of study in the schools of the several grades

Section 1038 Inspection of School Grounds and Buildings It shall be the duty of every county superintendent to inspect the school grounds and school buildings visited by him and to report to the board of school directors of the proper district any violations of any of the provisions or requirements of this act regarding the sanitary or other conditions thereof

Section 1039 County to Furnish Office Rooms etc The county commissioners of each county shall provide furnish and maintain fit and suitable office rooms at the county seat for the use of the county superintendent of schools and his assistants if any The county commissioners shall also provide furnish and maintain safe and suitable storage in connection with such office rooms for the preservation and safekeeping of the school records books and documents pertaining to such office They shall also provide for the use of the superintendent and assistant superintendents all necessary stationery printing blanks and postage other than that connected with the annual county teachers' institute

Section 1040 Telephone Typewriter and Stenographer Furnished by County In each county the county superintendent of schools may be provided at the expense of the county with a telephone a typewriter and a stenographer In counties having more than three hundred (300) teachers in the public schools the stenographer may be employed by the year In counties having less than three hundred (300) teachers in the public schools the stenographer shall be employed for at least two days of each week or the equivalent of such time during the year

The stenographer may be chosen by the superintendent and the compensation shall be fixed by the superintendent and county commissioners and shall be paid out of the county treasury

Section 1041 Telephone Typewriter and Stenographic Services in Counties Second Class In each county of the second class the county superintendent of schools may be provided at the expense of the county with such telephone typewriter and stenographic services as may be needed Such stenographer or stenographers may be chosen by the superintendent and their compensation shall be fixed

by the superintendent and county commissioners and shall be paid out of the county treasury

(c) Assistant County Superintendents and Supervisors of Special Education

Section 1051 Number of Assistant County Superintendents County superintendents shall have the following number of assistant county superintendents

(1) Every county superintendent having more than one hundred (100) teachers and not more than one hundred and thirty-five (135) teachers under his supervision one assistant county superintendent provided the county had one assistant county superintendent as of the first day of July one thousand nine hundred forty-six

(2) Every county superintendent having more than one hundred and thirty-five (135) and not more than four hundred and fifty (450) teachers under his supervision one assistant county superintendent

(3) Every county superintendent having more than four hundred and fifty (450) but not more than nine hundred (900) teachers under his supervision two assistant county superintendents

(4) Every county superintendent having more than nine hundred (900) teachers under his supervision one additional assistant county superintendent for each additional five hundred teachers or fraction thereof

(5) No county superintendent shall have more than five assistants

Section 1052 Number of Supervisors of Special Education In addition to the assistant county superintendents herein provided for in each county in which there are five hundred fifty (550) or more teachers under the supervision of the county superintendent there shall be appointed at least one supervisor of special education and in each county in which there are fewer than five hundred fifty (550) teachers under the supervision of the county superintendent there shall be appointed a part-time supervisor of special education who shall serve jointly in two or more counties except in the case of a county which employs fewer than five hundred fifty (550) teachers and is not adjacent to any other county employing fewer than five hundred fifty (550) teachers in which case a full-time or a part-time supervisor of special education shall be appointed In no instance shall such supervisor of special education serve in more than three counties The State Council of Education shall have power and it shall be their duty to determine the counties which shall be served jointly by a joint supervisor of special education The time of the joint supervisor of special education shall be apportioned among the several counties on the basis of the number of teachers under the supervision of the county superintendent in each county

Section 1053 Appointment of Assistant Superintendents The superintendent of each county entitled to one or more assistant superintendents shall within fifteen (15) days after receiving his commission nominate to the county board of school directors the number of assistant superintendents to which he is entitled The persons so nominated shall furnish the president of the county board of school directors evidence of eligibility in accordance with the regulations of the State Council of Education By a majority vote of the county board of school directors the person or persons nominated may be appointed to serve until the end of the term of office of the county superintendent

Section 1054 Supervisors of Special Education Qualifications Appointment Any person who is certified to teach in the public schools of the Commonwealth and who is certified as a public school psychologist by the Department of Public Instruction shall be eligible for appointment as a supervisor or joint supervisor of special education

The superintendent of each county entitled to one or more supervisors of special education shall nominate to the county board of school directors a candidate or candidates for the office of supervisor of special education By a majority vote of the county board of school directors the candidate or candidates may be appointed to serve

until the end of the term of office of the county superintendent

The county superintendents of the counties which are entitled to a joint supervisor of special education shall nominate to their county boards of school directors a candidate for the office of joint supervisor of special education. By a majority vote of the several members of the county boards of school directors the candidate may be appointed to serve until the end of the terms of office of the county superintendents.

Section 1055 Certification of Appointments Commissions. Appointments by Superintendent of Public Instruction. The president and secretary of the county board of school directors shall certify to the Superintendent of Public Instruction the names and post-office addresses of the assistant county superintendents and supervisors of special education appointed as herein provided and their salaries as fixed by the directors' convention. Such assistant county superintendents and supervisors of special education shall be commissioned by the Superintendent of Public Instruction in the same manner and under the same conditions as in the case of county superintendents. Should the county superintendent and the county board of school directors of any county fail to nominate and confirm the assistant superintendent or superintendents or supervisor of special education for such county within thirty (30) days after the county superintendent has received his commission, the Superintendent of Public Instruction shall appoint such assistant superintendent or superintendents or supervisor of special education to serve until the end of the county superintendent's term of office.

Section 1056 Vacancies Substitutes. Any vacancy occurring in the position of assistant county superintendent or supervisor of special education shall be filled by the county superintendent and the county board of school directors in like manner as at the beginning of a term. Any substitute required as the result of the granting of any leave of absence to any assistant county superintendent or supervisor of special education shall be chosen in like manner.

Section 1057 Removal for Cause. Upon the written charges and recommendation of the county superintendent or of the majority of the members of each of three boards of school directors whose schools are under the jurisdiction of the county superintendent, assistant county superintendents or the supervisor of special education of any county may after a hearing be removed by the Superintendent of Public Instruction for the same causes and in like manner as a county superintendent is removed.

Section 1058 Duties of Assistant County Superintendents. Every assistant county superintendent shall diligently visit the schools assigned him by the county superintendent and shall under his direction supervise and direct the work of the schools and see that each school is equal to the grade for which it was established and that there is as far as practicable uniformity in the courses of study of the several grades respectively. He shall when so directed by the county superintendent, the Superintendent of Public Instruction or a State Inspector of High Schools direct or conduct examinations for promotion or graduation. He shall also inspect school property and see that the requirements of the law as to buildings, grounds, equipment and sanitary arrangements are fully observed and complied with. During the school terms and vacations he shall assist the county superintendent in his work and perform such other duties in connection with the public schools of the county as may be assigned him by the county superintendent. The duties herein prescribed for the assistant county superintendents shall in no case be construed to lessen or limit the duty and responsibility of the county superintendent to visit all the schools under his jurisdiction as frequently as possible.

Section 1059 Duties of Supervisors of Special Education. It shall be the duty of each supervisor of special education to examine and investigate the abilities, disabilities and needs of the exceptional children in the schools to make recommendations concerning the instruction of such children and to supervise such instruction. It shall also be his duty to make reports to the judge

of the juvenile court upon request by such judge concerning any child who is a resident of a school district that is under the jurisdiction of the county superintendent of schools.

It shall also be his duty to assist the county superintendent in the preparation, administration and interpretation of examinations for promotion or graduation when so directed by the county superintendent.

Section 1060 Further Duties of Assistant County Superintendents and Supervisors of Special Education. Assistant county superintendents and supervisors of special education shall meet with boards of school directors for conference when they deem it necessary or when they are requested by the directors to do so. They shall make to their county superintendents monthly reports concerning the conditions and progress of the schools which they have visited and the needs of individual pupils together with any needed recommendations. Such reports shall be kept on file in the county superintendents' offices for not less than one year. The county superintendents shall forward to the various boards of school directors the reports and recommendations of the assistant county superintendents and supervisors of special education concerning the schools and pupils in their districts or such portions thereof as they deem wise together with any additional suggestions or recommendations.

(d) **Salaries and Expenses of County Superintendents, Assistant County Superintendents and Supervisors of Special Education.**

Section 1066 Minimum Salaries Payment. All county superintendents, assistant county superintendents and supervisors of special education shall be entitled to the following minimum annual salaries:

(1) County superintendents in counties having a population of less than forty-five thousand (45,000) five thousand dollars (\$5000).

(2) County superintendents in counties having a population of forty-five thousand (45,000) and more but less than one hundred fifty thousand (150,000) five thousand five hundred dollars (\$5500).

(3) County superintendents in counties having a population of one hundred fifty thousand (150,000) or more six thousand dollars (\$6000).

(4) Assistant county superintendents in all counties four thousand five hundred dollars (\$4500).

(5) County supervisors of special education in all counties four thousand five hundred dollars (\$4500).

The foregoing salaries shall be paid by the Commonwealth from appropriations made for this purpose or from the appropriations for the public schools.

Section 1067 Additional Salaries Payment. A convention of school directors assembled for the purpose of electing a county superintendent or for the purpose of determining his salary, the salary of any assistant superintendent or supervisor of special education may vote any of said employees a salary greater than the amount such person would receive under the foregoing section. All such increases shall be paid in all cases out of the school appropriation apportioned to the school districts over which the county superintendent has supervision before the same is distributed. A convention of school directors for the purpose of voting such salaries may be called at any time by the county superintendent. The salaries of county superintendents, assistant county superintendents and supervisors of special education shall be paid monthly.

Section 1068 Expenses. In addition to the foregoing salaries each county superintendent, each assistant county superintendent and each supervisor of special education shall be entitled to receive annually the payment of actual and necessary expenses incurred in visiting schools within his district in attending educational meetings and in the performance of such other official duties as may be required of him by law. In preparing the budget an average of seven hundred dollars (\$700) shall be used in estimating the travel cost of county superintendents and in addition there to an average of seven hundred dollars

(\$700) shall be used in estimating the travel cost of assistant county superintendents and supervisors of special education. The Department of Public Instruction shall allocate the travel funds to the several counties in accordance with regulations to be determined by the Superintendent of Public Instruction. Payments shall be made monthly on account of such expenses to county superintendents, assistant county superintendents or supervisors of special education by requisition of the Superintendent of Public Instruction upon the Auditor General upon the production to him of itemized vouchers in the usual manner.

(e) District Superintendents and Assistant District Superintendents

Section 1071 Election. The board of school directors in every school district of the first and second class shall and in every district of the third class (subject of approval where hereinafter required) may by a majority vote of all the members thereof elect a properly qualified person as district superintendent together with such properly qualified assistant district superintendents as it deems wise. The directors of any school district required or electing to have a district superintendent of schools shall not participate in the election of a county superintendent. The public schools of any district which has a district superintendent shall not be subject to the superintendence or supervision of a county or an assistant county superintendent but shall all be under the supervision of the district superintendent.

Section 1072 Creating Office in Districts Third Class. The board of school directors of any school district not employing a district superintendent on the first day of July one thousand nine hundred thirty-nine (1939) shall before creating the office of district superintendent obtain the approval of the county board of school directors. In the event that the county board of school directors shall refuse such approval or shall neglect to act upon the application of the board of school directors for a period of thirty (30) days from the date of the submission of such application to it the board of school directors may employ one or the other but not both of the following remedies:

(1) It may appeal to the Superintendent of Public Instruction who may sustain or reverse the action of the county board and in the event of reversal shall grant approval to the creation of the office of district superintendent in such district or

(2) It may submit the question of the creation of the office of district superintendent in such district to a vote of the qualified electors of the district. If a majority of such electors voting on the question shall favor the creation of such office the same shall thereby be created. The board of school directors shall certify their desire to create said office to the county commissioners who shall cause the question to be submitted in the manner provided by the election laws of this Commonwealth at the next general municipal or primary election occurring more than thirty (30) days after such certification.

Section 1073 Manner of Election Change of Class of District. The board of school directors of each district of the second or third class electing a district superintendent shall meet in convention at its regular place of meeting on the second Tuesday of April one thousand nine hundred fifty (1950) and every four years thereafter at an hour previously fixed by the board. The secretary shall mail to each member thereof at least five days beforehand a notice of the time place and purpose of such convention. Such convention shall in the same manner as a county superintendent is elected and certified elect and certify a properly qualified district superintendent to serve for four years from the first Monday of July next following his election.

The term of office or commission of a district superintendent or assistant district superintendent shall not be shortened by reason of the fact that the district in which he serves shall because of loss of population enter a class of districts for which there is no provision for a district superintendent or assistant district superintendent and

such superintendent or assistant district superintendent shall continue to serve such district from the term of his office or commission.

Section 1074 Districts Having no Superintendent. Any school district of the second or third class having no district superintendent may elect a district superintendent before the regular time fixed for the election of district superintendents in the manner herein provided and he shall serve until the date when the terms of other district superintendents end.

Section 1075 Salary. The board of school directors at any convention electing a district superintendent shall determine the amount of salary to be paid such district superintendent which compensation shall be paid out of the funds of the district.

District superintendents in districts having a population of less than thirty thousand (30,000) shall receive a minimum annual salary of four thousand five hundred dollars (\$4500). District superintendents in all districts having a population of thirty thousand (30,000) or more shall receive a minimum annual salary of six thousand dollars (\$6000).

Section 1076 Election of Assistant District Superintendents. Except in Districts First Class, except in districts of the first class, assistant district superintendents shall be chosen by a majority vote of all the members of the board of school directors of the district upon the nomination of the district superintendent at the convention which elects the district superintendent or at any subsequent meeting. Five days' notice of such subsequent meeting shall be sent by mail to each member of the board of school directors.

Section 1077 Term and Salary of Assistants. Assistant district superintendents shall serve through the term of the district superintendent at salaries paid by the district and fixed by a majority vote of the whole board of school directors prior to their election.

Section 1078 Commihsions Objections to Election. District superintendents, associate superintendents and assistant district superintendents shall be commissioned by the Superintendent of Public Instruction in the same manner and under the same conditions as in the case of county superintendents. Objections to the election of district superintendents, associate superintendents or assistant district superintendents may be made in writing to the Superintendent of Public Instruction signed among others by at least one-third of the members of the board of school directors of said district verified by the oath or affirmation of at least three objectors and such case shall be disposed of as in the case of county superintendents.

Section 1079 Vacancies Acting and Subtitute Superintendents and Assistants. Any vacancy in the position of district superintendent or assistant district superintendent shall be filled by the board of school directors for the remainder of the term.

Whenever a board of school directors finds it impossible or impracticable to fill immediately any vacancy occurring in the position of district superintendent or assistant district superintendent the board may appoint an acting district superintendent or an acting assistant district superintendent to serve not longer than one year from the time of his appointment.

When a leave of absence has been granted to any district superintendent or assistant district superintendent and it is deemed necessary or desirable the board of school directors may appoint a substitute district superintendent or assistant district superintendent to serve for such period of time as the regular district superintendent or assistant district superintendent is absent on leave.

Section 1080 Removal. District superintendents and assistant district superintendents may be removed from office after hearing by a majority vote of the board of school directors of the district for neglect of duty, incompetency, intemperance or immorality of which hearing notice of at least one week has been sent by mail to the accused as well as to each member of the board of school directors.

Section 1081 Duties of Superintendents. The duties of

district superintendents shall be the same as those now required of county superintendents and also such as shall be required of them by the board of school directors of their respective district. The district superintendent shall have a seat on the board of school directors of the district and the right to speak on all matters before the board but not to vote.

Section 1082 Duties of Assistants Assistant district superintendents shall perform such duties as may be assigned them by the boards of school directors or by the district superintendents.

Section 1083 Annexation and Consolidation of Districts When any school district having a district superintendent is annexed to and becomes a part of another school district the district superintendent therein shall become an assistant district superintendent in the district to which such school district is annexed for the remainder of his term. When two school districts are consolidated as a result of the consolidation of two boroughs then the district superintendent of the district having the larger public school enrollment shall become the district superintendent of the consolidated district. The superintendent representing the smaller school enrollment shall become assistant superintendent in the consolidated district.

Article XI

Professional Employees

(a) Definitions

Section 1101 Definitions As used in this article

(1) The term "professional employee" shall include teachers supervisors supervising principals principals directors of vocational education dental hygienists visiting teachers school secretaries the selection of whom is on the basis of merit as determined by eligibility lists school nurses who are certified as teachers and any regular full-time employee of a school district who is duly certified as a teacher.

(2) The term "substitute" shall mean any individual who has been employed to perform the duties of a regular professional employee during such period of time as the regular professional employee is absent on sabbatical leave or for other legal cause authorized and approved by the board of school directors or to perform the duties of a temporary professional employee who is absent.

(3) The term "temporary professional employee" shall mean any individual who has been employed to perform for a limited time the duties of a newly created position or of a regular professional employee whose services have been terminated by death resignation suspension or removal.

(b) Employment

Section 1106 Duty to Employ The board of school directors in every school district shall employ the necessary qualified professional employees substitutes and temporary professional employees to keep the public schools open in their respective districts in compliance with the provisions of this act.

Section 1107 Special Teachers The board of school directors in every school district may employ such special teachers qualified as herein provided as they may deem necessary for any of the public schools or departments thereof in the district.

Section 1108 Temporary Professional Employees It shall be the duty of the county superintendent of schools or the district superintendent as the case may be to notify each temporary professional employee at least twice each year during the period of his or her employment of the professional quality professional progress and rating of his or her services. No temporary professional employee shall be dismissed unless rated unsatisfactory and notification in writing of such unsatisfactory rating shall have been furnished the employee within ten (10) days following the date of such rating. A temporary professional employee whose work has been certified by the county superintendent of schools or the district superintendent to the secretary of the school district during the last four (4) months of the second year of such service as being satisfactory

shall thereafter be a "professional employee" within the meaning of this article. The attainment of this status shall be recorded in the records of the board and written notification thereof shall be sent also to the employee. The employee shall then be tendered forthwith a regular contract of employment as provided for professional employees. No professional employee who has attained tenure status in any school district of this Commonwealth shall thereafter be required to serve as a temporary professional employee before being tendered such a contract when employed by any other school district.

Any temporary professional employee who is not tendered a regular contract of employment at the end of two years of service rendered as herein provided shall be given a written statement signed by the president and secretary of the board of school directors and setting forth explicitly the reason for such refusal.

Temporary professional employees shall for all purposes except tenure status be viewed in law as full-time employees and shall enjoy all the rights and privileges of regular full-time employees.

Section 1109 Qualifications Every teacher employed to teach in the public schools of this Commonwealth must be a person of good moral character must be at least eighteen years of age and must be a citizen of the United States. Provided That citizenship may be waived in the cases of exchange teachers not permanently employed and teachers employed for the purpose of teaching foreign languages.

Section 1110 Disqualification for Refusal to Teach Any principal or teacher who unless released by the board of school directors refuses or neglects to teach through the term for which he was engaged except when prevented by personal illness shall be disqualified from teaching in any public school in this Commonwealth during the term of said contract.

Section 1111 Employment of Relatives of School Directors No teacher shall be employed by any board of school directors who is related to any member of the board as father mother brother sister husband wife son daughter stepson stepdaughter grandchild nephew niece first cousin sister-in-law brother-in-law uncle or aunt unless such teacher receives the affirmative votes of three-fourths of all members of the board.

Section 1112 Religious Garb Insignia etc Prohibited Penalty (a) That no teacher in any public school shall wear in said school or while engaged in the performance of his duty as such teacher any dress mark emblem or insignia indicating the fact that such teacher is a member or adherent of any religious order sect or denomination.

(b) Any teacher employed in any of the public schools of this Commonwealth who violates the provisions of this section shall be suspended from employment in such school for the term of one year and in case of a second offense by the same teacher he shall be permanently disqualified from teaching in said school. Any public school director who after notice of any such violation fails to comply with the provisions of this section shall be guilty of a misdemeanor and upon conviction of the first offense shall be sentenced to pay a fine not exceeding one hundred dollars (\$100) and on conviction of a second offense the offending school director shall be sentenced to pay a fine not exceeding one hundred dollars (\$100) and shall be deprived of his office as a public school director. A person thus twice convicted shall not be eligible to appointment or election as a director of any public school in this Commonwealth within a period of five (5) years from the date of his second conviction.

(c) Tenure

Section 1121 Contracts Execution Form In all school districts all contracts with professional employees shall be in writing in duplicate and shall be executed on behalf of the board of school directors by the president and secretary and signed by the professional employee.

Each board of school directors in all school districts shall hereafter enter into contracts in writing with each professional employee who has satisfactorily completed two

(2) years of service in any school district of this Commonwealth Said contracts shall contain only the following

"It is Agreed by and between Professional Employee and the Board of Directors (or Board of Public Education) of the school district of Pennsylvania that said professional employe shall under the authority of the said board and its successors and subject to the supervision and authority of the properly authorized superintendent of schools or supervising principle serve as a professional employe in the said school district for a term of months for an annual compensation of \$..... payable monthly or semi-monthly during the school term or year less the contribution required by law to be paid to the Teachers' Retirement Fund and less other proper deductions for loss of time

"This contract is subject to the provisions of the 'Public School Code of 1949' and the amendments thereto

"And it is Further Agreed by the parties hereto that none of the provisions of this act may be waived either orally or in writing and that this contract shall continue in force year after year with the right of the board of school directors (or board of public education) to increase the compensation over the compensation herein stated from time to time as may be provided under the provisions and proper operation of the established salary schedule if any for the school district subject to the provisions of law without invalidating any other provision of this contract unless terminated by the professional employe by written resignation presented sixty (60) days before resignation becomes effective or by the board of school directors (or board of public education) by official written notice presented to the professional employe Provided That the said notice shall designate the cause for the termination and shall state that an opportunity to be heard shall be granted if the said professional employe within ten (10) days after receipt of the termination notice presents a written request for such hearing"

All contracts with teachers shall contain a covenant providing for their payment in cases arising under the circumstances described in sections one thousand and one hundred fifty-three (1153) and one thousand and one hundred fifty-four (1154) of this act at the same rate as is specified for the time actually engaged in his occupation

Section 1122 Causes for Termination of Contract The only valid causes for termination of a contract heretofore or hereafter entered into with a professional employe shall be immorality incompetency interperance cruelty persistent negligence mental derangement advocacy of or participating in un-American or subversive doctrines persistent and wilful violation of the school laws of this Commonwealth on the part of the professional employe

Nothing within the foregoing enumeration of causes shall be interpreted to conflict with the retirement of professional employes upon proper evidence of disability or the election by professional employes to retire during the period of voluntary retirement or the authority of the board of school directors to require professional employes to retire during said period of voluntary retirement of the compulsion on the part of professional employes to retire at the attainment of age sixty-two

Section 1123 Rating System In determining whether a professional employe shall be dismissed for incompetency the professional employe shall be rated by an approved rating system which shall give due consideration to personality preparation technique and pupil reaction in accordance with standards and regulations for such scoring as defined by rating cards to be prepared by the Department of Public Instruction and to be revised from time to time by the Department of Public Instruction with the cooperation and advice of a committee appointed by the Superintendent of Public Instruction including representation from county and district superintendents of schools classroom teachers school directors school supervisors and such other groups or interests as the Superintendent of Public Instruction may deem appropriate

Section 1124 Causes for Suspension Any board of school

directors may suspend the necessary number of professional employes for any of the causes hereinafter enumerated

(1) Substantial decrease in pupil enrollment in the school district

(2) Curtailment or alteration of the educational program on recommendation of the superintendent concurred in by the board of school directors approved by the Department of Public Instruction as a result of substantial decline in class or course enrollments or to conform with standards of organization or educational activities required by law or recommended by the Department of Public Instruction

(3) Consolidation of schools whether within a single district through a merger of districts or as a result of joint board agreements when such consolidation makes it unnecessary to retain the full staff of professional employes

Section 1125 Suspensions and Reinstatements How Made

(a) Whenever a board of school directors decreases the size of the staff of professional employes the suspensions to be made shall be determined by the county superintendent of schools or the district superintendent as the case may be on the basis of efficiency rank determined by ratings made in accordance with standards and regulations determined by rating cards prepared by the Department of Public Instruction It shall be the duty of boards of school directors to cause to be established a permanent record system containing ratings for each professional employe employed within the district Copies of all ratings for the year shall be transmitted to the professional employe upon his or her request or if any rating during the year is unsatisfactory a copy of same shall be transmitted to the professional employe concerned No professional employe shall be dismissed under this act unless such rating records have been kept on file by the board of school directors

(b) In cases in which suspensions are to be made professional employes shall be retained on the basis of seniority rights acquired within the school district of current employment where no differences in rating are found Seniority rights shall also prevail where there is no substantial difference in rating In cases where there are substantial differences in rating of those under consideration for suspension seniority shall be given consideration in accordance with principles and standards of weighting incorporated in the rating cards

(c) No suspended employe shall be prevented from engaging in other occupation during the period of such suspension Suspended professional employes shall be reinstated in the inverse order of their suspension No new appointment shall be made while there are suspended professional employes available who are properly certified to fill such vacancies

Section 1126 Public Hearings Exceptions All hearings under the provisions of this article or any other provision of the school laws pertaining to the dismissal or the termination of contracts of professional employes shall be public unless otherwise requested by the party against whom the complaint is made

Section 1127 Procedure on Dismissals Charges Notice Hearing Before any professional employe having attained a status of permanent tenure is dismissed by the board of school directors such board of school directors shall furnish such professional employe with a detailed written statement of the charges upon which his or her proposed dismissal is based and shall conduct a hearing. A written notice signed by the president and attested by the secretary of the board of school directors shall be forwarded by registered mail to the professional employe setting forth the time and place when and where such professional employe will be given an opportunity to be heard either in person or by counsel or both before the board of school directors and setting forth a detailed statement of the charges Such hearing shall not be sooner than ten (10) days nor later than fifteen (15) days after such written notice At such hearing all testimony offered including that of complainants and their witnesses as well as that of the accused professional employe and his or her witnesses shall be recorded by a competent disinterested public stenographer whose services shall be fur-

nished by the school district at its expense Any such hearing may be postponed continued or adjourned

Section 1128 Subpoenas Testimony The board shall have power to issue subpoenas requiring the attendance of witnesses at any hearing and shall do so at the request of the party against whom a complaint is made If any person shall refuse to appear and testify in answer to any subpoena issued by the board any party interested may petition the court of common pleas of the county setting forth the facts which court shall thereupon issue its subpoena commanding such person to appear before it there to testify as to the matters being inquired into Any person refusing to testify before the court shall be held for contempt All testimony at any hearing shall be taken under oath and any member of the board of school directors shall have power to administer oaths to such witnesses

Section 1129 Vote Required for Dismissals After fully hearing the charges or complaints and hearing all witnesses produced by the board and the person against whom the charges are pending and after full impartial and unbiased consideration thereof the board of school directors shall by a two-thirds vote of all the members thereof to be recorded by roll call determine whether such charges or complaints have been sustained and whether the evidence substantiates such charges and complaints and if so determined shall discharge such professional employe If less than two-thirds of all of the members of the board vote in favor of discharge the professional employe shall be retained and the complaint shall be dismissed

No member of any board of school directors shall vote on any roll call if he is related as father mother brother sister husband wife son daughter stepson stepdaughter grandchild nephew niece first cousin sister-in-law brother-in-law uncle or aunt to the professional employe involved or to any of the parties instituting the complaint

Section 1130 Notice of Discharge Procedure on Decision Favorable to Employe A written notice of any decision of the board of school directors discharging a professional employe shall be sent by registered mail to such professional employe at his or her last known address within ten (10) days after such hearing is actually concluded

In all cases where the final decision is in favor of the professional employe the charges made shall be physically expunged from the records of the board of school directors but a complete official transcript of the records of the hearing shall be delivered to the one against whom the charges were made In all such cases there shall be on abatement of salary or compensation

Section 1131 Appeals to Superintendent of Public Instruction In case the professional employe concerned considers him or herself aggrieved by the action of the board of school directors an appeal by petition setting forth the grounds for such appeal may be taken to the Superintendent of Public Instruction at Harrisburg Such appeal shall be filed within thirty (30) days after receipt by registered mail of the written notice of the decision of the board A copy of such appeal shall be served by registered mail on the secretary of the school board

The Superintendent of Public Instruction shall fix a day and time for hearing which shall be not sooner than ten (10) days nor more than thirty (30) days after presentation of such petition and shall give written notice to all parties interested

The Superintendent of Public Instruction shall review the official transcript of the record of the hearing before the board and may hear and consider such additional testimony as he may deem advisable to enable him to make a proper order At said hearing the litigants shall have the right to be heard in person or by counsel or both

After hearings and argument and reviewing all the testimony filed or taken before him the Superintendent of Public Instruction shall enter such order either affirming or reversing the action of the board of school directors as to him appears just and proper

Section 1132 Appeals to Court (a) The ruling or decision of the Superintendent of Public Instruction shall be final unless within thirty (30) days after receipt by registered mail of written notice of the decision or order

of the Superintendent of Public Instruction an appeal which may be taken by either party is taken therefrom to the court of common pleas of the county in which the district is located A copy of such appeal shall be filed in writing in the office of the prothonotary and a copy shall be served on the Superintendent of Public Instruction either by filing it in the office of the Superintendent of Public Instruction or by delivering the same to the Superintendent of Public Instruction

(b) When appeal is taken from the decision of the Superintendent of Public Instruction to the court of common pleas of the county in which the district is located the judge of the court of common pleas to whom such petition is presented shall fix a date for hearing by the court which shall be not sooner than ten (10) days nor more than twenty (20) days after the presentation of such petition If the professional employe aggrieved shall so request in his petition such hearing shall be de novo Upon the hearing of said petition the court shall make whatever order it considers just either affirming or reversing the action of the Superintendent of Public Instruction and stating plainly whether the professional employe is to be discharged refused reelection or is to be retained

(d) Compensation

Section 1141 Definitions For the purposes of this subdivision (1) "Teacher" shall include all professional employes and temporary professional employes who devote fifty per centum (50%) of their time or more to teaching or other direct educational activities such as class room teachers demonstration teachers museum teachers counselors librarians school nurses dental hygienists home and school visitors and other similar professional employes and temporary professional employes certificated in accordance with the qualifications established by the State Council of Education

(2) "Service increments" shall mean increases in annual salary granted to all professional employes by reason of their years of service in the school district or vocational school district

(3) "Standard certificate" shall mean any one of the following certificates permanent state certificate State Normal School certificate State Normal School diploma temporary standard certificate permanent standard certificate State standard limited certificate temporary extension standard certificate permanent extension standard certificate

(4) "College certificate" shall mean a college provisional certificate a college permanent certificate or its equivalent

(5) "Master's Degree" shall mean a degree secured at a college or university approved by the State Council of Education or its equivalent

The State Council of Education shall formulate equivalents for both college certificates and master's degrees In determining the equivalents in the case of teachers of applied arts and vocational subjects the State Council of Education shall give due consideration to practical experience in the field taught

Section 1142 Minimum Salaries and Increments Districts First Class Except as hereinafter otherwise provided school districts of the first class shall pay all regular and temporary teachers supervisors and principals in the public schools of the district the following minimum salaries and increments

(1) Teachers holding a standard certificate minimum annual salary two thousand one hundred seventy-five (\$2175) minimum annual service increment two hundred dollars (\$200) minimum number of service increments five (5)

(2) Teachers holding a college certificate minimum annual salary two thousand two hundred dollars (\$2200) minimum annual service increment two hundred dollars (\$200) minimum number of service increments eight (8)

(3) Teachers holding a Master's Degree minimum annual salary two thousand four hundred dollars (\$2400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments (8)

(4) Supervisors holding a standard or college certificate minimum annual salary two thousand four hundred dollars (\$2400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments eight (8)

(5) Supervisors holding a Master's Degree minimum annual salary two thousand six hundred dollars (\$2600) minimum annual service increments two hundred dollars (\$200) minimum number of service increments eight (8)

(6) Principals who devote one-half or more of their time to supervision and administration and having less than twenty (20) teachers under their supervision who hold a standard or college certificate minimum annual salary three thousand dollars (\$3000) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(7) Such principals who hold a Master's Degree minimum annual salary three thousand two hundred dollars (\$3200) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(8) Such principals having twenty (20) or more teachers under their supervision but less than forty (40) and who hold a standard or college certificate minimum annual salary three thousand four hundred dollars (\$3400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(9) Such principals who hold a Master's Degree minimum annual salary three thousand six hundred dollars (\$3600) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(10) Such principals having forty (40) or more teachers under their supervision but less than sixty (60) and who hold a standard or college certificate minimum annual salary three thousand eight hundred dollars (\$3800) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(11) Such principals who hold a Master's Degree minimum annual salary four thousand dollars (\$4000) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(12) Such principals having sixty (60) or more teachers under their supervision and who hold a standard or college certificate minimum annual salary four thousand two hundred dollars (\$4200) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(13) Such principals who hold a Master's Degree minimum annual salary four thousand four hundred dollars (\$4400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

Section 1143 Minimum Salaries and Increments Districts Second Third and Fourth Class and Vocational School Districts Except as hereinafter otherwise provided school districts of the second third and fourth class and vocational school districts shall pay all regular and temporary teachers supervisors principals and supervising principals in the public schools of the district the following minimum salaries and increments

(1) Teachers holding a standard certificate minimum annual salary one thousand nine hundred fifty (\$1950) minimum annual service increment one hundred fifty (\$150) minimum number of service increments five (5)

(2) Teachers holding a college certificate minimum annual salary two thousand dollars (\$2000) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments eight (8)

(3) Teachers holding a Master's Degree minimum annual salary two thousand two hundred dollars (\$200) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments eight (8)

(4) Supervisors who devote one-half or more of their time to supervision of instruction and who hold a standard or college certificate minimum annual salary two thousand two hundred dollars (\$2200) minimum annual service

increment one hundred fifty (\$150) minimum number of service increments eight (8)

(5) Such supervisors who hold a Master's Degree minimum annual salary two thousand four hundred dollars (\$2400) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments eight (8)

(6) Principals who devote one-half or more of their time to supervision and administration having less than twenty (20) teachers under their supervision and who hold a standard or college certificate minimum annual salary two thousand six hundred dollars (\$2600) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(7) Such principals holding a Master's Degree minimum annual salary two thousand eight hundred dollars (\$2800) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(8) Such principals having twenty (20) or more teachers under their supervision but less than forty (40) and who hold a standard or college certificate minimum annual salary two thousand nine hundred dollars (\$2900) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(9) Such principals who hold a Master's Degree minimum annual salary three thousand one hundred dollars (\$3100) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(10) Such principals having forty (40) or more teachers under their supervision but less than (60) and who hold a standard or college certificate minimum annual salary three thousand two hundred dollars (\$3200) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(11) Such principals holding a Master's Degree minimum annual salary three thousand four hundred dollars (\$3400) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(12) Such principals having sixty (60) or more teachers under their supervision and who hold a standard or college certificate minimum annual salary three thousand five hundred dollars (\$3500) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(13) Such principals who hold a Master's Degree minimum annual salary three thousand seven hundred dollars (\$3700) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(14) Supervising principals having less than twenty (20) teachers under their supervision and who hold a standard or college certificate minimum annual salary two thousand eight hundred dollars (\$2800) minimum annual service increments one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(15) Such supervising principals who hold a Master's Degree minimum annual salary three thousand dollars (\$3000) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(16) Supervising principals having twenty (20) or more teachers under their supervision but less than forty (40) and who hold a standard or college certificate minimum annual salary three thousand two hundred dollars (\$3200) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(17) Such supervising principals who hold a Master's Degree minimum annual salary three thousand four hundred dollars (\$3400) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(18) Supervising principals having forty (40) or more teachers under their supervision but less than sixty (60)

and who hold a standard or college certificate minimum annual salary three thousand six hundred dollars (\$3600) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(19) Such supervising principals who hold a Master's Degree minimum salary three thousand eight hundred dollars (\$3800) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(20) Supervising principals having sixty (60) or more teachers under their supervision and who hold a standard or college certificate minimum annual salary four thousand dollars (\$4000) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(21) Such supervising principals who hold a Master's Degree minimum annual salary four thousand two hundred dollars (\$4200) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

Section 1144 Additional Increments for College Certificate or Master's Degree Any professional employee who during the term of his employment shall receive a college certificate or shall earn a Master's Degree shall commencing with the next succeeding school term be entitled to the compensation prescribed for his new status which shall be at least two hundred dollars (\$200) in excess of the increment earned by him during the previous year

Section 1145 Minimum Salaries for Teachers With Emergency Certificates In all school districts and vocational school districts the minimum annual salary of teachers who hold only emergency certificates for any grade or subject which they teach shall be one thousand six hundred dollars (\$1600)

Section 1146 Part-time Teachers etc The minimum salary of all part-time teachers of children of exceptional physical or mental condition unable to attend regular public school or of part-time teachers supervisors and principals employed in the extension schools and evening vocational classes and classes of the Commonwealth established for the education of adults and legally employed minors and not designated as continuation or other vocational schools or classes shall be two dollars and fifty cents (\$2.50) per hour

Section 1147 Increase or Decrease of Usual Number of Periods per Day Teachers who are required because of additional work to devote more than the usual number of periods per day to their duties shall be entitled to a fair increase in compensation to be determined by the board of public education or the board of school directors Teachers who may be employed in giving instruction for only part of a day shall render such other service for such period of time per day as the board of school directors may direct but if such service cannot be assigned to such teacher by the board of school directors the salary paid to such teacher shall be proportioned to the number of hours of service rendered

Section 1148 Substitute Teachers Substitutes shall be paid not less than the minimum salary provided for by this subdivision or in the event they are employed for less than a full school year the proportionate part of such minimum salary equal to the proportionate part of the school year during which they were employed arrived at by dividing the number of days during which a substitute was employed by the total number of days the schools of the district were in session during the school year

Section 1149 Increments When Employed by Another District The increments herein provided for are applicable only where the beneficiaries thereof remain in the service of the same school district Where such teachers enter a new district they shall enter at a point in the schedule to be agreed upon between said teachers and the employing districts which agreements shall be made a part of the contract between them

Section 1150 Schedules for Teachers etc not Provided For The board of school directors of each school district shall establish a salary schedule with increments for all

members of the teaching and supervisory staff not included in any of the foregoing schedules

Section 1151 Salary Increases Demotions The salary of any district superintendent assistant district superintendent or other professional employee in any such district may be increased at any time during the term for which such person is employed whenever the board of school directors of the district deems it necessary or advisable to do so but there shall be no demotion of any professional employee either in salary or in type of position without the consent of the employee or if such consent is not received then such demotion shall be subject to the right to a hearing before the board of school directors and an appeal in the same manner as hereinbefore provided in the case of the dismissal of a professional employee

Section 1152 Compensation in Excess of Schedule Temporary or Emergency Increases The foregoing schedules prescribe a minimum salary in each instance and where an increment is prescribed it is also a minimum It is within the power of the boards of school directors to increase for any person or group of persons included in any schedule the initial salary or the amount of an increment or the number of increments

Nothing contained in this act shall be construed to interfere with or discontinue any salary schedule now in force in any school district provided such schedule shall meet the requirements of this act nor to prevent the adoption of any salary schedule in conformity with the provisions of this act

In addition to the salaries provided for by this act the board of directors of each school district is hereby authorized to grant temporary or emergency increases in salaries to members of its teaching or supervisory staff for any period and to discontinue such increases at the end of the period for which the same were granted any law to the contrary notwithstanding In order to pay the amount of salary hereby provided for the board of school directors of any school district may revise its budget by increasing its appropriation or appropriations for salaries of members of the teaching and supervisory staffs of the school district for any years The funds therefor shall be provided from unexpended balances in existing appropriations from unappropriated revenue if any or from temporary loans Any temporary or emergency increases heretofore granted by any school district and the discontinuance thereof at the end of the period for which granted are hereby ratified confirmed and made valid notwithstanding the fact that the same may have been done without previous authority of law

No school district shall be required to pay any increments provided for hereby to any teacher for any part of the probationary period of such teacher

Section 1153 Payment of Salaries of Teachers when Prevented from Rendering Services When a board of school directors is compelled to close any school or schools on account of contagious disease the destruction or damage of the school building by fire or other causes the school district shall be liable for the salaries of the teachers of said school or schools for the term for which they were engaged Whenever a teacher is prevented from following his or her occupation as a teacher during any period of the school term for any of the reasons in this section specified the school district shall be liable for the salary of such teacher for such period at the rate of compensation stipulated in the contract between the district and the teacher in addition to the time actually occupied in teaching by such teacher

Whenever a teacher is prevented by sickness or some other unavoidable circumstance from following his or her occupation the school district may at the discretion of the directors make such payments of compensation during the period of absence from duty as the exigencies of the case may seem to warrant In the case of sickness no payments shall be made unless the teacher shall have furnished to the board of school directors a certificate from a physician stating the nature of the sickness and certifying that he or she was unable to perform duties as a teacher

Section 1154 Payment of Salaries in Cases of Sickness

or Death (a) In any school year whenever a professional employe is prevented by illness from following his or her occupation the school district shall pay to said professional employe for each day of absence the full salary to which the professional employe may be entitled as if said employe were actually engaged in the performance of duty for a period of five days Such leave shall be cumulative from year to year but shall not exceed twenty (20) days leave with full pay in any one year The board of school directors shall require the professional employe to furnish a certificate from a physician or other practitioner certifying that said professional employe was unable to perform his or her duties during the period of absence for which compensation is required to be paid under this section

(b) Whenever a professional employe shall be absent from duty because of a death in the immediate family of said employe there shall be no deduction in salary of said employe for an absence not in excess of three school days The board of school directors may extend the period of absence with pay in its discretion as the exigencies of the case may warrant Members of the immediate family shall be defined as father mother brother sister son daughter husband wife parent-in-law or near relative who resides in the same household or any person with whom the professional employe has made his home

(c) Whenever a professional employe is absent because of the death of a near relative there shall be no deduction in the salary of said employe for absence on the day of funeral The board of school directors may extend the period of absence with pay in its discretion as the exigencies of the case may warrant A near relative shall be defined as first cousin grandfather grandmother aunt uncle niece nephew brother-in-law or sister-in-law

(d) All compensation required to be paid under the provisions of this act shall be paid to the professional employe in the same manner and at the same employe would have received his salary if actually engaged in the performance of his duties

(e) Any board of school directors may adopt rules or regulations pertaining to the payment of salaries of professional employes when absent from duty extending the period of leave with pay in excess of that herein provided or authorizing leaves with pay for other purposes This act is not intended to repeal any rule or regulation of any board of school directors now in effect which does provide for such additional compensation or additional period of leave with pay

Section 1155 Preferred Claims Short Term Loans The payroll obligations of each school district shall be preferential claims It shall be the duty of the board of school directors of each district to provide for the payment of payroll obligations before authorizing the payment of any other current expense except for fuel water electric service or such supplies as are actually essential for keeping the schools in session In order to meet payroll requirements the board shall if necessary negotiate such short term loans as are necessary and possible in accordance with the law governing the borrowing powers of the district

(e) Supervising Principals

Section 1161 Employment in Districts Third and Fourth Class The board of school directors of any school district of the third or fourth class which has no district superintendent may employ a supervising principal of the public schools of the school district under and subject to the provisions of this article governing the employment and tenure of professional employes Every supervising principal shall be properly certificated by the Department of Public Instruction in accordance with such standards as the State Council of Education may establish

Section 1162 Joint Employment Including Supervisors or Teachers of Special Subjects To or more school districts may upon the nomination or joint nomination of the county superintendent or the district superintendent under whose supervision such districts may be join in the employment of a supervision principal or of a supervisor or teacher of drawing music or other special subject for part or all of the schools of such district Such supervising

principal supervisor or special teacher shall be employed his compensation paid and his duties prescribed by the several districts employing him under and subject to the provisions of this article governing the employment and tenure of professional employes

(f) Sabbatical Leaves of Absence

Section 1166 Persons Entitled (a) Any person employed in the public school system of this Commonwealth who has completed ten (10) years of satisfactory service as a teacher or in first class school districts as a member of the instructional staff or department of instruction as now defined by the local board of education shall be entitled to a leave of absence for restoration of health study or travel or at the discretion of the board of school directors for other purposes At least five consecutive years of such service shall have been in the school district from which leave of absence is sought unless the board of school directors shall in its discretion allow a shorter time Such leave of absence shall be for a half or full school year or for two half school years during a period of two years at the option of such person Thereafter one leave of absence shall be allowed after each seven years of service

A sabbatical leave granted to a regular employe shall also operate as a leave of absence without pay from all other school activities

Section 1167 Preferences Limitation Applications for leaves of absence shall be given preference according to the years of service since the previous sabbatical leave of the applicant and in accordance with regulations adopted by the board of school directors

No school district shall limit the number of leaves of absence granted in any school year to less than ten per centum (10%) of the number of persons eligible for such leave of absence regularly employed in such district Schools which have a staff of seven (7) or less teachers shall be permitted at least one leave of absence each year

Section 1168 Return to Employment No leave of absence shall be granted unless such person shall agree to return to his or her employment with the school district for a period of not less than one year after such leave of absence

No such leave of absence shall be considered a termination or breach of the contract of employment and the person on leave of absence shall be returned to the same position in the same school or schools he or she occupied prior thereto

Section 1169 Salary While on Leave The person on leave of absence shall receive the difference between his or her regular salary and the salary paid to any substitute employe temporarily engaged because of such leave Provided That the employe who is absent on sabbatical leave shall not receive more than one thousand six hundred dollars (\$1600) if the employe's absence on sabbatical leave is for a full year and not more than eight hundred dollars (\$800) if the employe's absence on sabbatical leave is for a half school year as defined in this act The salary paid to such substitute shall be the salary for substitute service accordingly to the salary schedule established by the local board

Section 1170 Rights Retained Every employe while on sabbatical leave of absence shall be considered to be in regular full-time daily attendance in the position from which the sabbatical leave was taken during the period of said leave for the purpose of determining the employe's length of service and the right to receive increments as provided by law

Every person on leave of absence shall retain the right to make contributions as a member of the School Employes' Retirement Fund and continue his or her membership therein

Nothing in this subdivision of this article shall be construed to prevent any person on leave of absence from receiving a grant for further study from any institution of learning

Section 1171 Regulations The board of school directors shall have the right to make such regulations as they may deem necessary to make sure that employes on leave shall

utilize such leave properly for the purpose for which it was granted requiring reports from the employe or employes on leave in such manner as they may deem necessary

(g) Military Service in Time of War or National Emergency

Section 1176 Leave of Absence (a) Any employe of any school district who shall have been regularly employed by said school district for a period of not less than one year prior thereto and who shall volunteer or be called for military or naval service by the United States of America in time of war or during a state of national emergency shall within thirty (30) days after the receipt of notice to said effect send a copy of such notice to the secretary of the school board by which he is employed

(b) The secretary of the school board shall verify the information contained in the notice from any employe concerning selection or induction into military or naval service and upon verification of such facts shall record the same in the records of the school board and send notice thereof to said employe

(c) Without further action by the board of school directors the employe inducted into military or naval service shall forthwith be considered to be upon leave of absence for the entire duration of such service All rights and privileges shall be reserved to such employe as if he continued in the service of said school board Provided That no such leave of absence shall be granted unless said employe shall in writing agree upon termination of the said leave to return to employment in said school district for a period of not less than one year

Section 1177 Reinstatement in Former School Position Upon termination of the military or naval service of an employe in time of war or during a state of national emergency the school board shall immediately return said employe to the same position in the same school or schools from which said employe was granted leave of absence or if this is impracticable in the opinion of the board then to a similar position

Section 1178 Rights Preserved During Leave of Absence (a) Wherever a contract is required by law and wherever a contract actually exists between the school board and the employe the same shall be considered to continue in full force and effect during said leave of absence

(b) Increments shall not be abated during said leave of absence but shall continue to accrue to such employes

(c) The school district shall pay into the School Employes' Retirement Fund on behalf of each such employe in addition to the contributions required by law to be made by it the full amount of the contribution required by law to be paid by the employe so that such employe's retirement rights shall in no way be affected by such leave of absence If any such employe resigns or fails to return to his employment as provided in this act the amount contributed by the school district under this subsection shall be deducted from the refund payable to such employe under existing law and the amount so deducted shall be refunded to the school district by which it was paid If any such employe shall return within one year from the date of his discharge from military service to school service in any other school district within this Commonwealth or as an employe of any institution or board the employes of which are entitled to membership in the School Employes' Retirement Association in accordance with the provisions of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) as amended he shall be entitled to have full credit for each year he spent in military or naval service upon his restoring to the School Employes' Retirement Fund to the credit of the annuity savings account his total accumulated deductions in the amount they should have been at the time he resigned from or failed to return to the school district from which he entered the military or naval service Such back payments may either be paid in lump sum or by such monthly payroll deductions as may be approved by the school employes' retirement board

(d) The period of said leave of absence shall be con-

sidered as service to the board in the matter of seniority rights and credit toward the time necessary for sabbatical leave Such leave shall not be regarded as a sabbatical leave

Section 1179 Constitution of State Appropriations During the period of said leave of absence if a qualified substitute is employed the Commonwealth shall pay the school board the full amount of State contribution or grant as if the employe were performing his regular school duties for the school board

Section 1180 Rights of Persons on Eligibility Lists (a) No person who shall have acquired a place upon the eligibility list for any position in any school district shall suffer the loss of such listing and the position thereon as the result of such inducting into military or naval service It shall be the duty of the school board to provide a fair and equitable method of preserving rights of such persons

(b) Any person who shall have entered the military or naval services as aforesaid and whose name shall be reached upon said eligibility lists for any position in any school district shall be appointed to said position as if such person were in fact available for actual service in said position and such person shall be so notified by the secretary of the school board of said district and thereafter all of the provisions of this subdivision of this article shall apply

Section 1181 Applicability and Intent The provisions of this subdivision of this article shall apply to all employes of all school districts who volunteer or are inducted into the military or naval service under the laws of the United States of America

It is the intention that such employes so effected shall retain all of the rights and privileges they shall have acquired prior to assignment to service under Federal statutes or any such rights and privileges they would have acquired or received if they had not been assigned to such service. It is intended that such employes assigned to such service shall be considered in all respects to be continuing in the service of the school board for which they were last working prior to such assignment to military or naval service.

(h) Meetings of Teachers

Section 1186 County Superintendents to Call Meetings Each county superintendent shall call the teachers of the public schools under his jurisdiction to assemble for two days or their equivalent each year at such time and place as he may deem most convenient for the purpose of receiving instruction in the science and art of teaching Each superintendent may also invite members of the teaching and supervisory staffs of the other districts and of institutions of learning within the county to attend such meeting or meetings

Each county superintendent shall exercise general management over such assembly shall secure the necessary speakers and shall incur the necessary expenses

Section 1187 Attendance Records and Reports Expenses of Meeting Each county superintendent shall keep a record of all the teachers under his jurisdiction who attend each meeting and the number of whole or part days during which each was in attendance At the close of each meeting the superintendent shall send to the board of school directors of each school district under his jurisdiction a statement of the names of the teachers of the school district who were in attendance at each meeting and the period during which each teacher was in attendance

Each superintendent shall also at the close of each meeting present to the treasurer of the county in which the school districts under the jurisdiction of the county superintendent or the greater part thereof shall be located a sworn statement of the expenses incurred in the conduct of such meeting.

Section 1188 Compensation of Teachers Attending In each school district under the jurisdiction of a county superintendent the board of school directors shall pay from the funds of the school district to each teacher employed in such school district who has been in attendance at a meeting of the teachers called by the county superintendent as herein provided two dollars (\$2) for

each half of a day during which such teacher was in attendance at such meeting. Such compensation shall not in any one year exceed eight dollars (\$8) per teacher. This payment shall be in addition to the compensation provided in the teacher's contract with the school district. Such payments shall be based upon the official attendance record made by the county superintendent to the board of school directors.

The time spent by teachers at a teacher's meeting called by a county superintendent as herein provided shall not be considered as days taught nor lessen the number of days in the minimum school term as here in required.

Section 1189 Penalty on Teachers Failing to Attend Each teacher who shall not attend a meeting of teachers called by a county superintendent as herein provided shall forfeit to the school district employing him a sum equal to that which he would have received for attendance at such meeting. The board of school directors of the district by which he is employed shall deduct this sum from his salary for the month next following the date of such meeting unless satisfactory reason for such absence is given to the superintendent holding such institute. Such forfeiture shall not exceed for any one year the sum of four dollars (\$4) per teacher.

Section 1190 Auditors The teachers under the jurisdiction of a county superintendent shall at the first meeting in each school year which may be called by the county superintendent as provided herein elect two (2) of their number as auditors. The persons so elected together with the auditor elected by the school directors' association of such county shall audit the accounts of each such meeting which shall be held during the school year.

Section 1191 Statement of Receipts and Disbursements Within thirty (30) days after the closing of a meeting of teachers under the jurisdiction of a county superintendent which has been held as herein provided the county superintendent shall prepare an itemized account of all the receipts and disbursements received or made on account of such meeting and submit the same properly sworn to together with the proper vouchers therefor to the auditors herein required to audit such accounts.

Section 1192 Expenses Paid by County Limitations Upon the receipt from a county superintendent of duplicate vouchers and a statement of expenses incurred in the conduct of a teachers' meeting as herein provided which has been sworn to by the county superintendent and approved by the auditors of such meeting the county treasurer of the county in which the school district under the jurisdiction of such county superintendent or the greater or greatest part thereof in area shall be located shall pay out of the county treasury to such county superintendent the amount of such expenses which shall not exceed two hundred dollars (\$200).

Section 1193 Reports to Department of Public Instruction Each county superintendent immediately after the adjournment of a meeting of teachers under his jurisdiction which has been held as herein provided shall report to the Department of Public Instruction on blanks furnished by it the number teachers in attendance the names of instructors the subjects upon which instruction was given the degree of popular interest awakened by the proceeding and such further information as may be required.

Section 1194 District Having District Superintendent In each school district of the first and second classes and in each school district of the third class which has employed a district superintendent the board of school directors may provide any form of teacher training or teacher improvement for the teachers of such district which it may deem proper.

All expenses incurred in such training and improvement shall be paid by such board of school directors as other expenses of such school district are paid.

Article XII

Certification of Teachers

Section 1201 Certificates Qualifying Persons to Teach Only those persons holding one of the following certi-

ficates shall be qualified to teach in the public schools of this Commonwealth (1) Permanent college certificate (2) provisional college certificate (3) normal school diploma (4) normal school certificate (5) special permanent certificate (6) special temporary certificate (7) permanent State Certificate (8) certificates which are permanent licenses to teach by virtue of the provisions of section one thousand three hundred eight of the act approved the eighteenth day of May one thousand nine hundred eleven (Pamphlet Laws 309) as amended which is repealed hereby or (9) such other kinds of certificates as are issued under the rules and regulations of the State Council of Education. The State Council of Education shall also provide for issuance of certificates by county or district superintendents to meet such emergencies or shortages of teachers as may occur.

Section 1202 State Certificates State certificates shall be issued as herein provided. Each such certificate shall set forth the branches which its holder is entitled to teach. No teacher shall teach in any public school any branch which he has not been properly certificated to teach.

A certificate to teach shall not be granted or issued to any person not a citizen of the United States except in the case of exchange teachers not permanently employed and teachers employed for the purpose of teaching foreign languages.

Section 1203 Kinds of State Certificates State certificates hereafter granted shall include the following:

Provisional College Certificates

Permanent College Certificates

Certificates issued by other states and validated by the Superintendent of Public Instruction

Special Temporary Certificates

Special Permanent Certificates

All persons receiving any of such certificates shall have qualifications not less than graduation from a State Teachers' College of this Commonwealth or equivalent training.

Every college certificate shall set forth the names of the college or university from which its holder was graduated. State certificates shall entitle their holders to teach in every part of this Commonwealth for the terms herein specified.

Section 1204 Granting Provisional College Certificates The Superintendent of Public Instruction may grant a provisional college certificate to every person who presents to him satisfactory evidence of good moral character and of being a graduate of a college or university approved by the State Council of Education who has completed such work in education as may be approved by the State Council of Education and to every person who presents to him satisfactory evidence of good moral character and of being a graduate in music with the degree of bachelor of music of a college or university approved by the State Council of Education who has during such musical course completed the prescribed number of hours of professional studies which certificates shall entitle him to teach for three annual school terms.

Section 1205 Issuing Permanent College Certificates The Superintendent of Public Instruction shall issue a permanent college certificate to every graduate of a college or university approved by the State Council of Education and of such departments therein as are approved by him when such graduate furnishes satisfactory evidence of good moral character and successful experience of three years' teaching in the public schools of this Commonwealth on a provisional college certificate and has completed such work in education as may be approved by the State Council of Education. Such certificate shall entitle its holder to teach without further examination.

Section 1206 Certificates Issued by Other States The Superintendent of Public Instruction may validate in this Commonwealth teachers' certificates issued by other states or by State normal schools or colleges of other states whose requirements are equivalent to those of this Commonwealth. Such validation of certificates may be revoked by the Superintendent of Public Instruction at any time.

Section 1207 Special Temporary of Permanent Certificates The Superintendent of Public Instruction shall provide for special examinations for temporary or permanent certificates for teachers of kindergartens drawing vocal music manual training physical training and other special branches

The Superintendent of Public Instruction may issue temporary or permanent certificates for the teaching of such special subjects to graduates of approval special schools of such subjects under such conditions as he may make

Section 1208 Summer Schools etc The State Board of Education shall provide for summer schools in State teachers' colleges colleges universities and other educational institutions and for extension courses and correspondence courses for all teachers employed in the public school system of the Commonwealth who wish to acquire the minimum qualifications prescribed herein or such further qualifications as may be desirable

Section 1209 Disqualifications No teacher's certificate shall be granted to any person who has not submitted upon a blank furnished by the Superintendent of Public Instruction a certificate from a physician legally qualified to practice medicine in this Commonwealth setting forth that said applicant is neither mentally nor physically disqualified by reason of tuberculosis or any other chronic or acute defect from successful performance of the duties of a teacher nor to any person who has not a good moral character or who is in the habit of using opium or other narcotic drugs in any form or any intoxicating drink as a beverage

Section 1210 Existing Certificates All teachers' certificates in force in this Commonwealth at the time this act goes into effect shall continue in full force and effect subject to all the terms and conditions under which they were issued until they expire by virtue of their own limitations unless they are sooner annulled for the reason and in the manner herein provided

State Normal School certificates heretofore issued by the State Normal Schools of this Commonwealth shall entitle their holders to teach for two annual school terms

Diplomas heretofore issued by the State Normal Schools of this Commonwealth shall entitle their holders to teach without further examination

Section 1211 Annulment of Certificates All State certificates or endorsements of the certificates of other states may be annulled by the Superintendent of Public Instruction for incompetency cruelty negligence immorality or intemperance after hearing of which reasonable notice in writing must be given to the parties interested

Section 1212 Registration and Record of Certificates Before entering upon the work of teaching every holder of a permanent special or State certificate of any kind shall present it for registration to the proper superintendent who shall record its kind number and date of issue together with the branches which it covers Whenever new branches are added to any certificate these shall be added to the record upon presentation of said certificate to the superintendent

Every county and district superintendent shall keep in a book provided for that purpose at the expense of the State an accurate record of all valid certificates held by the teachers of the school within his jurisdiction

Article XIII

Pupils and Attendance

(a) Attendance

Section 1301 Age Limits Temporary Residence Every child being a resident of any school district between the ages of six (6) and twenty-one (21) years may attend the public schools in his district subject to the provisions of this act The Board of school directors of any school district may admit to the school of the district with or without the payment of tuition any non-resident child temporarily residing in the district and may require the attendance of such non-resident child in the same man-

ner and on the same conditions as it requires the attendance of a resident child

Section 1302 Residence and Right to Free School Privileges A child shall be considered a resident of the school district in which his parents or the guardian of his person resides When a resident of any school district keeps in his home a child of school age not his own supporting the child gratis as if it were his own such child shall be entitled to all free school privileges accorded to resident school children of the district including the right to attend the public high school maintained in such district or in other districts in the same manner as though such child were in fact a resident school child of the district and shall be subject to all the requirement placed upon resident school children of the district Before accepting such child as a pupil the board of school directors of the district may require such resident to file with the secretary of the board a sworn statement that he is a resident of the district that he is supporting the child gratis that he will assume all personal obligations for the child relative to school requirements and that he intends to so keep and support the child continuously and not merely through the school term

Section 1303 Vaccination Required Penalty (a) It shall be the duty of all school directors superintendents principals or other persons in charge of any public private parochial or other school to refuse the admission of any child to any said schools under their charge or supervision except upon a certificate signed by a physician setting forth that such child has been vaccinated and that a subsequent examination reveals a resulting cicatrix indicating successful vaccination or that vaccination has been performed according to the rules and regulations promulgated by the Secretary of Health with the sanction and advice of the Advisory Health Board or that the child has previously had smallpox All certificates of vaccination shall be issued in accordance with the rules and regulations promulgated by the Secretary of Health with the sanction and advice of the Advisory Health Board

(b) Any person who shall fail neglect or refuse to comply with or who shall violate any of the provisions or requirements of this section shall for every such offense upon summary conviction thereof be sentenced to pay a fine of not less than five dollars (\$5) nor more than one hundred dollars (\$100) and in default thereof to undergo an imprisonment in jail of the proper county for a period not exceeding sixty (60) days All such fines shall be paid into the treasury of the school district

Section 1304 Admission of Beginners Unless otherwise directed by the board of school directors the admission of beginners to the public schools shall be confined to the first two weeks of the annual school term Beginners becoming (6) six years of age after the beginning of the school term and before the first day of February of any year shall be admitted during the first two weeks of the annual school term or during such additional periods for the admission of such beginners as the board of school directors in any school district may fix

The term "beginners" as used in this section shall mean any child that should enter the lowest grade of the primary school or the lowest primary class

Section 1305 Non-resident Child Placed in Home of Resident (a) When a non-resident child is placed in the home of a resident of any school district by order of court or by arrangement with an association agency or institution having the care of neglected and dependent children such resident being compensated for keeping the child any child of school age so placed shall be entitled to all free school privileges accorded to resident school children of the district including the right to attend the public high school maintained in such district or in other districts in the same manner as though such child were in fact a resident school child of the district

The school district may not be required to accept such children in its schools when their acceptance would involve additional provisions for transportation by the district or would require the district to provide additional teachers or rooms at an expense greater than the amount

of reimbursement paid to the district by the State on account of the instruction of such children

(b) Any resident of any school district before accepting custody of a non-resident child of school age for compensation by order of court or by arrangement with an association agency or institution having the care of dependent or neglected children must secure from the superintendent of schools supervising principal or school board in that district a statement in writing that the child can be accommodated in the schools of the district or that the child can not be accommodated and the reasons therefor. If such statements are not furnished within two weeks after a request in writing has been made to the board's secretary the supervising principal or the superintendent of schools the board's assent shall be assumed and the child shall be admitted to the schools of the district as a pupil. If such statement sets forth conditions such as to exempt the district under this section from accepting the child as a pupil and if such exemption is not disapproved on appeal by the Superintendent of Public Instruction and if other arrangement for the child's schooling satisfactory to the county or district superintendent is not made the child may not be placed in the district.

Appeal from the claim of any school district for exemption as provided in this section may be taken to the Superintendent of Public Instruction and his decision thereon after investigation shall be final.

Section 1306 Non-resident Inmates of Children's Institutions The board of school directors of any school district in which there is located any orphan's asylum home for the friendless children's home or other institution for the care or training of orphans or other children shall permit any children who are inmates of such homes but not legal residents in such district to attend the public schools in said district either with or without charge for tuition textbooks or school supplies as the directors of the district in which such institutions is located may determine.

Section 1307 Counties Other Than Second Class Responsible for Payment of Tuition In any county other than a county of the second class whenever any child is an inmate of an orphan asylum or home or a children's home or a home for the friendless or a private home or other institution for the care or training of orphans or other children and the maintenance of such children is provided at the cost of the county or the county institution district wherein it is located and such child attends the public schools of the school district wherein such home or institution is located although not a legal resident of such district the county shall in all such cases pay to such school district the tuition charge provided for by this act in the case of pupils attending public schools of another district. Such costs shall be paid annually by the county and shall thereafter be collected by the county from the school district in which such child is a legal resident.

Section 1308 Liability for Tuition and Enforcement of Payment In all cases not covered by the preceding section if a charge is made by any school district for tuition for the inmates of any such institution the officers of the institution shall submit to the board of school directors a sworn statement setting forth the names ages and school districts liable for tuition of all children who are inmates thereof and desire to attend public school in the district together with a blank acknowledging or disclaiming residence signed by the secretary of the school district in which the institution declares the legal residence of the child to be. If said district shall fail to file said blank with said institution within fifteen (15) days from the date it is sent to the district by the institution by registered mail the institution shall again notify the district of its failure to comply with the provisions of this act. If the district shall fail to comply within fifteen (15) days following the second notice said failures to return the blank shall be construed as an acknowledgement of said child's residence. The tuition of such inmates as are included in

the sworn statement to the board of school directors shall be withheld by the Superintendent of Public Instruction from any moneys due to the district liable for said tuition upon receipt of a sworn statement setting forth the names ages tuition charges and school district liable for tuition of said inmates. All money thus withheld shall be paid by him to the district entitled to receive the same. The district so charged with tuition may file an appeal with the Superintendent of Public Instruction in which it shall be the complainant and the institution the respondent. The decision of the Superintendent of Public Instruction as to which said parties is responsible for tuition shall be final.

If any inmates have been received from outside of Pennsylvania or if the institution cannot certify as to their residence their tuition shall be paid by the institution having the care or custody of said children. If the Superintendent of Public Instruction decides that the legal residence of any said inmates is in Pennsylvania but cannot be fixed in a particular district the Commonwealth shall pay the tuition of such inmate out of moneys appropriated to the Department of Public Instruction by the General Assembly for the maintenance and support of the public schools of the Commonwealth.

Section 1309 Cost of Tuition How Fixed The cost of tuition in such cases shall be fixed as is now provided by law for tuition costs in other cases except where for the accommodation of such children it shall be necessary to provide a separate school or to erect additional school buildings in which cases the charge of tuition for such children may include a proportionate cost of the operating expenses rental and interest on any investment required to be made in erecting such new school buildings. The tuition herein provided for shall be paid annually by the Superintendent of Public Instruction or the institution as the case may be.

Section 1310 Assignment of Pupils to Schools The board of school directors of every school district shall for the purpose of designating the schools to be attended by the several pupils in the district subdivide the district in such manner that all the pupils in the district shall be assigned to and reasonably accommodated in one of the public schools in the district. The board of school directors may upon cause shown permit any pupil or pupils in any school district to attend such other school in the district as the board may deem proper or may classify and assign the pupils in the district to any school or schools therein as it may deem best in order to properly educate them. Whenever any child or children of compulsory school age have their residence more than two (2) miles by the nearest public highway from the school within the district to which they have been assigned and free transportation for such child or children to a school within the district is not provided and there is a school in session in some other district in the Commonwealth within two (2) miles by the nearest public highway of the residence of such child or children the board of school directors shall with the consent of the board of school directors of such other district re-assign such child or children to such school in the other district and shall pay to said district the tuition charge provided for by this act. This provision shall include in like manner assignment to high schools in the case of pupils under sixteen (16) years of age who are qualified to be enrolled in such high schools. It shall be unlawful for any school director superintendent or teacher to make any distinction whatever on account of or by reason of the race or color of any pupil or scholar who may be in attendance upon or seeking admission to any public school maintained wholly or in part under the school laws of the Commonwealth.

Section 1311 Closing School (a) The board of school directors of any school district may on account of the small number of pupils in attendance or the condition of the then existing school building or for the purpose of better gradation and classification or other reasons close any one or more of the public schools in its district. Upon such school or schools being closed the pupils who belong to the same shall be assigned to other schools or upon

cause shown be permitted to attend schools in other districts

(b) Whenever the average term attendance of pupils regularly enrolled at any one-room school in any school district of the fourth class or in any district of the third class which is located wholly within the boundary lines of a township is ten (10) or less than ten (10) the board of school directors shall close such school. If the board of school directors does not deem it feasible to close such school it may present its petition to the State Council of Education showing the reasons why such school should not be closed. Thereupon the State Council of Education shall consider such petition and shall make such order as may seem just in the premises. If any school has been closed because the average term attendance of pupils enrolled was ten (10) or less than ten (10) and has been reopened upon order of the State Council of Education and the average term attendance is twelve (12) or more after such reopening such school shall be considered re-established.

Section 1312 Free Transportation Where Schools Closed in Fourth and Third Class Districts in Townships. In any district of the fourth class or any district of the third class which is located wholly within the boundary lines of a township elementary school pupils who reside within that part of the school district last served by any elementary school closed since the first Monday of July one thousand nine hundred seven or within a district all of whose schools have been closed or who are assigned to a training school of a State teachers' college and reside one and one-half miles or more from the school to which they are assigned shall be furnished proper transportation at the expense of the district to and from the elementary school to which they are assigned.

Section 1313 Attendance in Other Districts. Where any pupil in any school district resides one and one-half miles or more by the public road from the nearest public elementary school in the district such pupil unless proper free transportation is furnished to a suitable school in the district may attend any public elementary school in another school district more convenient of access on obtaining the consent of the board of school directors of such other school district and without the consent of the board of school directors of the district where such pupil resides. The district where such pupil resides shall promptly pay to the district where such pupil attends the tuition charge provided for by this act. The board of school directors of any district may on account of convenience of access or other reasons permit any pupils to attend the schools of another district.

Section 1314 Attendance in District to Which Territory of Residence Formerly Attached. All pupils residing in any territory belonging to any school district established by the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) which territory at the time of the approval of said act was attached to another school district for school purposes may if they so desire attend during the entire school term of each year the public schools in the district to which the territory in which they reside was formerly attached. The district in which they reside shall pay to the district in which they attend the tuition charge provided for by this act. Provided That if the school districts in which such pupils now reside has or shall hereafter by the establishment of new schools or otherwise provide within reasonable distance proper school facilities of like grades to those in the district to which they were formerly attached then in any such case such pupils shall attend the schools in the district in which they reside. In case of dispute the decision of the Superintendent of Public Instruction as to sufficiency and reasonableness of the school facilities provided by the school district in which such pupils reside shall be final.

Section 1315 Assignment to School in Another State Receiving Pupils from Other States. Where any child of school age in any school district resides one and one-half miles or more by the nearest traveled road from the nearest public elementary school or three miles or more

from the nearest high school in the district such child unless proper free transportation is furnished to a suitable school in this Commonwealth may on request of his parents or legal guardian be assigned by the board of school directors to a more convenient school in another state. Provided That the consent of the proper school officials in charge of such school in another state to such an arrangement is permitted by the laws of such state and is agreed to by such officials. The tuition of any such pupil attending a school in another state may be paid by the board of school directors of the district in which he is a resident as in the case of a pupil attending a public school in this Commonwealth in a district in which he is not a resident.

The board of school directors in any school district situate adjacent to another state may admit to the public schools in such district pupils resident in such other state and may receive tuition for such pupils as in the case of pupils admitted from other districts in this Commonwealth.

Section 1316 Permitting Attendance of Non-resident Pupils. The board of school directors of any school district may permit any non-resident pupils to attend the public schools in its district upon such terms as it may determine subject to the provisions of this act.

Section 1317 Authority of Teachers over Pupils. Every teacher in the public schools shall have the right to exercise the same authority as to conduct and behavior over the pupils attending his school during the time they are in attendance including the time required in going to and from their homes as the parents guardians or persons in parental relation to such pupils may exercise over them.

Section 1318 Suspension and Expulsion of Pupils. Every principal or teacher in charge of a public school may temporarily suspend any pupil on account of disobedience or misconduct and any principal or teacher suspending any pupil shall promptly notify the district superintendent supervising principal or secretary of the board of school directors. The board may after a proper hearing suspend such child for such time as it may determine or may permanently expel him. Such hearings suspension or expulsion may be delegated to a duly authorized committee of the board.

(b) Enforcing Attendance

Section 1326 Definitions. The term "compulsory school age" as hereinafter used shall mean the period of a child's life from the time the child's parents elect to have the child enter school which shall be not later than at the age of eight (8) years until the age of seventeen (17) years. The term shall not include any child who holds a certificate of graduation from a regularly accredited senior high school.

The term "migratory child" wherever used in this subdivision of this article shall include any child domiciled temporarily in any school district for the purpose of seasonal employment but not acquiring residence therein and any child accompanying his parent or guardian who is so domiciled.

Section 1327 Compulsory School Attendance. Every child of compulsory school age having a legal residence in this Commonwealth as provided in this article and every migratory child of compulsory school age is required to attend a day school in which the subjects and activities prescribed by the State Council of Education are taught in the English language. Every parent guardian or other person having control or charge of any child or children of compulsory school age is required to send such child or children to a day school in which the subjects and activities prescribed by the State Council of Education are taught in the English language. Such child or children shall attend such school continuously through the entire term during which the public elementary schools in their respective districts shall be in session or in cases of migratory children during the time the schools are in session in the districts in which such children are temporarily domiciled. The certificate of any principal or teacher of a private school or of any institution for the education of children in which the subjects and activities prescribed by the State Council of Education are taught

in the English language setting for that the work of said school is in compliance with the provisions of this act shall be sufficient and satisfactory evidence thereof Regular daily instruction in the English language for the time herein required by a properly qualified private tutor shall be considered as complying with the provisions of this section if such instruction is satisfactory to the proper county or district superintendent of schools

Section 1328 Compulsory Education of Physical Defectives Every parent guardian or other person having control or charge of any child of compulsory school age who is deaf or blind or is so crippled or whose hearing or vision is so defective as to make it impracticable to have such child educated in the public schools of the district in which he is a resident shall allow such child to be sent to some school where proper provision is made for the education of the deaf or of the blind or of crippled children or shall provide for the tuition of such child by a legally certified private tutor

Section 1329 Excuses from Attending School The board of school directors of any school district may upon satisfactory evidence being furnished to it showing that any child or children are prevented from attending school or from application to study on account of any mental physical or other urgent reasons excuse such child or children from attending school as required by the provisions of this act but the term "urgent reasons" shall be strictly construed and shall not permit of irregular attendance In every such case such action by the board of school directors shall not be final until the approval of the Department of Public Instruction has been obtained Every principal or teacher in any public private or other school may for reasons enumerated above excuse any child for non-attendance during temporary periods

Section 1330 Exceptions to Compulsory Attendance The provisions of this act requiring regular attendance shall not apply to any child who

(1) Has attained the age of sixteen (16) years and who is regularly engaged in any useful and lawful employment or service during the time the public schools are in session and who holds an employment certificate issued according to law

(2) Has been examined by an approved mental clinic or by a person certified as a public school psychologist or psychological examiner and has been found to be unable to profit from further public school attendance and who has been reported to the board of school directors and excused in accordance with regulations prescribed by the State Council of Education

(3) Has attained the age of fifteen (15) years and is engaged in farm work or domestic service in a private home on a permit issued by the school board or the designated school official of the school district of the child's residence in accordance with regulation which the Superintendent of Public Instruction is hereby authorized to prescribe

(4) Has attained the age of fourteen (14) year and is engaged in farm work or domestic service in a private home on a permit issued as provided in clause (3) of this section and who has satisfactorily completed either in public or private schools the equivalent of the highest grade of the elementary school organization prevailing in the public schools of the district in which he resides if the issuance of such a permit has first been recommended by the county or district superintendent of schools having supervision of the schools of the district where such child resides or by the principal of the private school where such child is enrolled and the reason therefor has been approved by the Superintendent of Public Instruction

(5) Except in districts of the fourth class and those of the third class located wholly within the boundary lines of a township resides two miles or more by the nearest public highway from any public school in session and no proper free transportation is furnished to such child to and from school

Section 1331 Free Transportation or Board and Lodging In case there is no public school with the proper grades in session within two miles by the shortest public highway

of the residence of any child in a school district of the fourth class or in a township which is a school district of the third class such child shall be furnished proper transportation at the expense of the school district to and from a school with the proper grades When it is not feasible to provide such transportation the board of school directors may in lieu thereof with the approval of the Department of Public Instruction pay for suitable board and lodging for any such child

Section 1332 Reports of Enrollments Attendance and Withdrawals Public and Private Schools Every principal or teacher in every public school and every principal teacher or tutor in every school other than a public school and in every institution for children and every private teacher in every school district shall immediately after their admission to such school or institution or at the beginning of such private teaching furnish to the district superintendents supervising principals attendance officers home and school visitors or secretaries of the boards of school directors of the districts wherein the parents or guardians of such children reside lists of the names and residences of all children between six (6) and eighteen (18) years of age enrolled in such school or institution or taught by such private teacher and shall further report at once to such district superintendent supervising principal or secretary of the board of school directors the name and date of withdrawal of any such pupil withdrawing from any such school or institution or from such private instruction if such withdrawal occurs during the period of compulsory attendance in said district Every principal or teacher in a school other than a public school and every private teacher shall also report at once to the superintendent supervising principal attendance officer home and school visitor or secretary of the board of school directors of the district any such child who has been absent three (3) days or their equivalent during the term of compulsory attendance without lawful excuse

Section 1333 Penalties for Violation of Compulsory Attendance Requirements Every parent guardian or person in parental relation having control or charge of any child or children of compulsory school age who shall fail to comply with the provisions of this act regarding compulsory attendance shall on summary conviction thereof be sentenced to pay a fine for the benefit of the school district in which such offending person resides not exceeding two dollars (\$2) for the first offense and not exceeding five (\$5) for each succeeding offense together with costs and in default of the payment of such fine and costs by the person so offending shall be sentenced to the county jail for a period not exceeding five (5) days Any person sentenced to pay any such fine may at any time within five (5) days thereafter appeal to the court of quarter sessions of the proper county upon entering into a recognizance with one or more proper sureties in double the amount of penalty and costs Before any proceedings are instituted against any parent guardian or person in parental relation for failure to comply with the provisions of this act the district superintendent supervising principal attendance officer or secretary of the board of school directors shall give the offending person three (3) days' written notice of such violation If after such notice has been given the provisions of this act regarding compulsory attendance are again violated by the persons so notified at any time during the term of compulsory attendance such person so again offending shall be liable under the provisions of this section without further notice

Section 1334 Children Lacking Clothing or Food Whenever the board of school directors or the attendance officer home and school visitor superintendent supervising principal or secretary of any board of school directors ascertains that any child of compulsory school age who is by the provisions of this act required to attend the public schools in the district over which such board of school directors has control is unable to do so on account of lack of necessary clothing or food such case shall be promptly reported to any suitable relief agency operating in the school district or if there is no such suitable relief agency to which the case can be referred it shall be reported to

the proper county board of assistance for investigation and relief

Section 1335 Furnishing Food Including Milk to School Children The directors in all school districts are hereby authorized and empowered to furnish food including milk to the under-nourished and poor school children attending the schools within their districts at the expense of the school district. The provisions of this section shall not be limited or affected by the acceptance and distribution by school directors of surplus commodities made available by the Federal Government.

Section 1336 Furnishing Vitamin Products to Pupils (a) Every child attending the public schools who is in the first or second grades and whose parents guardian or other person responsible for maintenance requests the furnishing to such child of vitamin products and also every child who is advanced beyond the second grade who in the opinion of the medical examiner of schools or an agent of the Department of Health shows indications of malnutrition or nutritional disorders and whose parents guardian or other persons responsible for maintenance is financially unable to provide vitamin products for the child shall be entitled to receive daily during the school year or during any part of the school year as the Department of Health may determine such quantities of vitamin products as shall be deemed adequate by the medical examiner of schools or agent of the Department of Health to prevent or correct malnutrition.

(b) The term "vitamin products" as used in this section shall be construed to include any of the following high potency antirachitic products in capsule pearl tablet or water form used for the purpose of preventing and as an aid in correcting malnutrition. Namely (1) cod liver oil or cod liver with viosterol (2) haliver oil with viosterol (3) halibut liver oil with viosterol (4) any combination of the foregoing oils with viosterol (5) dicalcium phosphate compound with viosterol and (6) the product known as A-B-C capsule.

(c) Such vitamin products shall be furnished by the Department of Health to school districts for distribution therein by teachers in accordance with systems established by the Department of Health with the cooperation of the Department of Public Instruction.

(d) The Department of Property and Supplies as purchasing agent for the Department of Health in accordance with the provisions of the Administrative Code shall from time to time purchase and provide for the delivery of vitamin products for the use of the Department of Health in carrying into effect the provisions of this section. Such vitamin products so purchased shall conform to such standards of quality and potency as may be prescribed by the Department of Health. The Department of Health shall have the right to reject or to refuse to accept any vitamin products so purchased which the Secretary of Health finds do not conform to the standards of quality and potency prescribed by the department.

(e) Each board of school directors shall in accordance with rules and regulations formulated by the Department of Health in cooperation with the Department of Public Instruction establish a system for the requisitioning of vitamin products from the Department of Health and for their distribution to pupils in the public schools and shall provide for the collection of reports as to the quantity of vitamin products required in such school district and in each school room to supply pupils. Every teacher and medical examiner designated by the board of school directors for such purpose shall make periodical reports to the board of school directors for the use of the Department of Health as to the amount of vitamin products required to supply pupils in each school room showing the names of the pupils their respective ages grades addresses and such other information as the Department of Health may require.

(f) The Department of Health shall in such manner as it shall determine provide instruction for teachers in the public schools upon matter pertaining to proper diet nutrition and comparative food values which information shall in turn be imparted by teachers to pupils and their parents.

Section 1337 Nonprofit School Lunch Program (a) Definitions For the purpose of this section "school lunch pro-

gram" means a program under which lunches are served by any school on a nonprofit basis to children in attendance including any such program under which a school receives assistance out of funds appropriated by the Congress of the United States.

(b) **Expenditure of Federal Funds** The Department of Public Instruction is hereby authorized to accept and direct the disbursement of funds appropriated by any act of Congress and apportioned to the State for use in connection with school lunch programs. The Department of Public Instruction shall deposit all such funds received from the Federal Government in a special account with the Treasurer of the State who shall make disbursements therefrom upon the direction of the Department of Public Instruction.

(c) **Administration of Program** The Department of Public Instruction may enter into such agreements with any agency of the Federal Government with any board of school directors or with any other agency or person prescribe such regulations employ such personnel and take such other action as it may deem necessary to provide for the establishment maintenance operation and expansion of any school lunch program and to direct the disbursement of Federal and State funds in accordance with any applicable provisions of Federal or State law. The Department of Public Instruction may give technical advice and assistance to any board of school directors in connection with the establishment and operation of any school lunch program and may assist in training personnel engaged in the operation of such program. The Department of Public Instruction and any board of school directors may accept any gift for use in connection with any school lunch program.

(d) **Boards of School Directors** Pursuant to any power of boards of school directors to operate or provide for the operation of school lunch programs in schools under their jurisdiction boards of school directors may use therefore funds disbursed to them under the provisions of this section gifts and other funds received from sale of school lunches under such programs.

(e) **Accounts Records Reports and Operations** The Department of Public Instruction shall prescribe regulations for the keeping of accounts and records and the making of reports by or under the supervision of boards of school directors. Such accounts and records shall at all times be available for inspection and audit by authorized officials and shall be preserved for such period of time not in excess of five years as the Department of Public Instruction may lawfully prescribe. The Department of Public Instruction shall conduct or cause to be conducted such audits inspections and administrative reviews of accounts records and operations with respect to school lunch programs as may be necessary to determine whether its agreements with boards of school directors and regulations made pursuant to this section are being complied with and to insure that school lunch programs are effectively administered.

(f) **Studies Appraisals and Reports to Governor** The Department of Public Instruction is hereby authorized to the extent that funds are available for that purpose and in cooperation with other appropriate agencies and organizations to conduct studies of methods of improving and expanding school lunch programs and promoting nutritional education in the schools to conduct appraisals of the nutritive benefits of school lunch programs and to report its findings and recommendations from time to time to the Governor.

Section 1338 Delinquent Children In case any child between eight (8) and sixteen (16) years of age cannot be kept in school in compliance with the provisions of this act on account of incorrigibility truancy insubordination or other bad conduct or if the presence of any child attending school is detrimental to the welfare of such school on account of incorrigibility truancy insubordination or other bad conduct the board of school directors may by its superintendent supervising principal secretary or attendance officer under such rules and regulations as the board may adopt proceed against said child before the juvenile court or otherwise as is now or may hereafter be provided by law for incorrigible truant insubordinate or delinquent children.

Section 1339 Reports to Superintendent of Public In-

struction Every school district shall report to the Superintendent of Public Instruction upon the enforcement of the provisions for compulsory attendance and the cost thereof in such detail as said Superintendent of Public Instruction shall request

(c) Attendance Officers

Section 1341 Duty to Employ Power of Arrest Certification The board of school directors of every school district of the first second or third class shall and in any school district of the fourth class may employ one or more persons to be known as attendance officers or home and school visitors whose duties shall be to enforce the provisions of this act regarding compulsory attendance. Such attendance officers or home and school visitors shall in addition to the duties imposed upon them by the provisions of this act have full police power without warrant and may arrest or apprehend any child who fails to attend school in compliance with the provisions of this act or who is incorrigible insubordinate or disorderly during attendance at school or on his way to or from school. All home and school visitors shall be legally certified as such by the Department of Public Instruction upon meeting such requirements as shall be prescribed by the State Council of Education.

Any two or more school districts may join in the appointment of an attendance officer on such terms as they may mutually agree upon.

Section 1342 Term of Employment Compensation Attendance officers or home and school visitors may be employed for the full calendar year and shall be paid such amounts and in such manner as the board of school directors appointing them may decide. They shall at all times perform the duties of their appointment under the direction of the board of school directors appointing them.

In districts of the first class the minimum salaries of attendance officers and home and school visitors in elementary schools shall be Minimum annual salary one thousand two hundred (\$1200) minimum annual increment one hundred dollars (\$100) minimum number of increments ten (10). No school district of the first class shall reduce the compensation of any attendance officer below that paid on the second day of July one thousand nine hundred thirty-seven.

Section 1343 Arrest of Children Failing to Attend School When an attendance officer arrests or apprehends any child who fails to attend school as required by the provisions of this act he shall promptly notify the parents guardian or person in parental relation to such child if such person can be found in the district and unless requested by such parent guardian or person in parental relation to place said child in a school other than public school he shall place said child in the public school in which the child is or should be enrolled.

Section 1344 Inspecting Places Where Children are Employed Attendance officers shall have full power and authority to enter during business hours any place where any children are employed to ascertain whether or not any child is engaged therein that should attend school as herein provided and such attendance officer shall have the right to demand and inspect the employment certificate of any child engaged therein.

Section 1345 Penalty for Interfering with Inspections Any officer director superintendent manager employe or other person at any place where any child of compulsory school age is engaged who refuses to permit or in any way interferes with the entrance therein of the attendance officer any member of the board of school directors the secretary thereof the district superintendent or supervising principal of any school district as provided for in this act shall on summary conviction thereof be sentenced to pay a fine of not less than five dollars (\$5) or more than twenty-five dollars (\$25) and in default thereof he may be sentenced to imprisonment not exceeding thirty (30) days. Any person sentenced to pay any such fine may upon giving proper surety in double the amount of penalty and costs at any time within five (5) days thereafter appeal to the court of quarter sessions of the proper county.

(d) Enumeration of School Children

Section 1351 Duty to Make Penalty for Interfering The board of school directors in every school district shall between March first and September first of each year cause to be made by the attendance officers teachers or other persons employed for this purpose a careful correct and accurate enumeration on census cards provided by the district at the expense of the district or in a substantial book or books provided by the Superintendent of Public Instruction at the expense of the State for that purpose of all the children between the ages of six (6) and eighteen (18) years within their district giving the full name date of birth age sex nationality place of residence in such school district name and address of parent or persons in parental relation the name and location of the school where the child is enrolled or belongs and the name and address of the employer of any child under eighteen (18) years of age who is engaged in any regular employment or service. Such enumeration shall be made by careful inquiry at the residence of each family in the district. The person making such enumeration upon completion thereof shall make a proper oath or affirmation as to its correctness. Such enumeration shall also include the names and addresses of all persons firms or corporations employing or accepting service from children under eighteen (18) years of age. The board of school directors in any school district shall have authority to cause to be made an enumeration of all minors residing within the district and the Superintendent of Public Instruction may at his discretion require such enumeration.

If any person shall hinder or prevent or attempt to hinder or prevent any attendance officer or teacher or other person from performing any duty provided for in this section he shall on summary conviction thereof be sentenced to pay a fine not exceeding five dollars (\$5) or to undergo an imprisonment not exceeding five (5) days.

Section 1352 Lists of Names for Schools Statistics for Superintendent of Public Instruction The secretary of each board of school directors or such other person as is directed by the board shall at or before the opening of the school term furnish to the principal or teacher of each school a correct list of the names and residences of all children assigned to such school who are subject to the provisions of this act. The secretary or other person shall also forward on or before the first day of October of each year to the county or district superintendent to be by him forwarded on or before the first day of November of each year to the Superintendent of Public Instruction a summary of such statistics regarding the children in each district as is required by the Superintendent of Public Instruction on blanks provided by him for that purpose.

Section 1353 Cost of Enumeration Additional Names and Information The cost and expenses of making a proper enumeration of the children of each school district as herein provided shall be paid per diem or by the name or in such other manner as the board of school directors may deem proper out of the funds of the district. The attendance officer the district superintendent supervising principal or the secretary of the board of school directors shall have the power to add to this enumeration the names of any children whose names do not appear thereon together with other information required by this act.

Section 1354 Report of Children not Enrolling or Withdrawing or Being Illegally Absent It shall be the duty of every principal or teacher of a public school to report immediately to the attendance officer district superintendent supervising principal or secretary of the board of school directors the names of all children in the list furnished to him who have not appeared for enrollment and he shall also properly report from time to time to the attendance officer district superintendent supervising principal or secretary of the board of school directors the names of all children who having enrolled have subsequently withdrawn from school or who have been absent three (3) days or their equivalent without lawful excuse. Such person shall thereupon serve upon the parent guar-

dian or other person in parental relation to such children unlawfully absent from school the written notice hereinbefore provided and if it shall appear that within three (3) days thereafter any child parent guardian or other person in parental relation shall have failed to comply with the provisions of this act the superintendent supervising principal attendance officer or secretary of the board of school directors in the name of the school district shall proceed against the person so offending in accordance with the provisions of this act

Section 1355 Penalty for Failure to Comply Any district superintendent supervising principal secretary of the board of school directors attendance officer or teacher of any public or private school or any private teacher or any principal or teacher in any institution for children who wilfully refuses or neglects to comply with the provisions of this act shall be liable for and pay a penalty for the use of the school district not exceeding twenty-five dollars (\$25) and costs and in default of payment thereof may be committed to the county jail for a period not exceeding thirty (30) days Such penalty may be recovered by and in the name of any school district as like penalties are now collected by law Any such superintendent supervising principal secretary attendance officer or teacher upon whom a fine is imposed may at any time within five (5) days thereafter appeal to the court of quarter sessions in the proper county on furnishing proper bail with one (1) surety in double the amount of such penalty and costs

Section 1356 Costs of Proceeding for Noncompliance If at any time after proceedings have been instituted against any person under the provisions of this act sufficient cause is shown by such offending person for non-compliance with its requirements or if the cost of such proceedings cannot be collected from such offending person such costs may be paid out of the district funds upon proper voucher approved by the board of school directors

Section 1357 Withholding State Appropriation The Superintendent of Public Instruction upon due hearing after two (2) weeks' written notice to the board of school directors affected may withhold and declare forfeited any part or all of the State appropriation of any school district which refuses or neglects to comply with and to enforce the provisions of this article in the manner satisfactory to him

(e) Transportation of Pupils

Section 1361 When Provided The board of school directors in any school district may out of the funds of the district provide for the free transportation of any resident pupil to and from the public schools and to and from any points in the Commonwealth in order to provide tours for any purpose connected with the educational pursuits of the pupils They shall provide such transportation whenever so required by any of the provisions of this act or of any other act of Assembly

Section 1362 Kinds of Transportation Liability Insurance The free transportation of pupils as required or authorized by this act or any other act may be furnished by using either school conveyances private conveyances or electric railways or other common carriers when the total distance which any pupil must travel by the public highway to or from school in addition to such transportation does not exceed one and one-half (1½) miles and when stations or other proper shelters are provided for the use of such pupils where needed All private motor vehicles employed in transporting pupils for hire shall be adequately covered by public liability insurance in such amount as the board of school directors shall require

Section 1363 Standards for Vehicles All vehicles hereafter purchased or placed in use for the transportation of pupils whether owned or hired by the school district shall conform to standards prescribed by the State Council of Education Such standards when promulgated by the State Council of Education may be revised not oftener than once each year and whenever new requirements are made they shall be published at least six (6) months before they shall become effective and shall apply only to vehicles thereafter purchased or put in use

Section 1364 Transportation in Districts Under Direction of County Superintendent In all school districts under the direction of a county superintendent all transportation routes to be used shall be established with the advice and assistance of the county board of school directors District owned school buses may be used under contract with another school district to transport nonresident pupils provided the transportation is approved by the county board of school directors and the Department of Public Instruction In any case where two or more such school districts jointly use the same transportation facilities the cost of such transportation shall subject to the approval of the State Council of Education be apportioned among such districts by the county board of school directors The State Council of Education shall prescribe and adopt standards and regulations including qualifications of school bus drivers to govern the transportation of public school pupils

Section 1365 Extra Compensation for Transporting Pupils Unlawful It shall be unlawful for any driver or owner of a vehicle transporting pupils under a contract with a school district or for any member of or board of school directors to demand request or accept any compensation for transporting pupils other than the compensation stipulated in the contract filed with and approved by the Department of Public Instruction

Section 1366 Computation of Distances Where by the terms of this act or any other act any distance is specified between the residence of any pupil and any public school to be attended by him or any transportation is provided for within or beyond any particular distance in computing such distance no allowance shall be made for the distance that the dwelling house of the pupil is situated off the public highway All such distances shall be computed by the public highway from the nearest point where a private way or private road connects the dwelling house of the pupil with the highway to the nearest point where said highway touches the school grounds of the school to which the pupil has been assigned

Section 1367 Board and Lodging in Lieu of Transportation Whenever the board of school directors in any fourth class district or any district of the third class which is in a township agrees to or is required to provide transportation for any pupils such board of school directors may upon petition of the parent guardian or person in parental relation to any of said pupils in lieu of providing such transportation pay for suitable board and lodging for such pupils if such board and lodging is secured in the home of a near relative of the pupil or in a proper school or home approved by the person making the petition

(f) Mentally or Physically Handicapped Children

Section 1371 Reports Examination It shall be the duty of the secretary of the school board teachers school enumerators home and school visitors and attendance officers in every school district in accordance with rules of procedure prescribed by the Superintendent of Public Instruction to secure information and report to the district or county superintendent of schools on or before the fifteenth day of October of each year and thereafter as cases arise every child of compulsory school age within said district who because of apparent exceptional physical or mental condition is not being properly educated and trained As soon thereafter as possible the child shall be examined by a mental clinic approved by the State Council of Education or by a person certified by the Department of Public Instruction as a public school psychologist or psychological examiner and also by any other expert which the type of class and the child's condition may necessitate A report shall be made concerning his fitness for special education In school districts of the first second and third class having a district superintendent of schools the report shall be made to the superintendent of the district In all other districts the report shall be made to the county superintendent of schools

Section 1372 Special Classes or Schools or Other Provision for Education The county or district superintendent

ent of schools shall submit to the board or boards of school directors plans for establishing and maintaining special classes in the public schools or special public schools for the proper education and training of all such children reported to him as fit subjects for special education and training. Except as herein otherwise provided it shall be the duty of the board of directors of any district having such children to provide and maintain or to jointly provide and maintain with neighboring districts such special classes or schools. The State Superintendent of Public Instruction shall superintend the organization of such special classes and such other arrangements for special education and shall enforce the provisions of this act relating thereto. If it is not feasible to form a special class with a minimum attendance of ten (10) children in any district or if for any other reason it is not feasible to provide such education for any such child in the public schools of the district the board of school directors of the district shall except as herein otherwise provided unless approved provision for the education of such child is made by the parents or guardian secure such proper education and training outside the public schools of the district or in special institutions or by providing for teaching the child in his home in accordance with rules and regulations prescribed by the Department of Public Instruction on terms and conditions not inconsistent with the terms of this act or of any other act then in force applicable to such children.

Section 1373 State Reimbursement Reports School districts maintaining special classes in the public schools or special public schools or providing special education as specified in this subdivision of this article shall receive reimbursement as provided by this act so long as such classes such schools and such special education are approved by the State Council of Education as to location constitution and size of classes conditions of admission and discharge of pupils equipment courses of study methods of instruction and qualifications of teachers.

On or before the first day of November of each year the secretary of the board of school directors in each district in which special education for physically or mentally handicapped children is provided shall make such reports as may be required by the Department of Public Instruction in regard to such special education being maintained for the current school year for which the approval of the State Council of Education is desired.

Section 1374 Free Transportation or Board and Lodging Any physically or mentally handicapped child who is regularly enrolled in a special class that is approved by the Department of Public Instruction or who is enrolled in a regular class in which approved educational provisions are made for him may be furnished with free transportation by the school district. When it is not feasible to provide such transportation the board of school directors may in lieu thereof pay for suitable board and lodging for any such child.

Section 1375 Uneducable Children Provided for by Department of Welfare Any child who is reported by an approved mental clinic or by a person who is certified as a public school psychologist or physiological examiner as being uneducable in the public schools may be reported by the board of school directors to the Superintendent of Public Instruction and when approved by him shall be certified to the Department of Welfare in accordance with regulations approved by the State Council of Education. After any such board shall have thus reported any child it shall be relieved of the obligation of providing education for such child. The Department of Welfare shall thereupon arrange for the admission of such child at an appropriate institution for the training of mentally defective children due consideration being given to the availability of space in such institution.

Section 1376 Cost of Tuition and Maintenance of Certain Handicapped Children in Approved Institutions (a) When any child between the ages of six (6) and twenty-one (21) years of age resident in this Commonwealth who is blind or deaf or afflicted with cerebral palsy is

enrolled with the approval of the Department of Public Instruction as a pupils in any of the schools or institutions for the blind or deaf or cerebral palsied under the supervision of or approved by the Department of Public Instruction the school district in which such child is resident shall pay twenty-five per centum (25%) of the cost of tuition and maintenance of such child in such school or institution as determined by the Department of Public Instruction and the Commonwealth shall pay out of funds appropriated to the Department for special education seventy-five per centum (75%) of the cost of their tuition and maintenance as determined by the Department. If the residence of such child in a particular school district cannot be determined the Commonwealth shall pay out of moneys appropriated to the Department for special education the whole cost of tuition and maintenance of such child.

(b) When any person less than six (6) or more than twenty-one (21) years of age resident in this Commonwealth who is blind or deaf or afflicted with cerebral palsy is enrolled with the approval of the Department of Public Instruction as a pupil in any of the schools or institutions for the blind or deaf or cerebral palsied under the supervision of or approved by the Department of Public Instruction the Commonwealth shall pay to such school or institution out of moneys appropriated to the department for special education the cost of tuition and maintenance of such person as determined by the Department of Public Instruction.

Section 1377 Payment of Cost of Tuition and Maintenance of Certain Handicapped Children (a) To facilitate payments by the several school districts to the schools or institutions in which deaf or blind or cerebral palsied children are enrolled of amounts due by such districts for their proportion of the cost of tuition and maintenance of such children the Superintendent of Public Instruction shall withhold from any moneys due to such districts out of any State appropriation for the assistance as reimbursement of school districts the amounts due by such districts to such schools or institutions for the blind or the deaf or the cerebral palsied. Amounts so withheld shall be paid to such schools or institutions by warrant of the Auditor General upon the State Treasurer after requisition of the Superintendent of Public Instruction for which purpose all amounts so withheld are hereby specifically appropriated to the Department of Public Instruction.

(b) Payments of the Commonwealth's proportion of the cost of tuition and maintenance of blind or deaf or cerebral palsied pupils enrolled in schools or institutions for the blind or for the deaf or for the cerebral palsied as hereinbefore provided shall be made quarterly out of moneys appropriated to the Department of Public Instruction for special education by warrant of the Auditor General upon the State Treasurer after requisition by the Superintendent of Public Instruction.

(c) For the purpose of enabling the Department of Public Instruction to determine from time to time what amounts are due to schools for the blind or for the deaf or for the cerebral palsied hereunder such schools shall forward to the department at such times and in such form as the department shall prescribe sworn statements setting forth the names ages and residences of all pupils enrolled hereunder specifying the school districts liable for a part of the cost of tuition and maintenance of any such pupils the per capita cost of and maintenance of pupils and such other information as the department shall require.

(d) The provisions of sections one thousand three hundred seventy-six (1376) and one thousand three hundred seventy-seven (1377) relative to special education for children afflicted with cerebral palsy shall not apply to school districts in cities of the first class.

Section 1378 Medical Care for Children Under Six with Defective Hearing Whenever the county medical director of the Department of Health reports to the medical examiner of any school district a case of a minor under six (6) years of age who is totally deaf or whose hearing is impaired who is not receiving adequate care and treat-

ment and whose parent or guardian is financially unable to provide the same such medical examiner shall provide such care and treatment at the expense of the school district or of the Commonwealth as the case may be charged by law with the providing of medical examinations for the schools of the school district. Such care and treatment may be administered by the medical examiner or by some doctor of medicine selected by him.

Section 1379 Children Under Six with Defective Hearing. Parent or Guardian Advised of Schools etc. Whenever notified by the Department of Health of the case of a minor under six (6) years of age who is totally deaf or whose hearing is impaired the Superintendent of Public Instruction when in his judgment the same is deemed desirable shall communicate to the parent or guardian the location of any special schools and also the nearest public school having special classes for the instruction of the hard of hearing with the information concerning the advantages offered by such school or classes the benefits to accrue to the child from attending such school or classes and the manner in which the expenses of such instruction will be provided for.

Section 1380 Education of Blind Children Under Eight Years. The State Council of Education is authorized to educate blind children residing in this Commonwealth under the age of eight (8) years whenever from any cause the parent or parents thereof may be unable properly to educate them. With the written consent of the parents parent or nearest relative if there be no parents or the local authorities of the proper institution district if there be neither parents nor relatives the State Council of Education may contract with any non-sectarian institution in this State or elsewhere established for the education of the blind whereby any such child may at a cost not exceeding one dollar and fifty cents (\$1.50) per day to be paid by the Commonwealth out of funds appropriated to the Department of Public Instruction for the education of blind children be educated until it shall reach the age of eight (8) years. Such education may be continued beyond the age of eight (8) years when for physical mental or other proper reasons such child or children need special care for a longer period. The contract may be canceled and the child or children removed at any time by the State Council of Education. The provisions of this section shall not repeal or modify any existing acts relative to the education of the blind.

Section 1381 Higher Education for Blind or Deaf Students. The Department of Public Instruction is authorized to make provision for defraying the necessary expense of any students who are blind or deaf and are regularly enrolled students pursuing any course of study profession art or science in any university college conservatory of music normal professional or vocational school approved by the Department of Public Instruction and who are residents of the Commonwealth. Before any contract is entered into the Department of Public Instruction shall make a careful investigation of all circumstances surrounding the case. If after such investigation it appears that any blind or deaf student who desires to attend any such school or institution or who is attending such school or institution seems to be fitted for special work the Department of Public Instruction is authorized to expand the necessary amount out of the general sum appropriated for this purpose not to exceed five hundred dollars (\$500) per year for each such blind or deaf student.

Section 1382 Period of Instruction. The time for which pupils of this Commonwealth may be taught in institutions or schools for the instruction of the blind or for the deaf in whole or in part at the expense of the Commonwealth shall extend to such number of years from the time of entering said institutions or schools as may be approved by the Department of Public Instruction.

(g) Employment of Children

Section 1391 Employment of Children under Eighteen Unlawful Without Employment Certificate or Permit. No person either for himself or for any firm association or corporation shall during the hours the public schools are in session accept service from engage or employ any child

under eighteen (18) years of age unless such employer shall have on file an employment certificate or farm or domestic service permit issued according to law. Provided That any male minor over sixteen (16) years of age employed in the distribution sale exposing or offering for sale of any newspaper magazine periodical or other publication shall not be required to procure an employment certificate under this act.

If the child leaves such employment or is absent from such employment five (5) days the employer shall immediately in writing notify accordingly the school official who issued the certificate.

Section 1392 Reports by Employers of Children. Every person firm association or corporation accepting service from or employing a child or children between the ages of fourteen (14) and eighteen (18) years shall semi-annually on the first day of January and on the first day of July in each year furnish to the district superintendent supervising principal or secretary of the board of school directors of the district in which such child or children reside the name age place of residence and name of parent or guardian of every such child in his or its employ or service. Such report shall be made upon blanks to be furnished by the Superintendent of Public Instruction at the expense of the Commonwealth.

Section 1393 Posting of Information by Employers of Children. Every person firm association or corporation accepting service from or employing a child or children between the ages of fourteen (14) and eighteen (18) years during the hours when the public schools are in session and during the period of compulsory attendance in any school district shall make a true and correct list of all such children giving their names ages places of residence names of parents or guardians the dates of and names of the persons issuing the employment certificates and the time of beginning and ending of service with him or it which list shall be clearly written or printed and kept publicly posted at the place of employment of such child where the same may be inspected by any member of the board of school directors or the secretary thereof by the district superintendent the supervising principal or the attendance officer of any school district at any time during business hours.

Section 1394 Penalties for Violation of Child Labor Requirements. Any person or persons accepting service from or engaging or employing any child between eight (8) and eighteen (18) years of age while the public school are in session without having on file for such child an employment certificate or farm or domestic service permit or failing to furnish to the district superintendent supervising principal attendance officer or secretary of the board of school directors the information required by this act concerning the children employed by him or them or failing to post for inspection at the place of employment of such children the list of children engaged by him or them as required by the provisions of this act or failing to notify the proper school official when a child leaves such employment or is absent therefrom for five (5) days shall be guilty of a misdemeanor and upon conviction shall for a first offense be sentenced to pay a fine of not less than ten dollars (\$10) or more than twenty-five dollars (\$25) or to undergo imprisonment in the county jail for ten (10) days or both at the discretion of the court and for subsequent offense shall be sentenced to pay a fine of not less than twenty dollars (\$20) or more than fifty dollars (\$50) or to undergo imprisonment in the county jail for ninety (90) days or both at the discretion of the court.

Article XIV

Medical Inspection and Hygiene

(a) Biennial Medical and Dental Examinations

Section 1401 Definitions. As used in this subdivision of this article the following words and phrases shall have the following meanings:

(1) "Children of School Age" means every child attending or who should attend an elementary grade of high school either public or private within the Commonwealth.

(2) "Teachers" means professional employees temporary professional employes and substitutes and instructors in public or private schools within the Commonwealth

(3) "Other Employes" means janitors bus drivers cooks and other cafeteria help and all others employed at schools

(4) "Medical Examiner" means a physician legally qualified to practice medicine in the Commonwealth who has been appointed or approved by the Secretary of Health

(5) "Dental Examiner" means a doctor of dental surgery or dental medicine legally qualified to practice dentistry in the Commonwealth who has been appointed or approved by the Secretary of Health

Section 1402 Medical and Dental Examinations Required (a) All children of school age during the time they are members of the first third fifth seventh ninth and eleventh grades in any school teachers janitors cooks and other cafeteria help and all others employed at schools shall at least once in every two years be given a complete medical and dental examination by medical and dental examiners appointed by the Secretary of Health in fourth class districts and by medical and dental examiners appointed or approved by him in first second and third class districts Teachers and all other school employes shall be given a complete medical examination every two years

(b) In any school district of the first class any physician or nurse who is an employe with civil service status under any municipal corporation within the territorial limits of the school district and who performs any duty or duties under this act shall continue to be an employe of the said municipal corporation and shall retain all of his or her civil service rights and rights under the pension system of the said municipal corporation

Section 1403 Place and Character of Examinations Use of Hospital Laboratories etc The medical and dental examinations shall be made in health rooms clinics or rooms set aside for this special purpose that are equipped with the necessary accessories to insure privacy adequate heat and light The medical examinations shall require the removal of sufficient clothing to insure complete examination Medical and dental examinations shall include X-rays and such other examinations that may be deemed necessary by the medical or dental examiners School districts and private schools may make arrangements for the use of the hospital laboratories and facilities for examinations herein provided for subject to the approval of the Department of Health and the Department of Public Instruction and the provisions of this act

Section 1404 Rate and Recording of Examinations The rate of medical examination shall not be in excess of four children teachers or other employes per hour The rate of dental examination shall not be in excess of eight children per hour All examinations shall be recorded in their entirety on standard forms as prescribed or approved by the Department of Health

Section 1405 Examiners' Assistants Notice to Parents Completion of Examinations All medical examiners shall be assisted by a registered nurse and dental examiners by a registered nurse or if available a dental hygienist or other assistant who shall be present during such examination Parents of children of school age shall be advised in advance as to the date of examinations and urged to be present The examinations in all districts shall be completed on or before the close of the school year

Section 1406 Reports Recommendations Symptoms of Diseases of Childhood Medical and dental examiners shall make such reports of these findings to the proper school officials and to the Department of Health as they may require Recommendations as to medical surgical or dental care shall be sent to each parent or guardian as the case may be on forms prepared by the Department of Health with instructions to consult the family physician or dentist The medical and dental examiners shall submit an additional report to the proper school authorities and the Department of Health on the health corrections advised at the last periodic examinations on standards forms provided for the purpose In making examinations and advising the parent and family physician the medical ex-

aminers shall give special attention to symptoms of rheumatic fever and all other diseases of childhood

The medical and dental examiners shall review the results of the examination with the principal or teacher concerning the report sent to the parents

Section 1407 Permanent Records It is the intent and legislative purpose of this subdivision of this article that a complete and permanent medical and dental record be established and maintained in order to assist in building sound minds and health bodies for the youth of Pennsylvania The records established hereunder may among others include a record of tuberculosis blood analysis urinalysis and necessary X-rays and such other records as the Department of Health in conjunction with the Advisory Health Board may deem necessary

All records established and maintained pursuant to this act shall be confidential and their contents shall be divulged only as herein provided

Section 1408 Objections to Examination or Treatment on Religious Grounds This subdivision of this article shall not be construed to compel any person to submit to any medical or dental examination or treatment under the authority of this act when such person or the parent or guardian of any such person objects to such examination or treatment on religious grounds or to permit any discrimination against such person on account of such objection Provided That exemption from medical or dental examination shall not be granted if the Secretary of Health shall find that facts exist under which such exemption constitutes a present substantial menace to the health of other persons exposed to contact with the unexamined person

Section 1409 Examinations by Examiners of Own Choice Any child of school age teacher or other employe may meet the requirements of this act by providing the local school officials with a medical or dental report of examinations made at his own expense by a medical or dental examiner of his own choice on a form approved by the Department of Health for this purpose

Section 1410 Report of Health Service On or before the beginning of the school year school districts of the first second and third class shall file with the Secretary of Health a report including the estimated number of children of school age teachers and other employes who will be given a complete medical examination and children of school age who will be given a complete dental examination during the ensuing school year and the names of the medical and dental examiners and other health personnel to be employed who will be responsible for carrying out the requirements of this act Upon submission of such reports the Secretary of Health may then approve the service for the ensuing year

Section 1411 Compensation of Examiners State Reimbursements School districts of the first second and third class and medical and dental examiners in fourth class school districts shall be paid from Commonwealth funds at the rate of one dollar and fifty cents (\$1.50) for each medical examination and seventy-five cents (75c) for each dental examination School districts of the first second and third class shall report to the Secretary of Health the number of children of school age teachers and other employes who have been given a complete medical and dental examination and shall certify that the funds receivable under the provisions of this act have been paid to medical and dental examiners nurses and dental hygienists or other assistants for the purposes of the act On receipt of such report and certification the Department of Health shall reimburse the school district in the amount expended

The department shall likewise reimburse school districts of the first second and third class for expenditures for laboratory or other special examinations authorized hereby where the facilities of the school district or local department or board of health or State Department of Health were inadequate to furnish the examination required

Section 1412 Rules and Regulations The Department of Health in conjunction with the Advisory Health Board and with the cooperation of the Superintendent of Public Instruction shall have power to adopt prescribe and en-

force such rules and regulations with regard to the type and extent of the medical and the dental examinations the frequency of the examinations the type of records to be kept and such rules and regulations as may be deemed necessary for carrying out the provisions and purposes of these provisions

Section 1413 Pre-existing Medical Service Laws Nothing in this subdivision of this article shall be construed as replacing such medical services in any school district as may now exist or are required by law or regulations of the Department of Health

The medical service for school districts of the first second and third class shall include those services that are now required by existing law or regulations of the Department of Health and the complete medical and dental examinations of those children of school age teachers and other employes provided for in this subdivision of this article Provided That the medical examinations provided for herein for the first third fifth seventh ninth and eleventh grades shall be in lieu of all other medical examinations provided for by law for children who are members of such grades

(b) Other Medical Examinations and Health Provisions

Section 1421 Medical Examiners for Special Purposes In addition to medical and dental examinations required under the provisions of subdivision (a) of this article every school district of the first second and third class shall also annually appoint medical examiners whose duties shall include the vaccination of children of indigent parents official re-vaccination of children having temporary vaccination certificates physical examination of children incident to the issuance of employment certificates as required by the provisions of the Child Labor Act conducting routine classroom inspections incident to the control of contagious diseases approve the return of pupils who have been absent due to a contagious disease or suspected contagious disease and such other duties as may be required by the board of school directors or the Secretary of Health They shall annually make a sanitary survey of the building and grounds Such medical examination shall be made in the presence of the parent or guardian of the pupil when so requested by parent or guardian All such medical examiners shall be physicians legally qualified to practice medicine in this Commonwealth Where additional examination of the eyes is recommended by the medical examiners and desired by the school boards such additional examinations may be made by ophthalmologists or optometrists as shall be determined by the medical examiner The physicians ophthalmologists and optometrists making such examinations shall be paid such amounts as the boards of school directors may determine Health officers of municipalities may be appointed as medical examiners in school districts

Section 1422 Sight and Hearing Tests Medical examiners of the several school districts shall make sight and hearing tests of the pupils in such schools at least once in each school year Such tests for hearing shall be made with audiometers or with other scientific devices approved and provided by the Department of Public Instruction for use in the various school districts The Department of Public Instruction shall prescribe to the board of school directors and medical examiners of schools suitable rules of instructions as to the tests and examinations to be made as provided in this section together with test cards and blanks deemed necessary for carrying out the purposes of this section The Department of Public Instruction shall provide in the State teachers' colleges instruction and practice in the best methods of testing the sight and hearing of children and shall prescribe the scientific appliances which shall be used by State teachers' colleges to provide such instruction

Section 1423 Specialists etc The Superintendent of Public Instruction shall appoint a specialist for sight and hearing in his department who shall assist medical examiners in the several school districts in making sight and hearing tests of pupils of the public schools He shall also assist in providing instruction and practice in the State teachers' colleges in the best methods of testing the

sight and hearing of children and shall perform such other duties as the Superintendent of Public Instruction shall prescribe The Superintendent of Public Instruction shall also appoint a competent person to supervise audiometric tests Such person shall be one certified to teach in the public schools shall be thoroughly familiar with the use and purpose of audiometers and shall have some experience in medical social service Such person shall supervise the use of audiometers and other scientific appliances used in hearing tests and perform such other duties as may be assigned by the specialist for sight and hearing

Section 1424 Special Examinations If at any time during the school year the district superintendent or supervising principal discovers the need for special examination of any school employe or pupil he shall refer such case to the responsible medical examiner for special consultation and recommendation

Section 1425 Department or Board of Health in Districts First Class In school districts of the first class wherein the Department or Board of Health therein is providing the medical examinations for the public schools required by this act said Department or Board of Health may if it so elects continue to provide such medical examinations and appoint such number of examiners therefor with such salaries as shall be satisfactory to the board of public education of the district The medical examinations so provided shall be deemed a compliance with this subdivision of this article and shall be paid for by the school district

Section 1426 Department of Health to Provide in Districts Fourth Class In every school district of the fourth class the Department of Health shall provide in such manner as it may determine medical examinations for all the pupils in the public schools by proper medical examiners to be appointed by the Secretary of Health at the expense of said department In the event that such department because of lack of funds is unable to provide adequate medical examinations at its expense the school district may at its own expense provide such medical examinations or additional medical examinations All such medical examiners shall be legally qualified physicians Such medical examinations shall be made in the presence of the parent or guardian of the pupil when so requested by parent or guardian

Section 1427 Report to Secretary of Health Appointment when No Examinations Furnished In every school district which is required by this act to provide medical examinations for its public schools the secretary of the school board or the district superintendent shall on or before the first day of September of each year report to the Secretary of Health the names of the medical examiners or the name of the chief medical examiner with the number of assistants or additional examiners appointed for the ensuing term If such medical examination as is herein required is not furnished within thirty days after the beginning of the school term the Secretary of Health shall after two weeks' written notice to the board of school directors of such district appoint a properly qualified medical examiner or examiners for the district for the remainder of the school term and shall fix the compensation for the same which shall be paid by the district

Section 1428 Reports by Medical and Dental Examiners Additional Duties Medical and dental examiners shall promptly make such reports to the Secretary of Health as are required by him or by the regulations of his department They shall also make such reports to the local boards of school directors as they deem necessary or as are required by the Secretary of Health or by the board of school directors The medical and dental examiners shall perform such other duties as may be required by the health and sanitation laws of this Commonwealth or by the board of school directors

Section 1429 School Nurses Cooperation with Political Subdivisions Any board of school directors or boards of school directors jointly shall employ one or more school nurses and shall define their duties All nurses so employed shall be graduates of accredited training schools for nurses certified by the Department of Public Instruction as

school nurses and shall be registered in this Commonwealth with the State Board of Examiners for the Registration of Nurses Any school district may in any health work in which it is authorized to engage cooperate with any county city borough town or township engaged in health work

Section 1430 Dental Hygienists Any board of school directors or boards of school directors jointly may employ one or more dental hygienists and shall define their duties All dental hygienists so employed shall have successfully completed a curriculum in dental hygiene and have been licensed by the State Dental Council and Examining Board of the Pennsylvania Department of Public Instruction and certified as a public school dental hygienist by the Pennsylvania Department of Public Instruction

Section 1431 Care and Treatment of Pupils Any school district may provide for the care and treatment of defective eyes ears and teeth of all pupils of its public schools

Section 1432 Precautions against Spread of Tuberculosis No person having any form of tuberculosis in a transmissible stage shall be a pupil teacher janitor or any other employe in any public school except in a special school carried on under the regulations made for such schools by the Secretary of Health The board of directors of any school district may appropriate such funds as may be necessary to pay for X-ray or other medical examinations to determine the presence or absence of tuberculosis in any teacher janitor or other employe of the district

Section 1433 Special Schools for Tubercular Pupils Whenever any board of directors of any school district shall establish any special school for pupils having tuberculosis of the lungs such district may provide such pupils with the food clothing and transportation necessary for attendance thereat

Section 1434 Pupils Relieved from Compulsory Attendance Any pupil prevented from attending school on account of the health or sanitation laws of this Commonwealth or by the sanitary regulations of the local board of health or the board of school directors is hereby relieved from complying with the provisions of this act concerning compulsory attendance during such time as he is thereby prevented from attending school

Section 1435 Examinations of School Buildings and Grounds The medical examiner in first second third class districts shall at least once each year and as early in the school term as possible make a careful examination of all privies water-closets urinals cellars the water-supply and drinking-vessels and utensils and shall make such additional examinations of the sanitary conditions of the school buildings and grounds as he deems necessary or as the regulations of the Department of Health or the rules of the board of school directors or of the local board of health require He shall see that the laws of the Commonwealth relating to the health and sanitation of the public schools and the requirements of the local board of health are complied with In school districts of the fourth class the sanitary officer appointed by the Secretary of Health shall annually make a sanitary survey of the school building and grounds and report his findings to the Secretary of Health who in turn shall advise the board of school directors as to the condition of their schools and officially notify them of unsanitary conditions that need abatement The sanitary officer shall see that laws of the Commonwealth relating to the health and sanitation of the public schools and the requirements of the local boards of health are complied with

Section 1436 Advisory Councils Reports District superintendents in school districts of the first second and third class and county superintendents in districts under their supervision shall set up an advisory health council to study the health needs and to assist in organizing a follow-up program Those making the medical and dental examinations shall make an annual report to this advisory council and later make a report on the remedial work which has been accomplished during the school year This advisory council shall be composed of representatives of

the medical and dental associations social organizations veterans organizations parent-teacher associations service clubs and other organizations in the area served

Section 1437 Objections to Examination or Treatment on Religious Grounds This subdivision of this article shall not be construed to compel any teacher school employe or pupil to submit to any medical or dental examination or treatment under the authority of this act when such teacher employe or the parent or guardian of such pupil objects to the same on religious grounds nor shall any teacher employe or pupil be discriminated against on account of such objection

Section 1438 Public Assistance for Medical Dental or Surgical Care If the record of the medical or dental examination of any child discloses a condition which requires medical dental or surgical treatment and the parent or guardian states to the school authorities that he is financially unable to have a physician or dentist of his choice render such care he shall be advised that the cost of such care will be provided if application is made to the appropriate county board of public assistance When any such application is made the county board of assistance shall authorize payment for necessary medical dental or surgical care as assistance as defined in the standards rules and regulations established by the Secretary of Public Assistance in consultation with the Secretary of Health and the Superintendent of Public Instruction and with the approval of the State Board of Public Assistance In instances where it appears that the parent or guardian was financially able to pay for the medical dental or surgical care for which payment was made on the authorization of county board of assistance the Department of Public Assistance shall have full recourse to recover the amounts thus expended from the parent or guardian liable for the support of such child as provided in the support law

Article XV

Terms and Courses of Study

(a) School Terms

Section 1501 Minimum Number of Days School Month All public elementary and secondary schools shall be kept open each year for at least one hundred eighty (180) days Unless otherwise provided by this act the board of school directors in any district may keep such other schools or departments as it may establish open during such time as it may direct

Twenty days of actual teaching shall constitute a school month

Section 1502 Days Schools not to be Kept Open No school shall be kept open on any Saturday for the purpose of ordinary instruction except when Monday is fixed by the board of school directors as the weekly holiday or on Sunday Fourth of July or Christmas nor shall any school be kept open in any district during the time of holding the teachers' institute for such district

Section 1503 Additional Holidays Vacations The board of school directors in any district shall be a majority vote decide which other holidays may be observed by special exercises and on which holidays if any the schools shall be closed during the whole or part of the day The board of school directors may provide for such vacations in its district as it deems wise No days on which the schools are closed shall be counted as days taught

Section 1504 Dates and Times of School Terms and Sessions Commencement The board of school directors of each school district shall fix the date of the beginning of the school term Unless otherwise determined by the board the daily session of school shall upon at nine ante-meridian and close at four post-meridian with an intermission of one hour at noon and an intermission of fifteen minutes in the forenoon and in the afternoon

The board of school directors may fix the date of the school commencement and shall pay such expenses in connection therewith as it may determine

(b) Prescribed Courses and Instruction

Section 1511 Subjects of Instruction Flag Code In every elementary public and private school established

and maintained in this Commonwealth the following subjects shall be taught in the English language and from English texts English including spelling reading and writing arithmetic geography the history of the United States and of Pennsylvania civics including loyalty to the State and National Government safety education and the humane treatment of birds and animals health including physical training and physiology music and art Other subjects shall be taught in the public elementary schools and also in the public high schools as may be designated or approved by the State Board of Education All such subjects except foreign languages shall be taught in the English language and from English texts Each school district shall provide and distribute to each pupil enrolled in the eight grade of the public schools one illustrated copy of the National Flag Code and shall from time to time make available such copies as are necessary for replacements from year to year It shall be the duty of each teacher in the public schools to make such use of the code as may from time to time seem proper

Section 1512 Courses of Study Adapted to Age etc of Pupils The board of school directors in every school district with the advice assistance and approval of the proper superintendent of schools shall arrange a course or courses of study adapted to the age development and needs of the pupils These courses of study shall conform to any general course of study arranged by the Superintendent of Public Instruction so far as the local conditions in the respective districts permit

Section 1513 Physiology and Hygiene Physiology and hygiene which shall in each division of the subject so pursued include special reference to the effect of alcoholic drinks stimulants and narcotics upon the human system and which shall also include special reference to tuberculosis and its prevention shall be introduced and studied as a regular branch by all pupils in all departments of the public schools and in all educational institutions supported wholly or in part by appropriations from this Commonwealth

Section 1514 Humane Education Instruction in humane education shall be given to all pupils up to and including the fourth grade and need not exceed half an hour each week during the whole school term No cruel experiment on any living creature shall be permitted in any public school of this Commonwealth

Section 1515 U S Constitution to Be Taught In all public schools there shall be given regular courses of instruction in the Constitution of the United States Such instruction in the Constitution of the United States shall begin not later than the opening of the eighth grade and shall continue in the high school course and in courses in the State teachers' colleges to an extent to be determined by the Superintendent of Public Instruction

Section 1516 Bible to Be Read in Public Schools At least ten verses from the Holy Bible shall be read without comment at the opening of each public school on each school day by the teacher in charge Provided That where any teacher has other teachers under and subject to direction then the teacher exercising such authority shall read the Holy Bible or cause it to be read as herein directed

If any school teacher whose duty it shall be to read the Holy Bible or cause it to be read shall fail or omit so to do said school teacher shall upon charges preferred for such failure or omission and proof of the same before the board of school directors of the school district be discharged

Section 1517 Fire Drills (a) In all public schools where fire-escapes appliances for the extinguishment of fires or proper and sufficient exits in case of fire or panic either or all are required by law to be maintained fire drills shall be periodically conducted not less than one a month by the teacher or teachers in charge under rules and regulations to be promulgated by the county or district superintendent under whose supervision such schools are In such fire drills the pupils and teachers shall be instructed in and made thoroughly familiar with the use of the fire-escapes appliances and exists The drill shall

include the actual use thereof and the complete removal of the pupils and teachers in an expeditious and orderly manner by means of fire-escapes and exists from the building to a place of safety on the ground outside

(b) The city and county superintendents are hereby required to see that the provisions of this section are faithfully carried out in the schools over which they respectively have charge

(c) Any person who violates or fails to comply with the provisions of this section shall be guilty of a misdemeanor and on conviction shall be sentenced to pay a fine of not less than twenty-five dollars (\$25) nor more than five hundred dollars (\$500) or to undergo imprisonment in the county jail for not less than ten (10) days or more than sixty (60) days or both

Section 1518 Text Books and Instruction on Fire Dangers and Prevention Drills (a) It shall be the duty of the Pennsylvania State Police to prepare in consultation with the Superintendent of Public Instruction books of instruction for use in the public and private schools of students of all grades with regard to the dangers of fire and the prevention of fire waste Such books of instruction shall be published at the expense of the State under the direction of the Superintendent of Public Instruction and shall be distributed in sufficient quantities for the use of the schools as herein provided The curriculum of all schools shall include some regular and continuous study of such subjects during the entire school year

(b) It shall be the duty of the Superintendent of Public Instruction and of the principals or other persons in charge of the various schools to provide for the instruction and training of pupils of such schools by means of drills so that they may in sudden emergencies be able to leave the school buildings in the shortest possible time without confusion or panic Such drills shall be held at least once a month when the schools are in session

Section 1519 Teaching of Safe Driving of Motor Vehicles (a) Any school district may provide for the teaching of safe driving of motor vehicles in the elementary and secondary schools of the district or in the secondary schools only In the case of pupils under the age of sixteen (16) years such instruction shall be limited to class room instruction by those who shall possess the qualifications prescribed by the State Council of Education In the case of pupils of the age of sixteen (16) years and over the instruction may include practical instruction in the operation of motor vehicles on the public highways or other places selected by the board of school directors or by the principal of the school where the instruction is given

(b) The board of school directors may employ and fix the compensation of qualified persons to teach the practical operation of motor vehicles on the highway or elsewhere who shall possess the qualifications prescribed by the State Council of Education The board of school directors may purchase rent or hire motor vehicles for such instruction and shall procure or require automobile liability insurance in such amounts as the board of school directors shall prescribe covering vehicles owned or operated pursuant to this section Such insurance shall be for the public liability of the owner of the vehicle when the owner is some one other than the school district the employee of the school district the employee of the owner and the pupil operating the vehicle against claims for damages for injuries to person or property No liability shall attach to any individual school director superintendent teacher or other school authority by reason of teaching safe driving except that which is protected by the automobile liability insurance policies which are produced by reason of the authority granted herein

(c) The board of school directors may appropriate and expend money of the school district for the purpose of paying the compensation of the instructors and to purchase rent or hire motor vehicles automobile liability insurance and to maintain and repair the same and to purchase fuel lubricants parts and accessories thereof

Section 1520 American Form of Government to Be Taught The Department of Public Instruction is hereby

authorized and directed to undertake and promote a revision of the curricula of all elementary secondary and vocational public schools of the Commonwealth for the purpose of offering courses of study to the pupils of such schools which will give to such pupils a thorough and complete education in (1) the history of the American government its principles ideals and advantages (2) the function and place of the Federal State and local government systems under the American form of government (3) the economic system functioning under the American form of government and the advantages thereof (4) the duties and obligations of the individual in relation to our form of government and (5) the affinity between the American form of government and the moral and spiritual concepts of the Nation

(c) Records and Reports

Section 1531 Grading Classification and Promotion of Pupils Teachers in the public elementary schools shall under the direction of the proper superintendents of schools grade and classify the pupils in their schools so that they may pursue the courses of study herein provided for and all pupils found proficient may be promoted twice each year

Section 1532 Records and Reports of Pupils Districts Second Third and Fourth Class In school districts of the second third and fourth class every teachers in the public elementary or high schools shall make and keep a proper record of the work and progress of each pupil and at the end of each term shall include in the last monthly report required from such teacher by the provisions of this act the grade of proficiency of each pupil and his standing in the several branches pursued by him in said schools as well as the conduct of such pupil together with such recommendations for his promotion or retention for additional preparation as such teacher deems just and proper Until his record and report as herein required shall have been examined and approved by the district superintendent supervising principal or the secretary of the board of school directors no teacher shall be paid any salary for the last month of his term

Section 1533 Record of Pupils at Beginning of Term The district superintendent supervising principal or secretary of the board of school directors in every school district shall on or before the opening day of school in each term furnish to each teacher or principal in every school a true copy of the standing of each pupil in such school together with the recommendation made thereon by the principal or teacher of said school at the close of the preceding term

Section 1534 Monthly Reports to School Directors Districts Second Third and Fourth Class In school districts of the second third and fourth class every teacher employed in the public schools shall at the end of each school month or within five days thereafter make a report for the past month to the board of school directors Such reports shall state correctly the number of days the schools were kept open and if closed on any days the reason therefor the number age and sex of all pupils and the number of days attended by each Such reports shall be made on blank forms to be furnished the teachers by the board of school directors No teacher shall be paid more than one-half of his salary for the current month until such report is made Such reports shall be filed with the secretary of the board and shall at all times be open to inspection by the public Any school principal may make such report for the entire school

(d) Special Instruction and Observances

Section 1541 Study of Birds Trees and Conservation of Resources Each day designated and proclaimed by the Governor as Arbor Day shall be known also as Bird Day and it shall be the duty of every teacher in the public schools to devote together with their pupils at least two hours of such school day to the study of birds trees and general conservation of resources and it shall be the duty of all county and district superintendents to see to it that the requirements of this act are complied with

Section 1542 Frances Willard Day September twenty-eighth or the school day nearest such day in each year shall be designated as Frances Willard Day and in each school district and in each school a part of such day may be set apart for instruction in the life of and the principles advocated by Frances Willard

Section 1543 William Penn Day In pursuance to proclamation of the Governor designating and calling for the observance of the birthday of William Penn appropriate exercises with respect to the life of William Penn the Founder and Proprietor and Governor of Pennsylvania and the principles advocated by him in founding Pennsylvania shall be held in the public schools and other educational institutions under the Commonwealth

Section 1544 Free School Day The Governor shall annually issue his proclamation designating and calling upon the public schools of this Commonwealth to observe Free School Day in commemoration of the founding and development of free public schools within this Commonwealth Free School Day shall be designated and observed each year between the dates of April first and April eleventh both days inclusive In pursuance to said proclamation of the Governor appropriate exercises with respect to and special study concerning the founding and development of free public schools within this Commonwealth and the recognition of the efforts and achievements of Honorable George Wolf former Governor of this Commonwealth Honorable Samuel Breck former State Senator Honorable Thaddeus Stevens a member of the Legislature relative thereto shall be held in the public schools and other educational institutions within this Commonwealth

Section 1545 Bill of Rights Week The Department of Public Instruction shall designate a week during each year and prescribe a uniform course of exercises to be carried out during that week in the public schools to instill into the minds of the pupils thereof the purposes meaning and importance of that portion of the Constitution of the United States and of this Commonwealth known as the "Bill of Rights" Such exercises shall be in addition to the prescribed courses of study in such schools

Section 1546 Release of Pupils for Religious Instruction Any board of school directors of any school district shall have power to enter into suitable arrangement with a religious group or organization of responsible citizens resident in the school district who are interested in organizing part-time weekday religious education for school pupils In such cases the board of school directors shall have power to adopt such rules and regulations for the release from school sessions of those pupils whose parents or surviving parent or guardian or other person having legal custody of such pupil desires to have them attend a class to receive religious education in accordance with their religious faith for not more than one hour a week subject however to such conditions and the keeping of such records of attendance at such classes and other records for the inspection of school authorities as the board shall deem proper No part of the cost and expense of such religious instruction shall be paid out of public school funds

Article XVI

High Schools

Section 1601 Types of High Schools Regulations (a) A complete high school course is one requiring four years beyond an elementary course of eight years or six years beyond an elementary course of six years The Department of Public Instruction shall make such regulations as shall be necessary to insure proper standards for the various grades of the twelve years of the public school program of studies

(b) Any high school giving work for the seventh eighth ninth tenth eleventh and twelfth years of not less than one hundred and eighty days in each year and conforming to the regulations established by the Department of Public Instruction and having at least five properly qualified teachers shall be designated a six-year high school

(c) Any high school giving work for the ninth tenth eleventh and twelfth years of not less than one hundred and eighty days in each year and conforming to the regulations established by the Department of Public Instruc-

tion and employing at least three properly qualified teachers shall be designated a four-year high school

(d) Any high school giving work for the ninth tenth and eleventh years of not less than one hundred and eighty days in each year and conforming to the regulations established by the Department of Public Instruction and employing at least two properly qualified teachers shall be designated a three-year high school

(e) Any high school giving work for the ninth and tenth years of not less than one hundred and eighty days in each year and conforming to the regulations established by the Department of Public Instruction and employing one or more properly qualified teachers shall be designated a two-year high school

(f) Any school giving work for the seventh eighth and ninth years or for the seventh eighth ninth and tenth years of not less than one hundred and eighty days in each year and conforming to the regulations established by the Department of Public Instruction and having properly qualified teachers shall be designated a junior high school

Section 1602 New High Schools Additional Years In order to establish a new high school or to add a year of work to the program of a high school or junior high school already in operation in a school district of the fourth class the approval of the Department of Public Instruction and of the county superintendent of schools in which the district is located shall be secured in advance of the opening of such school or of making such change in program

Section 1603 Admission of Pupils In all school districts there shall be admitted to the public high schools therein all children under the age of twenty-one years residing within the school district who shall be found qualified for admission thereto after having undergone such an examination as shall be prescribed by the board of school directors subject to such rules and regulations as the Superintendent of Public Instruction shall prescribe together with such additional pupils from other districts as are herein provided for

Section 1604 Employment of Teachers Subjects of Study Except in school districts of the first class the board of school directors of every school district shall employ for its high school during the entire term a sufficient number of teachers for the teaching of any of the subjects included in the program of studies of the State Council of Education for which there shall be an application by fifteen pupils belonging to the grade in which said subject is specified in the program of studies No pupil shall be counted among the applicants for such subject unless in the judgment of the principal of the school he is both qualified and entitled to take such subject in the curriculum he is pursuing No teacher shall be employed to teach any branch other than those enumerated in his certificate

Section 1605 Courses of Study It shall be the duty of the superintendent having supervision over any high school to prepare and recommend to the board of school directors maintaining the same suitable courses of study which shall be adopted by said board of school directors with such changes as they may deem wise subject to the provisions of this act During the last four years of a complete high school program there shall be included at least a four semester or equivalent course of study in the history and government of that portion of America which has become the United States of America and of the Commonwealth of Pennsylvania of such nature kind or quality as to have for its purpose the developing teaching and presentation of the principles and ideals of the American Republican Representative form of government as portrayed and experienced by the acts and policies of the framers of the Declaration of Independence and framers of the Constitution of the United States and the Bill of Rights The courses of study in the history of the United States including the study of the Constitution of the United States and the Constitution of this Commonwealth shall also be such as will emphasize the good worthwhile and best features and points of the social economic and cultural development the growth of the

American family life high standard of living of the United States citizen the privileges enjoyed by such citizens their heritage and its derivations of and in our principles of government and having for its purpose also the instilling into ever boy and girl coming out of our public schools their solemn duty and obligation to exercise their voting privilege

Section 1606 Supervision Reports Every public high school shall be under the supervision of the superintendent of the county or district in which said high school is situated

The board of school directors of every district maintaining a high school shall furnish to the Superintendent of Public Instruction sworn statements giving such information concerning said high school as he may require

Section 1607 Attendance in Other Districts Pupils residing in a school district in which no public high school is maintained may attend during the entire term the nearest or most conveniently located high school of such class as they may desire to attend Pupils who reside in a school district in which no public high school other than a vocational high school is maintained may attend during the entire term the nearest or most conveniently located academic high school In any district which maintains a high school whose program of studies terminates before the end of the twelfth year pupils who have satisfactorily completed the program of studies there available in other than vocational schools or departments or have completed a program of studies equivalent to said program of studies in some other school or schools may attend at the expense of the school district in which they live and for the purpose of pursuing academic studies of a higher grade the nearest or most conveniently located high school of such type as they may desire to attend giving further high school work

Section 1608 Requirements for Attendance in Other Districts Pupils wishing to attend a high school in a district other than the one in which they reside shall obtain the consent of the board of school directors of the district in which such high school is located before attending the same Pupils desirous of having their tuition paid in a high school in another district on account of having completed the program of studies in their own district or its equivalent in some other school or schools shall present to the board of their own district and the board of the district in which they wish to attend a certificate from the county superintendent who has jurisdiction over the district in which they live that they have satisfactorily completed the equivalent of said program of studies The board of school directors of the district in which any such pupil resides may with the written approval of the county superintendent enter into a written agreement with the receiving district for the attendance and tuition of the pupil without the necessity of the pupil taking the county examination County superintendents are hereby authorized and in the absence of an agreement dispensing with the necessity of an examination they are required to examine such pupils and to issue to them the necessary certificate if it appears that they are entitled thereto

Section 1609 Attendance in Other District when Free Transportation Not Furnished If any child has completed the elementary course of study in the public schools of the district in which he resides three miles or more by public road from the nearest high school in the district unless proper free transportation is furnished he may attend any more convenient high school in another district without the consent of the board of school directors of the district in which he resides and the district in which he resides shall be liable to the district whose high school he attends for the tuition charge provided for in this act

Section 1610 Fitness of Pupils All pupils desiring to attend any high school outside the district in which they reside shall first satisfy the superintendent having supervision of the district in which they reside as well as the superintendent or principal of said high school of their fitness to enter the same

Section 1611 Academic Degrees The power to confer academic degrees honorary or otherwise heretofore granted to and possessed by any board of public education board of school directors or controllers of any school district on the eighteenth day of May one thousand nine hundred eleven is hereby vested in the board of school directors of such school district as now constituted Any public high school in any school district existing on the eighteenth day of May one thousand nine hundred eleven with a course of study of not less than four years and upon whose students of the full prescribed course of study such academic or other degrees have heretofore been conferred shall be continued by the board of school directors of the district in which it shall be located under such name or title with such regulations and courses of study of such length and character as the board may deem necessary

Section 1612 State Scholarships for Pupils of Secondary Schools For the purpose of assisting worthy young men and women graduates of secondary schools of the State to obtain higher education the State will award competitive scholarships of the value of one hundred dollars (\$100.00) per year for four years to enable selected students to attend any institution in the State of Pennsylvania approved by the State Council of Education

Appointments to such scholarships shall be made by the State Council of Education The persons entitled to such appointments shall be determined by competitive examinations to be conducted under the supervision of the State Council of Education Due notice of any examinations to be held under the provisions of this section shall be given in such manner as the State Council of Education may prescribe

One scholarship shall be awarded to each county In any county where there is more than one entire senatorial district one scholarship shall be awarded for each entire senatorial district

Article XVII

Joint Schools and Departments

Section 1701 Establishment The board of school directors in any two or more school districts may establish construct equip furnish and maintain joint elementary public schools high schools consolidated schools or any other kind of schools or departments provided for in this act The cost of establishing constructing equipping furnishing and maintaining such joint schools or departments shall be paid by the several districts establishing the same in such manner and in such proportion as they may agree upon No joint school or department shall be established without receiving the affirmative vote of a majority of the members of the board of school directors in each district establishing the same The action of the several boards establishing and maintaining such joint schools or departments shall be recorded in full in the minutes of the respective boards

Section 1702 Raising Funds Any school district joining in the establishment of a joint school or department as herein provided shall have the same power to raise the necessary funds to pay its share of establishing and maintaining such joint school or department as it has to raise funds to establish and maintain any public school

Section 1703 Written Agreements between Districts No joint school or department of any kind shall be established unless the several districts intending to establish the same shall first enter into and record in their respective minutes a written agreement by and among themselves agreeing that such proposed joint school or department shall be established and maintained by the several districts in such manner and proportion and upon such terms as the several districts may then agree upon and no change shall be made therein without the consent of each school district first obtained by the affirmative vote of a majority of the school directors thereof

Section 1704 Joint Authority of Boards Title to Property The several boards of school directors establishing and maintaining such joint schools or departments are hereby

authorized to meet jointly and exercise the same power and authority over the same as the several boards exercise over the schools in their respective districts Whatever matter is required by law to be decided by a vote of the majority of all the directors of a school district shall in a joint school or department also be required to be decided by a majority vote of all the directors in each district The title to any real estate acquired for the purpose of establishing any such joint school or department shall be held in the name of one or more of the districts establishing the same as they may agree

Section 1705 Teachers Treasurer The several boards of school directors of the school districts establishing such joint school or department shall meet in joint session at least once a year for the purpose of employing the necessary teacher or teachers for such joint school or department and fixing their salaries At such joint session they shall elect from the treasurers of their respective districts one who shall act as the treasurer of such joint school or department to whom shall be paid by the several districts establishing such joint school or department the amount agreed upon to be contributed by each district for the support of such joint school or department They shall fix the salary of the treasurer of such joint school or department annually at an amount not exceeding two per centum of the funds passing through his hands

Section 1706 Joint School Treasurer The treasurer of each joint school or department shall give an approved bond to the several districts establishing the same to be filed with president of any one of the boards of school directors establishing such joint school or department The account of such treasurer shall be audited in the same manner and by the same auditors as his account as treasurer of the school district is audited Such joint school treasurer shall be subject to all the provisions of this act the same as the treasurer of any school district so far as they apply to him

Section 1707 Joint School Committee The boards of school directors establishing any joint school or department may supervise and direct its affairs by meeting jointly in the same manner as the affairs of the school district are managed or they may agree that the affairs of such joint school except the purchasing of the necessary site and the employing and the fixing of the salary of the teacher or teachers may be delegated to a joint school committee to be composed of one or more members from each board establishing such joint school or department as may be agreed upon Where the management of such joint school or department is conferred upon such joint school committee every board of school directors of the several districts establishing such joint school or department shall annually during the month of June select one or more of its members who with the members chosen in like manner in the other districts shall be known as the joint school committee of such districts The committee shall have all the powers and duties and be subject to all the liabilities with reference to the supervision maintenance and regulation of such joint schools or departments as are now conferred or imposed by law upon school boards generally excepting such duties as are hereinbefore reserved to be exercised by the several boards meeting in joint session The joint school committee shall have no power to create any indebtedness that shall be binding upon such districts The joint boards or joint school committee shall organize annually by electing a president and secretary The expenses of maintaining a joint school or department shall be paid by warrant drawn on the treasurer of the joint school or department by the president and secretary of the joint board or school committee

Section 1708 Discontinuance The several school districts establishing any joint school or department may at any time by a majority vote of the school directors of their respective districts discontinue any such joint school or department The property belonging thereto when discontinued shall unless otherwise agreed upon by the several districts be disposed of and distributed to and among them in the same proportion as it was originally contributed

Article XVIII
Vocational Education
(a) School Districts

Section 1801 Definitions The following words and phrases as used in this article shall unless a different meaning is plainly required by the context have the following meanings

(1) "State Board for Vocational Education" shall mean the State Council of Education herein invested with powers to administer this article of this act under the designation of the State Board for Vocational Education

(2) "Vocational education" shall mean any form of education of less than college grade given in school or elsewhere the purpose of which is to fit an individual to pursue effectively a recognized profitable employment whether pursued for wages or otherwise

(3) "Vocational industrial education" shall mean those forms of vocational education that fit for industrial pursuits It includes occupational training for women and girls other than training for the vocation of homemaking It includes also public and other service occupations

(4) "Vocational agricultural education" shall mean that form of vocational education which fits for the occupations connected with the tillage of the soil the care of domestic animals forestry and other wage-earning or productive work on the farm

(5) "Vocational distributive occupational education" shall mean those forms of vocational education designed for those workers engaged in or preparing for employment as distributors to consumers retailers jobbers wholesalers and others the products of farm and industry including also managers operating or conducting a commercial service or personal service business or selling the services of such a business

(6) "Vocational home economics education" shall mean that form of vocational education which has for its controlling purpose the preparation of girls and women for useful employment as house daughters and homemakers engaged in the occupations and the management of the home

(7) "Vocational industrial vocational agricultural vocational distributive occupation or vocational home economics school or department" or "vocational school or department" shall mean a distinctive organization of courses pupils and teachers approved by the State Board for Vocational Education designed to give either vocational industrial vocational agricultural vocational distributive occupational or vocational home economics education as herein defined

(8) "Vocational evening class" shall mean a class providing such instruction for persons sixteen years of age or over who have left full-time school These classes may be conducted in the evening or at hours when workers are able to attend and shall include instruction that will either increase the skill or knowledge of the worker in the occupation in which he is employed or include instruction for those who are unemployed or about to become unemployed because of changing conditions in industry and whose previous experience as a background prepares them for employment in related fields within a limited time

(9) "Vocational evening class" in vocational home economics shall mean a class giving training in homemaking to girls or women over fourteen years of age however they may be employed or engaged during the day

(10) "Vocational home economics school or department" shall mean a vocational school or department designed to develop on a vocational basis the capacity for useful employment as house daughters and homemakers in the occupations and the management of the home

(11) "Part-time schools or classes" shall mean those schools or classes which provide instruction in subjects given to enlarge the civic or vocational knowledge or skill of workers over fourteen years of age who have entered upon employment Such schools must be so organized as to permit workers who are qualified for admission to spend part of their time during the day week months or year in employment and part of the time in school

(12) "Part-time cooperative vocational education" refers

to that form of vocational instruction that involves attendance on alternate equal periods of school and work at the vocation during the school year given in accordance with an agreement by which the school and industry cooperate and coordinate in making available the combined educational and training facilities of both

(13) "Practical" refers to manipulative or "Practice-of-the-trade" aspects of a vocation It includes such work given in shops laboratories mines drafting rooms and other places and is to distinguish such work from "academic" or "nonvocational" education

(14) "Public service-school" refers to schools departments classes and conferences for the in-service training of public and other service occupations including policemen firemen finance officers school board officials and others

Section 1802 State Board for Vocational Education Executive Officer Employees The Superintendent of Public Instruction shall be the executive officer of the State Board for Vocational Education for the administration of this act Except as hereinafter otherwise provided he as executive officer shall appoint from time to time with the approval of the State Board for Vocational Education such expert assistants other than those already provided for by law as may be necessary is vocational industrial vocational home-making vocational agricultural or vocational distributive occupational education and all clerical and other agents necessary in carrying out the provisions of this act

Section 1803 Duties of State Board for Vocational Education Reports The State Board for Vocational Education is hereby authorized and directed to investigate and to aid in the introduction of vocational industrial vocational agricultural vocational homemaking and vocational distributive occupational education to assist in the establishment of schools and departments for said forms of education and to inspect and approve such schools or departments as are hereinafter provided The State Board for Vocational Education shall make a report annually to the Governor and Legislature describing the condition and progress of vocational industrial vocational agricultural vocational homemaking and vocational distributive occupational education during the year and shall also make such recommendations as the board may deem advisable

Section 1804 Schools or Classes Supervisors Principals Instructors etc In carrying out the provisions of this act the State Board for Vocational Education shall provide for State regional and county vocational schools or classes with the necessary staffs in accordance with the State Plan for Vocational Education approved by the Federal Board of Vocational Education

Supervisors of agriculture and supervisors of home-making shall be elected by the State Board for Vocational Education upon the nomination of the county superintendent of schools and approval by the county board of school directors They shall possess the qualifications established in the State Plan for Vocational Education approved by the Federal Board for Vocational Education

Principals instructors and lecturers for the Public Service Institute shall be elected by the State Board for Vocational Education They shall possess the qualifications established in the State Plan for Vocational Education approved by the Federal Board for Vocational Education

Section 1805 Instruction in Principles and Practice of Arts In order that instruction in the principles and the practice of arts may go on together vocational industrial vocational agricultural vocational vocational home economics and vocational distributive occupational schools or departments may offer instruction in day part-time and evening classes Attendance upon such day evening or part-time classes shall be restricted to those over fourteen years of age

Section 1806 Administration by School Districts Any school district may through its board of school directors

(1) Establish and maintain vocational industrial vocational agricultural vocational home economics and vocational distributive occupational schools or departments

(2) Receive any donation made to the school district for the conduct of any vocational school or department or vocational evening classes The donation shall be administered by or under the direction of the board of directors

of the district to which it is made subject to the approval of the Superintendent of Public Instruction. The board of school directors in any district shall not be obliged to accept any such donation unless it seems proper so to do.

(3) Require a deposit fee of a sum not to exceed ten dollars (\$10) from each person enrolling in evening vocational schools or classes. Such deposit fee shall be returned at the close of each term of instruction to all persons so enrolled who have attended seventy-five per cent (75%) or more of the class sessions of the term and may be returned at any time because of death sickness or any other cause which the board may deem justifiable.

Section 1807 Joint Vocational Schools or Departments. Two or more districts may as provided in article seventeen of this act through a joint school committee establish and maintain vocational industrial vocational agricultural vocational home economics or vocational distributive occupational schools or departments to be known as joint vocational schools or departments.

Section 1808 Advisory Committees. Local school boards and joint school committees administering approved vocational industrial vocational agricultural vocational home economics or vocational distributive occupational schools or departments may under a plan to be approved by the State Board for Vocational Education appoint an advisory committee composed of members representing local trades industries and occupations. It shall be the duty of such a committee to counsel with and advise the local or joint board of trustees and other school officials having the management and supervision of such schools.

Section 1809 Attendance in Other Districts and Other States. Pupils from Other States. (a) Any resident of any school district which does not maintain an approved vocational industrial vocational agricultural vocational home economics or vocational distributive occupational education school or department offering the type of training which he desires may make application to the board of school directors of any other district for admission to such school or department maintained by said board. If the board refuses him admission he may apply to the State Board for Vocational Education for admission to such school or department. The State Board for Vocational Education may approve or disapprove such application. In making such decision the State Board for Vocational Education shall take into consideration the opportunities for free vocational training in the community in which the applicant resides the financial status of the community the age sex preparation aptitude and previous record of the applicant and all other relevant circumstances. The decision of the State Board for Vocational Education shall be final.

(b) Where any child of school age in any school district resides by the nearest traveled road three miles or more from the nearest vocational high school in any district in this Commonwealth such child unless proper free transportation is furnished to a suitable school in this Commonwealth may on request of his parents or legal guardian be assigned by the board of school directors to a more convenient school in another State. Provided That the consent of the proper school officials in charge of such school in another State to such an arrangement is permitted by the laws of such State and is agreed to by such officials.

(c) The school district in which the person resides who has been admitted as above provided to an approved vocational industrial vocational agricultural vocational home economics vocational high or vocational distributive occupational school or department maintained by another school district shall pay the high school charge provided for by this Act. If any school district neglects or refuses to pay for such tuition it shall be liable therefor in an action of contract to the school district or school districts maintaining the school which the pupil with the approval of the board attended.

(d) The board of school directors in any school district in this Commonwealth situate adjacent to another state may admit to the vocational high school in such district pupils resident in such other state and may receive tuition for such pupils as in the case of pupils admitted from other districts in this Commonwealth.

Section 1810 Approved Local or Joint Vocational Schools. State Reimbursement Vocational industrial vocational agri-

cultural vocational home economics and vocational distributive occupational schools or departments shall so long as they are approved by the State Board for Vocational Education as to organization control location equipment courses of study qualifications of teachers methods of instruction conditions of admission employment of pupils and expenditures of money constitute approved local or joint vocational schools. School districts maintaining such approved local or joint vocational schools or departments shall receive reimbursements from the Commonwealth as provided for in this act and shall make such certificates to the Superintendent of Public Instruction as are required by article twenty-five of this act.

Section 1811 Estimate of Expenses and Reimbursements. Appropriations. On or before the first Wednesday of January of any year in which the regular session of the Legislature is held the State Board for Vocational Education shall present to the Legislature an estimate of the amount of money necessary to meet the expenditures to be incurred in the administration of this act for the two fiscal years beginning with the first day of the ensuing June and the amount necessary to meet the claims of school districts and unions of school districts maintaining approved vocational schools or departments under the provisions of this act for the two school years beginning with the first day of the preceding July. On the basis of such statement the Legislature shall make an appropriation of such amounts as may be necessary to meet the expense of carrying this act into effect and of reimbursing such school districts and unions of school districts for such school years as herein provided.

(b) Vocational School Districts

Section 1821 How Constituted. Each school district of this Commonwealth is hereby constituted a separate political subdivision to be known as a vocational school district for the purposes and with the powers hereinafter specified. Provided That all of the school districts in each county that are under the jurisdiction of the county superintendent shall together constitute one vocational school district.

Section 1822 Boards of Directors of Vocational Schools. Secretary Treasurer. The affairs of each vocational school district shall be conducted by the board of school directors or by the county board of school directors as the case may be who shall when so acting be known as boards of directors of vocational schools. The secretary and the treasurer elected by the board of school directors or by the county board of school directors as the case may be shall serve as secretary and as treasurer respectively of the vocational school district.

Section 1823 Powers and Duties. Subject to the applicable provisions of this act each board of directors of vocational schools shall have power and its duty shall be

(1) To make or cause to be made a survey to determine the vocational education needs of the vocational school district.

(2) To make and establish and from time to time alter and amend rules and regulations for the transaction of its business and for the administration of the work under its charge.

(3) To employ supervisors and teachers and all other persons necessary to carry on vocational education and to determine the salaries to be paid.

(4) To purchase lease rent improve or sell land and to build repair improve lease rent buy and sell buildings.

(5) To acquire real property by purchase gift or condemnation for the purposes of the vocational school district. Such condemnation proceedings shall be instituted and conducted by the board in the name of the district in the same manner as provided by this act in the case of school districts.

(6) To incur and increase indebtedness and to issue its bonds or other evidences of indebtedness therefor in the manner provided by the act approved the twenty-fifth day of June one thousand nine hundred forty-one (P. L. 159) known as the "Municipal Borrowing Law" and its amendments.

(7) To purchase all necessary furniture implements books materials equipment and supplies

(8) To make contracts with counties cities boroughs towns townships and school districts or other agencies for carrying out the purposes of this act

(9) To make an annual report in writing to the Department of Public Instruction and such other reports as the department may require

(10) Such other powers and duties as are necessary to carry into effect the purposes of this act

Section 1824 Limitation on Powers Applicability of School Laws The powers and duties of vocational school districts shall be limited to the establishment maintenance conducting and operation of vocational industrial vocational agricultural vocational homemaking and vocational distributive occupational schools departments and classes when and only when the same have been authorized by the electors of the district as hereinafter provided In carrying out these functions (except as otherwise expressly provided by law) all vocational school districts all boards of directors of vocational schools and all vocational public schools departments and classes established by any vocational school district shall be subject to all the provisions of this act which apply generally to school districts of the same class or in the case of districts consisting of all the school districts of a county that are under the jurisdiction of the county superintendent all such provisions which apply to school districts under the jurisdiction of county superintendents to boards of directors thereof and to public secondary schools and vocational schools and the teaching and supervisory staffs thereof

Section 1825 Levy and Collection of Taxes The board of directors of vocational schools of each vocational school district shall have power if and when necessary to levy an annual tax on all property within the district taxable for such school purposes on the assessed valuation used for county tax purposes Said taxes shall be levied and assessed due and payable at the same time and in the same manner as school taxes are levied and assessed and due and payable in the respective school districts and the same shall be included in the school tax item on the tax notice as rendered The boards of directors shall prepare duplicates of such taxes and issue and deliver them to the respective collectors of taxes in each city borough incorporated town and township within the districts If any collector of taxes shall refuse or neglect to collect such district taxes or for fifteen days after notice so to do neglect or refuse to furnish a bond as provided by law the board of directors shall have power to appoint a tax collector for such district Delinquent taxes of the district may be collected by return and county treasurer's sale thereon or by lien filed in the office of the prothonotary in the same manner as county taxes

Section 1826 Determination of Need for Vocational Schools Whenever it shall have been determined by resolution of the State Board for Vocational Education that a need exists in any vocational school district or districts for vocational industrial vocational agricultural vocational homemaking or vocational distributive occupational public schools departments or classes the State Board for Vocational Education shall transmit a copy of such resolution to the board or boards of directors of vocational schools of such district or districts

Section 1827 Action of Board of Directors of Vocational Schools Each board of directors of vocational schools receiving a copy of such resolution shall vote on the question whether vocational schools departments or classes should be established in their district or jointly with another vocational school district or districts or another school district or districts in accordance with the recommendation contained in the resolution of the State Board for Vocational Education In case the board of directors of vocational schools shall by a majority vote favor the establishment in their district of vocational schools departments or classes the question as to their establishment shall be submitted to a vote of the electors as hereinafter provided

Section 1828 Elections on Establishment of Vocational Schools Whenever electors equal to at least ten per centum (10%) of the highest vote cast for any office in the territory comprised within any vocational school district at the last preceding general election shall petition the board of directors of vocational schools of such district for a referendum on the question of the establishment of vocational schools or whenever the board of directors shall have voted in favor of the same as hereinbefore provided the board of directors shall cause a question to be submitted at the general or municipal election occurring at least sixty (60) days thereafter by certifying a resolution duly adopted to the county commissioners for submission of such question on the ballot or on voting machines at such election in the manner provided by the election laws of the Commonwealth

Such question shall be in the following form

Do you favor the establishment of vocational schools in the vocational school district of	Yes	
	No	

If a majority of the persons voting on such question vote "Yes" then vocational schools shall be forthwith established and maintained in such vocational school district as provided by law

Section 1829 Joint Vocational Schools Departments or Classes The board of directors of vocational schools in any two or more vocational school districts that have voted in favor of the establishment of vocational schools or any one or more vocational school districts having so voted and any one or more schools districts may establish construct equip furnish and maintain joint public vocational industrial vocational agricultural vocational homemaking or vocational distributive occupational schools departments or classes The cost of establishing constructing equipping furnishing and maintaining such joint schools departments or classes shall be paid by the several districts establishing the same in such manner and in such proportion as they may agree upon All vocational schools departments or classes so established and maintained shall be governed and controlled in the manner provided in this act in the case of other joint public schools and departments

Section 1830 Rules and Regulations Pupils from Other Districts The State Board for Vocational Education shall prescribe rules and regulations for the organization management and control of such schools The boards of directors of vocational schools maintaining any such schools shall receive pupils from other districts so far as their facilities will permit provided the rate of tuition is determined and paid in accordance with the tuition charge provided for by this act

Article XIX

Extension Education

(a) Extension Education Generally

Section 1901 Definitions The following words and phrases as used in this article shall unless a different meaning is plainly required by the context have the following meaning

(1) "Extension education" shall designate any instructional recreational or social service provided and administered by the board of school directors of any school district which is organized primarily for out-of-school youth and for adults or any such recreational or social service which is so provided and administered for other youth and for children during out-of-school hours but shall not include the work of vocational schools which are subsidized under the provisions of Federal enactment nor the coaching or supervision of interscholastic athletic teams or games

(2) "Curricular course of study or activity" shall designate

nate any subject of study or activity included in the programs of study of the regular elementary and secondary public day schools of the district

(3) "Extra-curricular course of study or activity" shall designate any elementary or secondary course of study or activity not so included

Section 1902 Permissive and Required Free Extension Education The board of school directors of any school district may and upon written application signed by fifteen or more residents of such district above the age of sixteen years who are not in attendance at any public or private day school shall provide free extension education for said applicants in any curricular course of study or activity so requested or in English and citizenship for immigrants and native illiterates or in parent education or in citizenship for adults and may provide such other extra-curricular courses of study and activities as said board may deem advisable Any board of school directors may refuse to provide or continue such extension education whenever less than fifteen applicants are fitted to pursue with reasonable profit the course of study or activity requested

Section 1903 When and Where Provided Eligibility Limitations Extension education shall be provided in school buildings at any time not in conflict with regular day-school activities as requested by such applicants and elsewhere at any hour during any day except Sunday or legal holidays which the board may deem advisable The board shall not be required to admit to said extension schools a person who is in actual full-time attendance at any public or private school during the day Attendance at such classes by part-time pupils shall not be accepted in lieu of the compulsory part-time attendance required of such pupils The board of directors may close any class of the extension schools when the average attendance for any month falls below ten

Section 1904 Deposit Fee Any board of school directors may require a deposit fee of a sum not to exceed five dollars (\$5) from each person enrolling in such extension schools or classes and may require further that such deposit fees accompany each written application for such extension instruction Such deposit fee shall be returned at the close of each term of instruction to all persons so enrolled who have attended seventy-five per cent (75%) or more of the class sessions of said term and may be returned at any time because of death sickness or for any other cause which the board may deem justifiable

Section 1905 Certificate or Diploma All school credits derived from any curricular course of study in the extension classes of any district shall be accepted by the school authorities of that district toward fulfillment of the requirements for graduation from any curriculum of any day school of corresponding grade in that district Upon the satisfactory completion in extension classes of the curricular courses of study required for graduation from any curriculum of any school district by any person such person shall be awarded the appropriate school certificate or diploma at the close of the then current school term

Section 1906 Part of Public Schools Standards Extension education shall be an integral part of the public schools of the Commonwealth and of the districts in which it is organized It shall be under the supervision of the superintendent of the county or of the district as are other public schools of that district The State Council of Education shall adopt standards for the qualifications and certification of extension teachers and leaders and all other matters pertaining to extension education not inconsistent with this act or other acts pertaining to the public schools of the Commonwealth

(b) Special Schools and Classes

Section 1921 Free Evening Schools The board of school directors of any school district upon the written application of twenty or more persons above the age of sixteen years residents of the school district and not in full-time attendance of any public or private school during the day shall open a free evening school for their instruction in any course of study taught in the public schools of the district in English and citizenship for immigrants and

native illiterates in citizenship for adults and in such other courses of study as the board may deem advisable No board of directors shall be required to admit to any such evening school any person who is an actual full-time attendance upon any school either public or private during the day When the average daily attendance for any month in any course of study falls below ten pupils the board of school directors may close the class in such course of study in such evening school for the remainder of the term Compulsory part-time pupils shall be permitted to attend any such evening school but attendance at such evening school shall not be accepted in lieu of any compulsory attendance required of such pupils

Section 1922 Evening Manual Training Schools in Districts Second and Third Class The board of school directors of any school district of the second or third class when requested by seventy-five or more taxpayers of the district shall establish and equip an evening manual training school for pupils above the age of fourteen years and shall keep the same open as many months in the year as day schools are kept open No such evening manual training school shall be opened unless at least twenty-five pupils of the district apply for admission thereto and the same shall be closed by the board of school directors when the average attendance falls below fifteen

Section 1923 Teachers of Evening Schools All teachers of evening schools must have proper certificates as provided in this act

Section 1924 Land for Agricultural Schools Any board of school directors establishing an agricultural school may in connection therewith acquire in the manner hereinbefore provided such a sufficient amount of land as the board of school directors may determine for the purpose of such agricultural school and may equip and maintain the same in a proper manner to be used in connection therewith

Section 1925 Pupils Less than Six or More than Twenty-one Any board of school directors may admit persons less than six years of age or more than twenty-one years of age to suitable special or vocational schools or departments

Section 1926 Schools and Classes in Institutions It shall be within the jurisdiction of the Department of Public Instruction to organize and to supervise schools and classes according to the regulations and standards established for the conduct of schools and classes of the public school system in the Commonwealth in all institutions wholly or partly supported by the Commonwealth which are not supervised by public school authorities Schools and classes so established in wholly state-owned institutions shall be financed by the department of the State government having jurisdiction and control of such institutions A teacher in a school or of a class organized and supervised by the Department of Public Instruction in an institution wholly or partly supported by the Commonwealth shall enjoy the same privileges and be subject to the same laws as a teacher in the public schools of the Commonwealth

Article XX

State Teachers' Colleges

Section 2001 Definitions As used in this article the word "college" or "colleges" shall apply to State Normal Schools State Teachers' Colleges and the Cheyney Training School for Teachers new existing and such other State Teachers' Colleges and State Teachers' Training Schools as may hereafter be created or constituted by in and for the Commonwealth of Pennsylvania

Section 2002 Districts and Colleges There shall be thirteen State Teachers' College Districts in this Commonwealth as now provided and one State Teachers' College in each district

Delaware Chester Bucks and Montgomery Counties shall be the First State Teachers' College District and the State Teachers' College in West Chester shall be the State Teachers' College in this District

Lancaster York and Lebanon Counties shall be the Second State Teachers' College District and the State Teachers' College at Millersville shall be the State Teachers' College in this district

Berks Schuylkill and Lehigh Counties shall be the

Third State Teachers' College District and the State Teachers' College at Kutztown shall be the State Teachers' College of this district

Northampton Carbon Monroe Pike Luzerne Lackawanna and Wayne Counties shall be the Fourth State Teachers' College District and the State Teachers' College at East Stroudsburg shall be the State Teachers' College in this district

Wyoming Sullivan Susquehanna Bradford Lycoming and Tioga Counties shall be the Fifth State Teachers' College District and the State Teachers' College at Mansfield shall be the State Teachers' College in this district

Dauphin Northumberland Columbia Montour Union Snyder Perry Juniata and Mifflin Counties shall be the Sixth State Teachers' College District and the State Teachers' College at Bloomsburg shall be the State Teachers' College in this district

Cumberland Adams Franklin Fulton Bedford Huntingdon and Blair Counties shall be the Seventh State Teachers' College District and the State Teachers' College at Shippensburg shall be the State Teachers' College in this district

Centre Clinton Clearfield Elk Potter and Cameron Counties shall be the Eighth State Teachers' College District and the State Teachers' College at Lock Haven shall be the State Teachers' College in this district

Cambria Indiana Armstrong and Westmoreland Counties shall be the Ninth State Teachers' College District and the State Teachers' College at Indiana shall be the State Teachers' College in this district

Washington Fayette Greene and Somerset Counties shall be the Tenth State Teachers' College District and the State Teachers' College at California shall be the State Teachers' College in this district

Allegheny Butler and Beaver Counties shall be the Eleventh State Teachers' College District and the State Teachers' College at Slippery Rock shall be the State Teachers' College in this district

Lawrence Mercer Venango Crawford and Erie Counties shall be the Twelfth State Teachers' College District and the State Teachers' College at Edinboro shall be the State Teachers' College in this district

Jefferson Clarion Forest Warren and McKean Counties shall be the Thirteenth State Teachers' College District and the State Teachers' College at Clarion shall be the State Teachers' College in this district

Section 2003 Purpose The Colleges shall be a part of the public school system of the Commonwealth and their purpose the education and preparation of teachers The Colleges shall provide proper facilities for instruction in the art and science of teaching for the boarding and lodging of students in residence and other necessary facilities approved by the Superintendent of Public Instruction

Section 2004 Board of Presidents of State Teachers' Colleges The Board of Presidents of the State Teachers' Colleges shall consist of the presidents of the several colleges and the Superintendent of Public Instruction who shall be the chairman The board shall elect a secretary The board shall formulate the educational policies of the colleges It shall meet annually in the city of Harrisburg and may meet more frequently and at other places by resolution of the board or on the call of the Superintendent of Public Instruction A majority of all members of the board shall constitute a quorum and any action favored by a majority of the members shall when approved by the Superintendent of Public Instruction be binding upon all of the colleges

Section 2005 No Religious Tests No religious test or qualification shall be required to entitle anyone to become a trustee professor teacher or student in any college

Section 2006 Practice Teaching Each college shall provide practice teaching facilities so organized and administered that the students of the college shall acquire therein a practical knowledge of the art of teaching under the instruction and supervision of their proper teachers It shall be lawful for the board of trustees of any college and the board of school directors of any district to enter into an agreement between such board of trustees and board of school directors by which all or part of the pupils of

such school district may be instructed in the training school in such college upon terms mutually agreeable to the board of trustees and the board of school directors concerned It also shall be lawful for the board of trustees of any college and the board of school directors of any district or districts to enter into an agreement upon terms mutually satisfactory in accordance with which all or part of the classes of such district or districts may be available for practice teaching facilities for the students of such college Such actions of the school district or school districts and the boards of trustees of such colleges shall be entered respectively upon the minutes of the respective boards and must be approved by the Superintendent of Public Instruction The board of trustees of any college may provide for the transportation of students of the college to and from the place or places where such practice teaching facilities are available

Section 2007 Examinations Certificates Diplomas The Superintendent of Public Instruction shall prescribe and conduct such examinations of students in the several colleges as he may deem necessary to determine and fix the standards of instruction in and of graduation from any of the curriculums of the colleges Each graduate from a college shall receive such a certificate or diploma as the State Council of Education shall prescribe

Section 2008 Board and Tuition The cost of boarding and tuition shall be fixed by the trustees of the several State Teachers' Colleges with the approval of the Superintendent of Public Instruction No difference in the charge for board and tuition shall be made in favor of any students pursuing similar studies

The tuition of all students at the State Teachers' Colleges who are residents of Pennsylvania and who meet such requirements as the board of presidents of the State Teachers' College may prescribe and who sign an agreement to teach in the public schools of this Commonwealth for not less than two years and who are pursuing therein regular courses for the preparation of teachers shall be paid by the Commonwealth Sufficient appropriations shall be made for this purpose In addition to such appropriations the board of trustees may fix and charge such fees as may be necessary for the proper operation of the college and may refund from their respective advancement funds any advance registration deposits paid by prospective students who are unable to enter college

Section 2009 Vocational Education and Rehabilitation Programs Conversion for Other Purposes etc The trustees of any State Teachers' College with the approval of the Department of Public Instruction and the Governor may cooperate with municipal State Federal and other agencies in vocational education and rehabilitation programs in the furtherance of national defense and post-war activities For such purposes they shall have power to do all things and enter into all agreements necessary to carry out the same including the power to lease the whole or any part of the real property used by such college They also shall have power to convert the whole or any part of one or more of such State Teachers' Colleges for any other State purpose

Section 2010 Vocational Rehabilitation Education of War Veterans and Defense Workers During the emergency brought about by World War II and not later than seven years after the termination of said war as proclaimed by the President of the United States or by concurrent resolution of both houses of Congress the trustees of any State Teachers' College with the approval of the State Council of Education may cooperate with municipal State Federal and other agencies in the vocational rehabilitation education of veterans and of workers employed in defense industries during the present emergency and for such purposes shall have power to do all things and enter into all agreements necessary to carry out the same

Section 2011 Powers of Superintendent of Public Instruction It shall be the duty of the Superintendent of Public Instruction to prescribe all forms and to give all instructions required for carrying into full effect the provisions of this act establishing and regualting the State Teachers' Colleges on all points not herein set forth in detail

Article XXI

School Districts of the First Class

Section 2101 Additional Provisions Subject to the general provisions of this act and in addition to the several provisions regulating the affairs of school districts of the first class as otherwise provided the following additional provisions shall relate to and regulate school districts of the first class

(a) Administration of Schools

Section 2102 Board of Public Education In each school district of the first class the board of school directors herein provided shall be known and designated as "The Board of Public Education" of said district The board of public education in each school district of the first class shall succeed to and shall have and possess all the powers rights and privileges not inconsistent with this act which the present existing board of public education in its respective district now lawfully has

Section 2103 Board of Public Education Additional Duties The duties of the board of public education in districts of the first class in addition to the duties prescribed in this act shall be

- (1) To define the general policies of the school system
- (2) To legislate upon all matters pertaining thereto
- (3) To determine and direct all expenditures for the maintenance and improvement of the school system
- (4) To appoint the officers herein prescribed and define their duties
- (5) To appoint teachers
- (6) To grant and award scholarship on a merit basis
- (7) In general to legislate upon all matters concerning the conduct of the schools subject to the provisions of this act

Section 2104 Superintendents of Schools or Buildings and of Supplies The board of public education in each school district of the first class shall whenever a vacancy in said office shall occur appoint a district superintendent who shall be designated and known as superintendent of schools for a term of not more than six (6) years The board may also appoint a superintendent of buildings and a superintendent of supplies The board shall prescribe the terms and duties and fix the salaries of each of such employees They shall be responsible to the board for the conduct of their respective departments shall make annual reports to the board and shall from time to time submit such plans and suggestions for the improvement of the schools and the school system as they shall deem expedient or as the board of public education may require

The superintendent of buildings shall be an engineer or architect of good standing in his profession The superintendent of buildings and the superintendent of supplies shall each give such security for the faithful performance of the duties of their respective offices as the board of public education shall prescribe

Section 2105 Superintendent of Schools Additional Retirement Allowance When a superintendent of schools in a district of the first class has been employed in the public schools of the Commonwealth for fifteen or more years and is retired from service under the operation of the State School Employees' Retirement System the board of public education may when the superintendent of schools had previously served as a teacher principal or superintendent of schools in public schools in the United States of America outside the Commonwealth provide for the payment to the superintendent of schools annually during his retirement of a sum equal to the difference between his annual retirement allowance based on the service in the public schools of the Commonwealth and according to his optional election at the time of retirement and the annual allowance to which he would have been entitled had he been given credit for his period of service as teacher principal or superintendent of schools both outside and within the Commonwealth A superintendent of schools when thus retired may be designated by the board as superintendent emeritus

Section 2106 Superintendent of Buildings Additional Retirement Allowance When any person occupying the

position of superintendent of buildings in a district of the first class who is under the superannuation retirement age fixed by the statutes governing the State School Employees' Retirement System but who has been employed in the public schools of the Commonwealth continuously for thirty years or more is retired under the operation of that system because of disability the board of public education may provide for the payment of such superintendent of buildings annually during his retirement of a sum equal to the difference between the annual retirement allowance actually paid to him under the State School Employees' Retirement System according to his optional election at the time of retirement and the annual allowance to which he would have been entitled under said system had he served at the salary paid to him at the date of his retirement until superannuation age and then retired under an election to receive his benefits by way of an undiminished superannuation retirement allowance payable to him throughout life

Section 2107 Associate and Assistant District Superintendents Supervision of all matters pertaining to instruction in all the schools under the direction and subject to the approval of the board of public education shall be vested in the superintendent of schools associate superintendents assistant district superintendents and school principals Associate and assistant district superintendents may be appointed by the board of school directors upon the nomination of the superintendent of schools They shall receive such compensation as the board of public education may determine They shall be under the supervision and direction of the superintendent of schools Assistant district superintendents shall be assigned by the superintendent of schools to administrative districts They shall in conjunction with the school principals inquire into and supervise all matters relating to the government courses of study method of teaching discipline and conduct of all schools in their respective districts and shall report the same when required to the superintendent of schools

Section 2108 Qualifications of Principals and Teachers The board of public education in each school district of the first class shall prescribe the mode or modes of determining the qualifications of applicants for positions as principals or teachers in the schools of the district and shall designate the kinds or grades of teachers' certificates which may or shall be used in the district together with the scholastic professional and personal qualifications required for each kind or grade of certificate

No certificate shall be granted to any person who is not of good moral character or to any person who shall not first have presented a certificate from a physician recognized by the board of public education as competent for the purpose setting forth that said applicant is neither mentally nor physically disqualified by reason of tuberculosis or any other chronic or acute physical defect from successfully performing the duties of a teacher

Section 2109 Board of Examiners of Applicants for Positions A board of examiners whose duty it shall be to examine all applicants for places upon any of the eligible lists required by this act from which appointments to serve under the board of public education are made may be constituted by the board The superintendent of schools shall nominate to the board of public education for appointment such number of persons for the board of examiners as the board of public education may authorize The superintendent of schools shall act as chairman of the board of examiners He shall prescribe such examination as upon his recommendation the board of public education may approve or as its rules may direct

Section 2110 Eligible Lists of Persons Qualified to Teach Appointments Eligible lists properly classified containing the names of persons who have received certificates of qualifications to teach and arranged as nearly as possible in the order of rank or standing shall be kept in the office of the superintendent of schools and shall be open to inspection by members of the board of public education associate and district superintendents and principals

Except as superintendent of schools associate superin-

tendent assistant district superintendent director of a special branch or as a principal of a high school junior high school state teachers' college or vocational school no person shall be appointed promoted or transferred to any educational position in the public school system in school districts of the first class whose name does not appear among the three highest names upon the proper eligible list No person holding a position at the time of the passage of this act shall be displaced by the above provisions

Section 2111 Superintendent of Buildings Duties Assistants Plans The superintendent of buildings shall be responsible for the condition and care of all school buildings and premises He may appoint such assistants as the board of public education may authorize and approve Such assistants shall receive such compensation as the board shall determine and shall perform their duties to the satisfaction of the superintendent of buildings All plans for new school construction additions or repairs shall be approved by the superintendent of buildings and shall be submitted to the superintendent of school for criticism before submission to the board of public education for adoption

Section 2112 Janitors The board of public education shall employ janitors for the school buildings of the district and shall fix their salaries The superintendent of buildings shall have the right to recommend the appointment of suitable janitors for all school buildings in the district and the removal of such janitors for proper cause All janitors shall discharge their duties under the direction and to the satisfaction of the superintendent of buildings No janitor now employed shall be displaced by the provisions of this act except for cause

Section 2113 Superintendent of Supplies Duties Assistants The superintendent of supplies shall be the executive agent of the board of public education for the purchase custody and distribution of all supplies needed for the schools under such regulations as the board shall prescribe He may appoint such assistants as the board of public education may authorize and approve Such assistants shall receive such compensation as the board may determine and shall perform their duties to the satisfaction of the superintendent

(b) Fiscal Affairs

Section 2121 City Controller to be Elected School Controller Deputy Controller In each school district of the first class the board of public education therein shall elect the controller of the city comprising such district as school controller for said district for and during his term of office as city controller The school controller of each school district of the first class may recommend to the board of public education for appointment a deputy school controller The board of public education shall appoint as deputy school controller the candidate recommended by the school controller who in case of death resignation or inability of the school controller to act for any cause whatsoever shall have the same powers and shall perform the same duties as imposed by law on the school controller In case the school controller does not recommend to the board of public education for appointment a deputy school controller the board of public education may elect a deputy school controller who shall serve until such time as the school controller recommends to the board of public education the appointment of a deputy school controller The salary of the deputy school controller shall be fixed by the board of public education He shall furnish bond in the sum of ten thousand dollars (\$10,000)

Section 2122 Oath Bond and Compensation of Controller Every person elected as a school controller shall before entering upon such duties of his office take or subscribe to the oath or affirmation herein provided for school directors and shall furnish to the school district in which he is elected a proper bond in the amount of twenty-five thousand dollars (\$25,000) with such surety or sureties as the board of school directors may approve conditioned upon the faithful performance of all duties of his office during his term

The school controller in each district of the first class shall be paid from the funds of the school district an annual salary of four thousand four hundred dollars (\$4,400) payable monthly

Section 2123 Vacancies In case there is a vacancy in the office of school controller by reason of death resignation or otherwise such vacancy shall be filled by the election of the city controller by the board of public education for and during his term of office as city controller

Section 2124 Clerks Stationery etc for Controller and Treasurer The board of public education in school districts of the first class shall appoint upon the recommendation of the school controller and school treasurer respectively such clerks as they deem necessary to assist them in the performance of their duties All such appointments shall be made upon the recommendation of the school controller and school treasurer Their salaries shall be fixed by the board of public education at the time the appointments are made The school controller and school treasurer shall in addition to their salaries be furnished by the school district in which they are elected with necessary stationery and books required by them in the performance of their duties as school controller or school treasurer

Section 2125 School Orders In every school district of the first class the school controller shall approve all proper school orders drawn on the school treasurer before the same are paid He shall not approve any school order issued in violation of any of the provisions of this act

He shall at all times have access to all the accounts books records and papers of the district so far as they relate to the school finances and may require from the board of public education or any person presenting any school order such evidence or information regarding its correctness as he may deem proper

Section 2126 Contracts All contracts made by any school district of the first class shall state therein on what item in the annual estimate of school expenditures the same is based Every contract before becoming valid shall be properly certified by the school controller who shall at the time of so doing charge up the amount of any such contract against the item in the annual estimate on which the same is based No contract shall be certified by the school controller if the amount to become due thereon shall exceed the item of expenditure on which it is based When any such contract shall extend over a period of more than one year the school controller shall charge against the item in the annual estimate of school expenditures on which the same is based only so much as is due and payable on such contract for said year

Section 2127 Payments of Contracts Liability of Controller and his Surety It shall be the duty of each school controller to certify all contracts for the payment of which a sufficient sum has been provided in the annual school estimate as herein provided If any school controller shall certify any contract in excess of the amount of the item of expenditure in the annual estimate made thereof he together with his surety or sureties shall be individually liable on his bond therefor

Section 2128 Estimates of Expenses The annual estimate of expenses made by the board of public education in each school district of the first class at or before the time of assessing and levying the annual school tax shall be certified to the school controller of the district by the secretary of the board The school controller shall in a proper book or books kept for that purpose keep an account with each item of expenditure as therein stated or thereafter changed by the board in the manner herein provided He shall charge up against each item of such estimate all school orders drawn against the same at the time they are approved by him and he shall not permit any such estimate to be overdrawn He shall furnish to the board of public education a monthly statement showing the original amount of each item of such estimate the amount paid out thereon and the balance if any on hand If any item is exhausted he shall promptly notify the board of such fact

Section 2129 Annual Statement of Finances for Past Year The school controller in every school district of the

first class shall on or before the tenth day of January of each year submit to the board of public education therein an annual itemized statement of the finances of the school district for the past year. Such statement shall include all assets of the district and the source from which they were obtained together with the amount of uncollected school taxes stating the amount of delinquent taxes of each year remaining unpaid. The statement shall also set forth the disbursements named in the several items of expenditure as well as the outstanding indebtedness of the district if any together with the rate of interest on the same and when it becomes due. It shall include a statement of the sinking fund of the district if any including the securities therein held by the district. The statement shall also contain such further facts and information as the controller may see proper to report.

Section 2130 Information for Estimates and Tax Levies The school controller shall also furnish annually to the board of public education on or before the first day of November such information as he may think proper or as may be required of him by the board of public education in order to enable it to prepare the annual estimate of expenditures and tax levy for the coming year.

Section 2131 Publication of Annual Financial Statements The annual financial statement or any part thereof furnished by the school controller in any district of the first class to the board of public education may be published by the board of public education in two newspapers designated by the board once a week for three successive weeks beginning the first week after the same has been furnished to it.

Article XXII

Teachers' and Employes' Retirement Funds

Section 2201 Establishment of Funds by Districts The board of school directors of any district is hereby authorized and empowered to establish contribute to and administer as herein provided a teachers' retirement fund. The fund shall consist of all funds available for like purposes in the district at the time of the enactment of this law together with such additions thereto as the board of school directors may from time to time appropriate for that purpose from the funds of the district and such moneys or other property as may be donated bequeathed devised or received from any other source for such purpose.

The board of public education of any district of the first class is hereby authorized and empowered to establish contribute to and administer as herein provided in addition to the foregoing fund an employes' retirement fund. This fund shall consist of all funds available for like purposes in said district at the time of the enactment of this act together with such additions thereto as the board of public education may from time to time appropriate for that purpose from the funds of the district and such real or personal property as may be donated bequeathed devised or received from any other source for such purpose.

Section 2202 Contributions by Employes The board of school directors of any district may provide in the contracts with its teachers principals or supervising officials that they shall contribute a reasonable sum from their salaries each year to said retirement fund. No person shall be required to contribute any part of his salary to any retirement fund unless the same is provided for in the contract by which he is engaged.

The board of public education of any district of the first class may provide in the contracts with its employes that they shall contribute a reasonable sum from their salaries each year to said retirement fund. No employe shall be required to contribute any part of his salary to the retirement fund unless the same is provided for in the agreement by which he is engaged.

Section 2203 Representation of Employes Where the teachers principals or supervising officials of any district contribute to any retirement fund they shall be repre-

sented in making the regulations governing it and in its control and management.

When employes of any school in districts of the first class contribute to a retirement fund they shall be represented in making the regulations governing it and in its control and management.

Section 2204 Retirement Annuities Every teacher principal or supervising official who retires in accordance with the regulations prescribed shall be entitled to such annuity as said regulations provide.

Every employes of any school district of the first class who retires in accordance with the regulations required shall be entitled to such annuity as the regulations provide.

Article XXIII

Public School Libraries

Section 2301 Management and Supervision In each school district of the second third or fourth class in which there now is or hereafter may be a public school library established such library may be under the management and supervision of the board of school directors of such district or a board of seven library trustees as herein provided as the board of school directors may determine.

The board of school directors in any school district where the public school library is under the management and supervision of the board of school directors therein may at any time by resolution adopted by a majority vote of the board place such public school library under the management and supervision of a board of seven library trustees as herein provided.

Section 2302 Board of Library Trustees How Constituted In each school district of the second third or fourth class where the public school library is put under the management and supervision of a board of seven library trustees the board of library trustees shall be constituted as follows: Five library trustees not members of the board of school directors shall be elected by a majority vote of the board of school directors from the school district at large. The five trustees so elected together with the president of the board of school directors and the district superintendent if any or if there is no district superintendent then the vice-president of the board of school directors shall constitute the board of seven library trustees.

Section 2303 Appointments Terms Vacancies Officers The first appointment of five library trustees shall be made for one two three four and five years respectively from the first day of July following. Annually thereafter during the month of June the board shall appoint one member for the term of five years to begin on the first day of July following.

The library trustees shall serve without any compensation. Any vacancy in the board of library trustees shall be filled by the board of school directors for the remainder of the unexpired term.

The board of library trustees shall organize annually on the first Monday in July each year by the election of a president. The secretary of the board of school directors shall be ex-officio secretary of the board of library trustees.

Section 2304 Rules and Regulations Powers and Duties The board of library trustees may subject to the approval of the board of school directors make and enforce such reasonable rules and regulations for its own meetings and for the management and supervision of the public school library as it may deem proper and shall have general charge supervision and management of the public school library in the district purchase the books maps or other matter appoint the librarian and other employes and do all other things necessary for its government preservation and maintenance.

Section 2305 Appropriations Limitation Establishment etc The board of school directors in any school district may annually appropriate for the support and maintenance of any public school library in its district out of its annual school taxes such sums as it may deem proper not exceeding one mill on the dollar of the total valuation of taxable property in the district. Provided That when a library is first established the board of school directors

may provide for the building and establishment of such public library or may provide for the enlargement of any library in like manner as any public school building may be built or enlarged

Section 2306 Payment of Money for Libraries All money paid out on account of any public school library shall be paid by regular school order in like manner as other school funds are paid All accounts or sums paid out on account by any public school library shall be first approved by the board of library trustees if there is such a board

Section 2307 Aid to Individual or Association Library Any board of school directors may by a two-thirds vote join with or aid any individual or association in the maintenance or the establishment and maintenance of a free public non-sectarian library under such written agreement as it may determine whether or not a separate public school library is already maintained in the district Such agreement shall be entered in full in its minutes and shall specify the manner terms and conditions agreed upon for the aiding establishment maintenance or management of such joint library

Section 2308 Donations of Books etc Whenever by subscription or otherwise a collection of books or funds to purchase the same has been obtained for a public school library for any school district or for any school therein it shall be the duty of the board of school directors thereof to provide a suitable place and case or cases for said library No books or other matter shall be put into any public school library by gift or otherwise without the approval of the library trustees or in lieu thereof of the board of school directors

Section 2309 Circulation of Books Branch Libraries The board of school directors or the library trustees with the consent of the board of school directors may circulate part or all of the books and other collections of a public school library among the several schools or may establish branch libraries

Section 2310 Library Hours Use by Residents of Other Districts For the use and convenience of the residents of the district the board of school directors or the library trustees shall provide for keeping public school libraries open at such hours and times throughout the year as they may deem proper The board of school directors of any school district maintaining a public school library may permit the use thereof by the residents of other school districts under such conditions as it may prescribe

Section 2311 Audit of Receipts and Expenditures All receipts and expenditures for any libraries established maintained or assisted as herein provided and all appropriations made by any school district for the establishment maintenance or assistance of any library shall be regularly audited by the auditors of the proper school districts and reports of the same shall be included in the reports of such auditors

Section 2312 Reports to State The librarians or trustees of all public school libraries established or maintained under this act shall make to the State Librarian and to the Superintendent of Public Instruction reports thereof at such times and in such manner as they may request

Section 2313 Joint Action of School Districts Two or more school districts may unite in the establishment or maintenance of a joint public school library or may aid in the support of a library as herein provided subject so far as they are applicable to the provisions herein prescribed for the establishment and maintenance of joint schools Trustees of such library may be appointed either by the school directors of the district or by the joint school committee

Section 2314 Merger of Library Boards on Consolidation of School Districts Discontinuance of Library When two school districts are consolidated and each of such districts maintains a public school library under the management and supervision of a board of library trustees such boards at the time of the consolidation of the school districts shall be merged into one library board The members of such consolidated library board shall continue in office until the expiration of their respective terms and shall have the management and supervision of the libraries of

both such consolidated districts During the month of June succeeding the merger of the boards of library trustees and annually thereafter the school board shall appoint one trustee to serve for a term of five years from the first day of July following his appointment After the merging of any such boards of library trustees the merged board may discontinue any one of the libraries under its supervision

Section 2315 Districts Second Class Library Tax for Support etc of Municipal Library The board of school directors in each school district of the second class shall have power to levy a special library tax annually not exceeding one mill on the assessed value of taxable property in the district and to pay such library tax to the board of library directors for the purpose of assisting in the support maintenance and operation according to the terms of any agreement authorized by law of any free public nonsectarian library which has been established and is being maintained in the municipality in which such school district is located

Article XXIV

Auditing of School Finances

(a) General Provisions

Section 2401 By Whom Audited The finances of every school district in every department thereof together with the accounts of all school treasurers school depositors teachers' retirement funds teachers' institute funds directors association funds sinking funds and other funds belonging to or controlled by the district shall be properly audited as follows

(1) In all school districts of the first class by the school controller

(2) In all school districts of the second third and fourth class except as hereinafter otherwise provided by the controller or auditors of the city borough incorporated town or township in which the whole or the greater or greatest portion of the area of the district is located

(3) When in any school district of the second class the annual expenditures exclusive of moneys received from the sale of bonds exceeds the sum of five hundred thousand dollars (\$500,000) such district may employ a certified public accountant within sixty days from the close of the fiscal year

(4) Any school district of the second third or fourth class may employ a certified public accountant prior to the end of the fiscal year and when so employed such certified public accountant shall audit the finances of such school district for such fiscal year instead of the controller or auditors hereinbefore referred to and shall have all the powers and duties of such auditors

(5) In any school district constituted of two or more municipal divisions by reason of the creation of a new city borough or township and the fact that such new city borough or township or a part of the original school district remaining after its separation would constitute a fourth class school district and the creation of such fourth class school district has not been approved by the State Council of Education the auditors or the controllers of the cities boroughs towns or townships last created and which do not form a separate school district shall meet annually with the auditors of the school district and participate in the audit of the school accounts and such auditors or controllers shall have the same rights and powers as are conferred by this act upon the auditors of school accounts

(6) In all independent school districts by the proper auditors herein provided for school districts of the class in which they belong and where an independent school district of the fourth class is taken from two or more school districts its accounts shall be audited by the auditors of the school district in which its buildings are located

(7) In union school districts the court of common pleas of the county in which the district is located upon petition of the board of school directors of such union school district shall as soon as convenient after the creation of the

district appoint three persons to audit the financial accounts of the district. The auditors so appointed shall on the first Monday of July at the time of organization or within five days thereafter and within thirty days carefully audit and adjust the financial accounts of the school district for the preceding school year. At the first municipal election after a union school district is created there shall be elected three school auditors one for a term of two years one for a term of four years and one for a term of six years and their successors thereafter shall be elected for terms of six years each. The compensation of both the appointed and elected auditors shall be five dollars (\$5) per day for each day necessarily spent by each auditor. The total expense of such auditing including the cost of filing the report advertising and other necessary costs shall be paid by the union school district.

(8) In county vocation school districts by the county auditors or county controller.

(9) The financial accounts of each annual county or district teachers' institute shall be audited by three auditors two to be elected by the teachers' institute and one by the directors' association for a county institute and by the board of school directors for the district institute.

(10) The financial accounts of the directors' association shall be audited by the county auditors or county controller.

Section 2402 Statements of Accounts etc. In order that the aforesaid accounts may be thoroughly and properly audited it shall be the duty of all boards of school directors and their proper officers school depositories county and district superintendents treasurers of directors' associations treasurers of teachers' retirement funds and other proper persons to furnish to such auditors whenever required by them for auditing purposes statements and accounts of all finances of the district of teachers' institutes or directors' associations and other funds belonging to or controlled by the district including assets and liabilities together with access to all books records tax duplicates vouchers school orders payrolls letters and other matters pertaining to the same.

Section 2403 Subpoenas Administering Oaths Perjury. The several auditors herein provided shall have power and are hereby authorized to issue subpoenas to compel the attendance of school officers or other persons whom they may deem necessary to examine as witnesses and to compel the production of all books records vouchers letters and papers relating to any accounts being audited by them.

The auditors shall have power to administer oaths or affirmations to all persons appearing before them as witnesses and any person guilty of testifying falsely in any such examination shall be guilty of perjury and be liable for and subject to all the penalties provided therefor.

Section 2404 Disobedience to Subpoena Contempt. In case of disobedience to a subpoena to appear and testify or to produce any papers books records letters or other written or printed matter as required by the provisions of this act the Superintendent of Public Instruction school controllers or auditors as the case may be may invoke the aid of the court of common pleas of the county within whose jurisdiction such hearing is held or accounts are being audited to compel compliance with the same. Any such court in case of contumacy or refusal to obey a subpoena may issue its orders to such person so refusing to appear and testify or to produce books papers vouchers or other written or printed matter. Any failure to obey such order of court may be punished by the court as contempt thereof.

Section 2405 Witness Fees. Every witness attending before any auditors in any school district shall receive out of the funds of the district to be paid by a proper order drawn on the school treasurer the same witness fees and mileage as a witness is allowed in the court of common pleas of the county in which such district is located.

Section 2406 Audits Surcharges Examination of Official Bonds. The auditors herein provided to audit the finances of school districts of the second third and fourth class

shall carefully inspect every school order issued for the payment of money by the board of school directors and the accounts of each official or person whose accounts are to be audited in the district for which they are acting as auditors during the period of time covered by their audit. Any school order issued in any other manner or for any other purpose than herein authorized shall if paid be disallowed by the auditors and charged against the person or persons voting for or approving the same. All such orders disallowed shall be set forth in the report to be made by the several auditors as herein provided together with such other sum or sums as should be properly charged against any person or persons. Such auditors shall also examine and report to the proper boards of school directors upon the sufficiency and the security of the bonds of the officers employes and appointees of the boards of school directors and of the school depositories.

Section 2407 Notice of Surcharges. In all school districts of the second third and fourth class when any sum is charged against any person such person shall be notified by the auditors at or before the time of filing their report by mail or otherwise of such fact setting forth the amount charged against him.

Section 2408 Copies of Reports. In all school districts of the second third and fourth class the auditor's report of the finances of the district for the preceding year as made by the auditors herein provided shall be filed with the board of school directors and entered on the minutes of the board by the secretary thereof. In all school districts under the direction of a county superintendent the auditor's report shall be inspected by the county board of school directors and shall be signed and forwarded to the Department of Public Instruction by the county superintendent. In addition to all copies now required by law a copy of such report shall be filed with the county board of school directors which copy shall be retained by the board.

Section 2409 Employment of Attorneys. In all school districts where the accounts are audited by borough or township auditors the auditors may employ an attorney whenever the same is deemed advisable. The compensation of such attorney shall be fixed by the auditors and shall not exceed the sum payable to one auditor for the making of the annual audit unless additional compensation shall be specially allowed by a court of record in connection with any proceeding before such court and shall be payable by the school district out of the general fund of the district.

Section 2410 Investigation of Financial Records by Superintendent of Public Instruction. The Superintendent of Public Instruction may investigate the financial records of any school district in person or by his authorized representative.

For the purpose of such investigation the same duties are imposed upon all boards of school directors their members their officers agents and employes as are imposed by this act with respect to the audit of the accounts of school districts and the officers thereof and the same powers are conferred upon the Superintendent of Public Instruction or his authorized representative as are conferred by this act upon school auditors in auditing the finances of school districts.

(b) School Districts of the First Class

Section 2421 Duties of Controller. The school controller herein provided in each school district of the first class shall properly audit the finances of the school district including the accounts of the receiver of school taxes school treasurer or other proper authority collecting school taxes school depositories and all other funds under the control of the board of public education.

The school controller shall at the end of each school year certify to the board of public education that he has audited the several accounts above state and shall report to it the result of such audit.

(c) School Districts of The Second and Third Class

Section 2431 Time of Audit Filing of Copies. In every school district of the second and third class the proper

auditors herein provided to audit the finances of the school district shall begin their duties on the first Monday in July each year and promptly within thirty days audit the accounts of the school district for which they were appointed including the accounts of the treasurer the school depositories and other school funds for the preceding fiscal year in the manner herein provided On the completion of the audit they shall correct copies thereof which shall contain an itemized statement of all receipts expenditures and credits whatsoever of school officials and the assets and liabilities of the district One copy shall be filed with the board of school directors of the district one copy in the court of common pleas of the county in which the district is located and except in school districts of the third class under the supervision of the county superintendent of schools one copy in the Department of Public Instruction by mailing the same sealed stamped and addressed to the Superintendent of Public Instruction Harrisburg Pennsylvania by registered mail with return registry receipt requested In districts of the third class under the supervision of the county superintendent of schools two copies shall be transmitted to the county superintendent who shall forward one of such copies to the Superintendent of Public Instruction Harrisburg Pennsylvania

Section 2432 Notice of Audit The prothonotary of the court in which the auditors' report is filed shall advertise a concise summary or statement thereof including the assets and liabilities of the district in one newspaper published or generally circulated in such district once a week for three successive weeks beginning within a week after the filing of such report Such notice shall call attention to the fact that the report was filed on a date therein stated and give notice that the same will be confirmed absolutely unless an appeal is taken therefrom within thirty days after the filing thereof

Section 2433 Compensation of Auditors (a) In school districts of the second class the compensation for auditors shall together with suitable allowances for qualified assistants and for the other necessary expenses be fixed by the board of school directors of the district on application from time to time made by the auditors with itemized statements of services assistants and other necessary expenses

(b) In school districts of the third class the compensation for auditors shall be five dollars (\$5) per days for each day necessarily spent by each auditor except in the case of a certified public accountant employed to act as auditor in which event the compensation shall be fixed by the board of directors of the district

(c) In school districts of the second and third class the compensation of any certified public accountant employed to act as auditor shall be fixed by the directors of such district and paid by the district

(d) In school districts of the second and third class where the accounts are audited by the controller of the municipality in which the whole or the greater or greatest portion of the area of each such district shall be located the compensation of the controller shall be fixed by the directors of such district and paid by said district

(e) The total expense of auditing including the cost of filing the report advertising and other necessary costs shall be paid by the school district

(d) School Districts of the Fourth Class

Section 2441 Time of Audit Filing Copies Publication In every school district of the fourth class the auditors shall meet annually with the board of school directors on the first Monday of July at the time of organization or within five days thereafter and within thirty days carefully audit and adjust the financial accounts of the school district for the preceding school year Provided That the meeting of the auditors with the board of school directors shall not be held on the Fourth of July At the completion of the audit they shall make a careful statement in duplicate of the finances of the district for the preceding year setting forth the assets and liabilities and an itemized statement of all receipts expenditures and credits whatsoever of all school officials and including therein any sums

that have been charged against any person or persons One copy of such annual statement shall be filed by the auditors with the secretary of the board of school directors and one in the court of common pleas of the county in which such district or the greater or greatest part thereof in area shall be located A summary thereof including the assets and liabilities of the school district shall be published in a newspaper having general circulation in the district once a week for three successive weeks beginning the first week after filing the same or be promptly posted by not less than six copies in as many places in the district The auditors shall also file two copies of their report with the county superintendent of schools who shall forward one of such copies to the Department of Public Instruction

Section 2442 Notice of Audit Districts not Electing Auditors In school districts of the fourth class that do not elect auditors the prothonotary of the court in which the auditors' report is filed shall advertise a concise summary or statement thereof including the assets and liabilities of the district in one newspaper published or generally circulated in such district once a week for three successive weeks beginning within a week after the filing of such report Such notice shall call attention to the fact that the report was filed on a date therein stated and give notice that the same will be confirmed absolutely unless an appeal is taken therefrom within thirty days after the filing thereof

Section 2443 Compensation of Auditors The auditors herein required to audit the accounts of a school district of the fourth class shall be allowed for their services five dollars (\$5) per day for each day necessarily spent by each of them in the performance of his duty which together with the cost of advertising their report shall be paid by the school district

(e) Appeals From Audits Districts Second Third and Fourth Class

Section 2451 Who May Appeal Conditions The Commonwealth the school district of the second third or fourth class or any taxpayer thereof on behalf of said Commonwealth district or any person or persons against whom any sum has been charged in any report filed by the auditors of such school district may appeal from the auditor's report Such appeal shall be taken to the court of common pleas of the proper county by the Commonwealth within ninety (90) days after said report is filed in the Department of Public Instruction and by all other appellants within forty-five (45) days after said report is filed in the court of common pleas Any taxpayer taking or intervening in an appeal shall file in said court of common pleas a bond with one or more sufficient sureties conditioned that the party appealing will prosecute said appeal with effect and that said party will indemnify and save harmless said district from all costs that may accrue upon said appeal or by reason of such intervention subsequently thereto When any person or persons charged with any sum of money in any such report of auditors shall appeal therefrom such person or persons shall file in said court a bond with one or more sufficient sureties conditioned to prosecute the appeal with effect and to pay all costs accruing thereupon if the final decision obtained shall not be more favorable to him than the report appealed from

Section 2452 Accounts Investigated De Novo Burden of Proof Single Proceeding In any proceeding in the court of common pleas upon an appeal from a report of auditors of any school district of the second third or fourth class the accounts of the officer or officers in question may be investigated de novo but the figures and facts found and stated by the auditors in their report on audit shall be taken as prima facie correct as against any such officer and the burden shall be upon each officer whose accounts are in question of establishing the credits to which he shall be entitled

When more than one appeal from a report of auditors has been taken whether by the Commonwealth the school district an officer or officers thereof or by a taxpayer or any or all of them the court of common pleas shall upon petition of any party interested direct the several appeals to be disposed of in a single proceeding

Section 2453 Procedure Jury Trials Appeals to Appellate Courts When an appeal is taken the appeal may be placed upon the argument list by direction of any party interested by intervention or otherwise Depositions of witnesses and other evidence to be used at the argument may be taken on behalf of any party before any person competent to administer an oath upon rule for that purpose served upon the opposite party or such party's counsel After hearing argument the court shall file its finding of fact and conclusions of law and enter judgment in accordance therewith If after argument the court shall deem any question or questions of fact so doubtful under the evidence submitted as to render it desirable that an issue be directed as to such question or questions to be tried by a jury the court may direct such an issue Appeals may be taken by any person interested to the Superior or Supreme Court from any such judgment of the court of common pleas in the same way that appeals are now authorized by law to be taken from rulings or decisions of the court of common pleas made in appeals from settlements or reports of county borough or township auditors

Section 2454 Judgment Enforcement Rights of Taxpayers If any sum shall be found by the court to be chargeable to any person whose accounts are involved in any appeal the prothonotary shall enter judgment for said sum in favor of the district and against the person charged The Commonwealth school district or appealing or intervening taxpayer may cause said judgment to be collected from the person charged or his sureties for the benefit of said district by any appropriate method executionary or otherwise Any such taxpayer may defend the district in any appeal taken by any person charged by the report of auditors as fully and effectively in both instances as the officers of the district might do When any taxpayer has intervened or when an appeal has been taken by any taxpayer the officers of the school district shall not make settlement with any person or persons charged with any sum or sums or whose accounts shall be involved in any appeal without the consent of such taxpayer

Section 2455 Surcharges Judgments Enforcement If in any report filed by the auditors of any school district of the second third or fourth class there has been any sum charged against any person or persons the amount charged against such person or persons shall in the absence of an appeal by such person or persons within the time prescribed by this act become a judgment and shall be entered by the prothonotary in favor of the school district against the person or persons charged therewith Such judgment shall be collected from such person or persons or his or their sureties by the school district for its use and benefit Any taxpayer of such district may on its behalf proceed to enforce collection of such judgment for the school district by any appropriate proceeding executionary or otherwise upon filing bond with sufficient surety or sureties conditioned to indemnify and save harmless the school district from any costs accruing by reason of such proceeding

(f) Accounts of Teachers' Institutes and School Directors' Associations

Section 2461 Teachers' Institutes The accounts of every annual county or district teacher's institute as submitted by the superintendent holding the same shall within thirty days after the same is held be properly audited by the auditors herein provided and a report thereof made to the next annual county or district institute A copy of the audit of each annual county institute shall be filed with the secretary of the proper county school directors' association A copy of the report of the audit of each annual district institute shall be filed with the secretary of the board of school directors of the district in which it was held

Section 2462 School Directors' Association The account of the treasurer of each county school directors' association as filed with the county treasurer shall be properly audited by the county auditors or county controller at the time and in the same manner as the county treasurer's accounts are audited A report thereof shall be included

in the report made by the county auditors or county controller to the court

Article XXV

Reimbursements by Commonwealth and Between School Districts

(a) Definitions

Section 2501 Definitions For the purposes of this article the following terms shall have the following meanings

(1) "District Pupils" of a school district shall designate all pupils enrolled in the public schools of the Commonwealth and of adjacent states who are residents of a given school district except those pupils who are enrolled in the public schools maintained by the vocational school district the territorial limits of which include the school district "District Pupils" of a vocational school district shall designate all pupils enrolled in the public schools maintained by the vocational school district who are residents of the district

(2) "District Teaching Units" A district's number of teaching units shall be obtained as follows (i) divide by twenty-two (22) the number of district pupils in average daily membership in a public high school (ii) divide by thirty (30) the number of district pupils in average membership in a public elementary school and (iii) add the quotients obtained under (i) and (ii) above

(3) "Average Daily Membership" shall be computed in accordance with the rules of procedure as established by the Department of Public Instruction for the school term of 1944-1945

(4) "Minimum Subsidy" shall designate the minimum amount per teaching unit payable by the Commonwealth to any school district or vocational school district under the provisions of this act the minimum subsidy shall be eight hundred dollars (\$800)

(5) "Maximum Subsidy" shall designate the maximum amount per teaching unit which may be payable by the Commonwealth to any one school district or vocational school district under the provisions of this act The maximum subsidy shall be For the school year 1948-1949 two thousand four hundred dollars (\$2400) for the school year 1949-1950 two thousand five hundred dollars (\$2500) and for each school year thereafter two thousand six hundred dollars (\$2600)

(6) "Standard Reimbursement Fraction" School districts' or vocational school districts' standard reimbursement fraction shall be computed annually in the month of December by the Department of Public Instruction

In the case of a school district its standard reimbursement fraction shall be computed for the school year 1948-1949 by subtracting from two thousand four hundred dollars (\$2400) an amount determined by multiplying the school district's assessed valuation per district teaching unit by six-one thousandths (.006) and dividing the difference so obtained by two thousand four hundred dollars (\$2400) for the school year 1949-1950 by subtracting from two thousand five hundred dollars (\$2500) an amount determined by multiplying the school district's assessed valuation per district teaching unit by six-one thousandths (.006) and dividing the difference so obtained by two thousand five hundred dollars (\$2500) and for every school year thereafter by subtracting from two thousand six hundred dollars (\$2600) an amount determined by multiplying the school district's assessed valuation per district teaching unit by six-one thousandths (.006) and dividing the difference so obtained by two thousand six hundred dollars (\$2600)

Until such time as valuations are furnished by the State Tax Equalization Board a school district's assessed valuation to be used for purposes of computing the standard reimbursement fraction shall be the assessed valuation of the district's taxable real property as determined for the preceding year for county tax purposes Provided That if the assessed valuation as determined for county purposes does not adequately represent the market values of the taxable property the State Council of Education may ascertain such market values and base the reimbursement

to any one school district upon the market values ascertained by the State Council of Education When valuations are furnished by the State Tax Equalization Board each district's assessed valuation to be used for purposes of computing its standard reimbursement fraction shall be the valuation placed upon its taxable real property by the State Tax Equalization Board

In the case of a vocational school district its standard reimbursement fraction shall be computed for the school year 1948-1949 by subtracting from two thousand four hundred dollars (\$2400) an amount determined by multiplying the assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand four hundred dollars (\$2400) for the school year 1949-1950 by subtracting from two thousand five hundred dollars (\$2500) an amount determined by multiplying the school district's assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand five hundred dollars (\$2500) and for every school year thereafter by subtracting from two thousand six hundred dollars (\$2600) an amount determined by multiplying the school district's assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand six hundred dollars (\$2600)

A school district's or vocational school district's number of district teaching units for purposes of determination of the standard reimbursement fraction shall be obtained as follows (i) divide by twenty-two (22) the number of district pupils in average daily membership in a public high school during the preceding school term (ii) divide by thirty (30) the number of district pupils in average daily membership in a public elementary school during the preceding school term and (iii) add the quotients obtained under (i) (ii) above except when the pupil-teacher ratio exceeds thirty-three (33) in which case the sum obtained under (i) and (ii) above shall be multiplied by thirty-three (33) and the product so obtained shall be divided by the pupil-teacher ratio of the district No school district or vocational school district shall be credited with less than one teaching unit or be assigned a reimbursement fraction lower in value than the minimum subsidy divided by the maximum subsidy All one-room schools operated in accordance with the provisions of this act shall if their operation is approved by the State Council of Education be credited with at least one teaching unit The State Council of Education shall withhold its approval of any one-room one teacher school unless (i) topography distance or condition of roads are such as to make transportation of pupils impractical or (ii) it is impossible to accommodate pupils in existing graded schools in the district or other districts or (iii) the district is financially unable to construct a consolidated school

(b) Instruction

Section 2502 Payments on Account of Instruction Every school district and every vocational school district shall be paid by the Commonwealth for the school year 1948-1949 on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's public schools and joint elementary schools by two thousand four hundred dollars (\$2400) and by the district's standard reimbursement fraction

Every school district and every vocational school district shall be paid by the Commonwealth for school year 1949-1950 on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's public schools and joint elementary schools by two thousand five hundred dollars (\$2500) and by the district's standard reimbursement fraction

Every school district and every vocational school district shall be paid by the Commonwealth for the school year 1950-1951 and for every school year thereafter on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's public schools and joint elementary schools by two thousand six hundred dollars (\$2600) and by the district's standard reimbursement fraction

Notwithstanding the foregoing provisions of this section when because of sparsity of population road or climatic conditions or lack of other available high school facilities the State Council of Education has approved the continued operation of a small high school the district shall receive an amount based on a number of teaching units equal to the number of teachers approved by the State Council of Education as being required to provide a satisfactory educational program in such school provided that the number of teachers employed is not less than the number approved

For no year shall any school district or vocational school district receive less than the minimum subsidy per teaching unit

Section 2503 Payments on Account of Tuition Each school district regardless of classification sending pupils to another school district or vocational school district or to a joint high school approved by the Department of Public Instruction shall be paid by the Commonwealth for every school year on account of tuition an amount to be determined by multiplying the sum of "overhead cost per pupil" and "instruction cost per elementary pupil" or "instruction cost per high school pupil" as the case may be as defined in section two thousand five hundred sixty-one of this act or in the case of district pupils attending a school not located in this Commonwealth on the basis of a reasonable tuition charge per pupil to be determined by the Superintendent of Public Instruction (i) by the number of district pupils sent to schools of other districts or to a joint school and (ii) by the district's standard reimbursement fraction and (iii) by seventy-five-one-hundredths (.75) and (iv) subtracting from the amount so obtained the per pupil State appropriation paid to the district where the pupil attends school multiplied by the number of pupils

Section 2504 Payments on Account of Vocational Curricula Every school district and every vocational school district regardless of the classification shall be paid by the Commonwealth for every school year the sum of thirty-five dollars (\$35) in vocational agriculture and vocational industrial education twenty dollars (\$20) in vocational home economics education and fifty dollars (\$50) in vocational distributive education per pupils in average daily membership in vocational curriculum approved by the Superintendent of Public Instruction.

Section 2505 Payments on Account of School Nurses Every school district and every vocational school district shall be paid by the Commonwealth for every school year on account of the employment of properly certificated school nurses an amount equal to one reimbursement unit for each nurse having the care of fifteen hundred or more pupils in average daily membership in the districts' public schools and for each nurse having the care of less than fifteen hundred such pupils the fractional part of one reimbursement unit equal to the number of such pupils under her care divided by fifteen hundred The reimbursement provided for by this section shall be paid by the Department of Health out of any money appropriated to said department for administering the provisions of Article fourteen of this act

Section 2506 Payments on Account of Approved Travel Every school district and every vocational school district regardless of classification shall be paid by the Commonwealth for every school year on account of approved traveling expenses in the discharge of teaching and supervisory responsibilities of teachers coordinators supervisors and directors in vocational education eighty per centum (80%) of the sum expended by the school district for such approved travel

Section 2507 Payments on Account of Approved Vocational Extension Classes Every school district and every vocational school district regardless of classification shall be paid by the Commonwealth for every school term on account of approved vocational extension classes at the rate of two dollars (\$2) per hour of instruction approved by the Superintendent of Public Instruction

Section 2508 Distribution of Federal Funds for Vocational Education In the event that the Congress of the United States provides additional funds for vocational education the State Board for Vocational Education shall have authority to establish rules and regulations governing the administration and distribution of such funds

Section 2509 Payments on Account of Courses for Handicapped Children Every school district regardless of classification shall be paid by the Commonwealth for every school term the sum of twenty dollars (\$20) per pupil in average daily membership in a course or courses for mentally handicapped children and the sum of thirty dollars (\$30) per pupil in average daily membership in a course or courses for physically handicapped children approved by the Superintendent of Public Instruction

Section 2510 Payments on Account of Extension Classes and Instruction of Home Bound Children Every school district regardless of classification shall be paid by the Commonwealth for every school term on account of approved extension classes and the instruction of home bound children and amount determined by multiplying the mandated minimum salaries of instructional employees conducting such classes and instructing home bound children by the district's standard reimbursement fraction

Section 2511 Payments on Account of Closed Schools Every school district of the fourth class and every school district of the third class which is in or coterminous with a township shall be paid by the Commonwealth for every school term on account of closed schools the sum of two hundred dollars (\$200) for each school permanently closed or discontinued in the district since one thousand nine hundred eleven (1911) or which may hereafter be permanently closed or discontinued or which was heretofore permanently closed or discontinued under the provisions of the act approved the twenty-fifth day of April one thousand nine hundred one (P L 105) entitled "An act to provide for the centralization of township schools and to provide high schools for townships"

Section 2512 Certificates of Attendance Data On or before the first day of July of every year each school district and each vocational school district shall file a certificate with the Superintendent of Public Instruction in such form as he may prescribe and on blanks to be furnished by him showing attendance data for all pupils during the preceding school term classified into such groups as the Superintendent of Public Instruction shall direct together with such other information as the Superintendent of Public Instruction shall require in order to enable him to properly administer the provisions of this act relating to reimbursements by the Commonwealth

Section 2513 Certificates of Teacher Data On or before the first day of November of each year each school district of the first and second class and each school district of the third class having a district superintendent shall file a certificate with the Superintendent of Public Instruction in such form as he may prescribe and on blanks to be furnished by him showing the number of full-time teachers supervisors principals and other full-time members of the teaching and supervisory staffs the number thereof employed in elementary schools and the number employed respectively in three (3) and four (4) year junior high schools the certificates held by each and the compensation paid each for the current school year and showing further the number of part-time teachers supervisors and principals employed in extension schools and classes established as herein provided the certificates held by each and the compensation paid each during the preceding school year On or before the first day of October of each year each school district of the third class not having a district superintendent and each school district of the fourth class and each vocational school dis-

trict shall forward such a certificate to the county superintendent and if approved by him the county superintendent shall forward the same to the Superintendent of Public Instruction on or before the first day of November of each year

Section 2514 Certificates of Assessed Valuation On or before the first day of July of every year the board of revision of taxes of counties of the first class the board of property assessment appeals and review of counties of the second class the board for the assessment and revision of taxes of counties of the third class and the county commissioners of all other counties shall file a certificate with the Superintendent of Public Instruction in such form as he may prescribe and on blanks to be furnished by him showing the assessed valuation of all real property in each school district in the county on which the taxes for the then current year are levied

Section 2515 Ascertainment of Amounts Required Apportionment The Superintendent of Public Instruction shall ascertain and determine the amounts of funds required to meet each of the four payments to school districts and vocational school districts which become due and payable within each fiscal biennium on the data and material contained in the certificates which school districts and vocational school districts are required to file with the superintendent immediately preceding the beginning of each biennium The superintendent shall apportion and allot the same to and among the respective districts The amount paid to any district within any biennium shall be computed on the data and information contained in the certificates required to be filed each year as herein provided When valuations are furnished by the State Tax Equalization Board each district's assessed valuation to be used for purposes of computing its standard reimbursement fraction shall be the valuation placed upon its taxable real property by the State Tax Equalization Board In no case shall the amount paid to any district exceed the amounts computed on such data

Section 2516 Certification of Amounts When the amount payable to each district has been ascertained and determined by the Superintendent of Public Instruction he shall certify the same to the State Treasurer and Auditor General who shall place the accounts to the credit of the respective districts The Superintendent of Public Instruction shall transmit to each county and district superintendent a statement showing the amount which has been apportioned and allotted to each school district and vocational school district under the supervision of such county or district superintendent

Section 2517 Semi-annual Payments The amount apportioned and allotted to each school district or vocational school district shall be divided into equal semi-annual installments and the Superintendent of Public Instruction shall draw his requisition semi-annually upon the State Treasurer in favor of each district for the amount to which it is entitled Payment thereof shall be made to fourth class school districts and to vocational school districts during the months of March and October of each year and to first second and third class districts during the months of April and November of each year

Section 2518 Forfeitures for Employing Certain Teacher In the event that hereafter any school district for a period of two successive years employs the same teacher who holds only an emergency certificate for any grade or subject which he teaches or for a period of two successive years employs in the same position teachers who hold only an emergency certificate for any grades or subject which they teach such school district shall forfeit the sum of three hundred dollars (\$300) for each teacher so employed or for each position so filled Any school district that employs any teacher who does not hold any form of teacher certification to teach in the public schools of this Commonwealth shall forfeit one reimbursement unit for each such teacher employed The Superintendent of Public Instruction shall in either event deduct such sum or sums from the amount of the Commonwealth appropriation otherwise due such district under the provisions of this act

Section 2519 Withholding Payments for Failure to Pay Minimum Salaries and Increments The Superintendent of Public Instruction may refuse to authorize the payment of any amount payable to any school district or vocational school district for any school year which school district or vocational school district shall at any time fail or refuse to pay to the members of its teaching and supervisory staff the full amount of the minimum salaries and increments required by law He may continue to withhold such requisitions until provision has been made by the school district or vocational school district for the payment of such minimum salaries and increments

Section 2520 Payments on Account of Increase in Number of Pupils Additional Closed Schools In addition to the payments herein provided on account of the instruction of district pupils and on account of schools permanently closed or discontinued in any district each district shall receive its several apportionments as herein provided that shall have become due by reason of increase in the number of district pupils subsequent to the certificate to the Superintendent of Public Instruction immediately previous to the beginning of the fiscal biennium and its apportionment as herein provided for additional schools permanently closed or discontinued subsequent to such certificate Such payments shall be made after certificate to the Superintendent of Public Instruction in the biennium year in addition to the last quarterly payment of the biennium as herein before provided

Section 2521 Errors in Certificates If any error in any certificate shall occur whereby a school district would receive more or less of the State appropriation than is justly due to such district the county or district superintendent shall have authority and hereby is required to forward immediately to the Superintendent of Public Instruction a correct certification and the Superintendent of Public Instruction shall thereupon make it the basis of the appropriation due said district

Section 2522 Payments to School Treasurer Use The annual State appropriation apportioned and distributed by the Superintendent of Public Instruction to any school district shall be paid to the school treasurer of the district and shall be used by the district through its board of school directors for the use of the district for the purposes mentioned in this act

Section 2523 School Closed on Account of Contagious Disease etc When any board of school directors is compelled to close any school or schools on account of any contagious disease the destruction or damage of a school building by fire or otherwise and therefor is unable to keep such school or schools open for the minimum term required by this act the Superintendent of Public Instruction may pay to such school district any or all of its share of the annual State appropriation as he deems proper

Section 2524 Penalty for Falsifying Reimbursement Reports Any officer of any school district who knowingly falsifies any report or certificate required to be made for the purpose of obtaining any reimbursement under the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than three hundred dollars (\$300) nor more than one thousand (\$1000) or undergo imprisonment for a term of not less than one (1) month nor more than six (6) months or both in the discretion of the court

(c) Pupil Transportation

Section 2541 Payments on Account of Pupil Transportation School districts shall be paid by the Commonwealth for every school year on account of pupil transportation which and the means and contracts providing for which have been approved by the Department of Public Instruction in the cases hereinafter enumerated an amount to be determined by multiplying the cost of approved reimbursable pupil transportation incurred by the district by the district standard reimbursement fraction In addition thereto the Commonwealth shall pay to

school districts which own their own vehicles an annual depreciation charge of ten per centum (10%) to be calculated on the basis of the certified cost at which the district acquired the vehicle for which depreciation is claimed

Such payments for pupil transportation shall be made in the following cases

(1) To school districts of the fourth class and districts of the third class which are located wholly within the boundary lines of a township for the transportation of elementary school pupils residing within any part of the district last served by any elementary school closed since the first Monday of July one thousand nine hundred seven or within a district all of whose schools have been closed or who are assigned to a training school of a State teachers' college and in each case who reside one and one-half (1½) miles or more from the school to which they are assigned

(2) To school districts of the fourth class and districts of the third class which are located wholly within the boundary lines of a township for the transportation of any child living more than two (2) miles by the nearest public highway from the nearest school in session

(3) To all school districts for the transportation of physically or mentally handicapped children regularly enrolled in special classes approved by the Department of Public Instruction or enrolled in a regular class in which approved educational provisions are made for them

(4) To all school districts for pupils transported to and from approved consolidated elementary schools or approved consolidated junior high schools or approved joint consolidated schools or approved vocational district schools

Section 2542 Board and Lodging in Lieu of Transportation In any case where the Commonwealth is required to reimburse any school district on account of pupil transportation and the school district in lieu of such transportation is authorized to and does pay for suitable board and lodging for any pupil the Commonwealth shall pay to the school district an amount to be determined by multiplying the cost of such board and lodging by the district's standard reimbursement fraction Provided That in no case shall the Commonwealth's share of the cost exceed one dollar (\$1) per day per pupil for the actual number of days such pupil is in attendance at school not exceeding five (5) days in any one week

Section 2543 Sworn Statement of Amount Expended for Reimbursable Transportation Payment Withholding On or before the first day of July of each year each school district entitled to reimbursement on account of pupil transportation shall present to the Superintendent of Public Instruction in such form as he may prescribe and on blanks to be furnished by him in sworn statement of the amount expended during the previous school year for reimbursable transportation of pupils to and from school and any amount expended during the previous school year for board and lodging in lieu of reimbursable transportation On the basis of such statement the Superintendent of Public Instruction shall by requisition upon the State Treasurer pay during the month of September to such school district such reimbursement for the previous school year as is provided for in this act The State Council of Education may for cause specified by its direct the withholding of such reimbursement in any given case permanently or until the school district has complied with the law or regulations of the State Council of Education

(d) All Appropriations

Section 2551 Unused Appropriations At the end of any year any balance of the State appropriation remaining on hand through forfeiture or otherwise shall be added to the State appropriation made up for the ensuing year

Section 2552 Withholding State Appropriations It shall be the duty of the Superintendent of Public Instruction to withhold the payment of all money due any school district out of any appropriation made by the Commonwealth for any purpose until all reports required by law and due at such time have been filed either with the Department of Public Instruction or other proper authority whether or not such reports have any bearing on the right to such payment At his discretion he may in like manner with-

hold any or all appropriations from any district failing or refusing to comply with the laws and regulations of any department of the government of this Commonwealth for preserving the health or safety of pupils enrolled in the public schools

(e) Reimbursements Between School Districts

Section 2561 Tuition Charges for Pupils of Other Districts A school district or vocational school district receiving elementary or high school pupils who are residents of another school district or another vocational school district shall compute the tuition charges as follows

(1) General Add the salaries of secretaries treasurers auditors superintendents the cost of library books the salaries of librarians lectures health medical nurse and dental services the wages of janitors and other comparable employes the cost of fuel water light and power the cost of maintenance of school plant including ordinary repairs but not including alterations or remodeling the cost of attendance at teachers' institutes and the district's contribution to the retirement fund on behalf of the above listed employes and divide the sum so obtained by the total number of pupils in average daily membership in the receiving district's public schools The quotient so obtained shall be designated the "overhead cost per pupil"

(2) Elementary Tuition Charge Add the salaries of supervisors principals clerks assistants and teachers employed in the receiving district's elementary schools the district's contribution to the retirement fund on behalf of teachers supervisors and principals employed in the district's elementary schools the cost of text books and supplies of the second class used in the district's elementary schools and divide the sum so obtained by the total number of pupils in average daily membership in the receiving district's elementary schools The quotient so obtained shall be designated as the "instruction cost per elementary pupil" Add to the instruction cost per elementary pupil the overhead cost per pupil and a rental charge of eight dollars (\$8) per pupil for the use of the receiving district's school plant Deduct from the amount so obtained the per pupil State appropriation on account of elementary school teaching units The cost so determined shall be the "tuition charge per elementary pupil"

(3) High School Tuition Charge Add the salaries of supervisors principals clerks assistants and teachers employed in the receiving district's high school the district's contribution to the retirement fund on behalf of teachers supervisors and principals employed in the district's high schools the cost of text books and supplies of the second class used in the district's high school and divide the sum so obtained by the total number of pupils in average daily membership in the receiving districts high schools The quotient so obtained shall be designated as the "instruction cost per high school pupil" Add to the instruction cost per high school pupil the overhead cost per pupil and a rental charge of ten dollars (\$10) per pupil for the use of the receiving district's school plant Deduct from the amount so obtained the per pupil State appropriation on account of high school teaching units The cost so determined shall be the "tuition charge per high school pupil"

Section 2562 Payments by Districts for Pupils Attending in Other Districts For each elementary or high school pupil attending a public school of another district the receiving district shall bill the sending district and the sending district shall pay the amount of the tuition charge per elementary pupil or the tuition charge per high school pupil as the case may be In the case of pupils attending the receiving district's public schools for less than a full school term the tuition charge per elementary or high school pupil shall be prorated by reference to the period of time over which such pupils actually attended the receiving district's schools

Section 2563 Certification of Pupils Admitted from Other Districts Monthly Payments The board of school directors in any school district or the board of directors

of vocational schools in any vocational school district maintaining an elementary school or a high school which is attended by any pupils residing in another district shall upon admission of such pupils properly certify to the board of school directors of the school district in which such pupils reside the names of all such pupils and whether they are attending an elementary school or a high school together with a statement of the tuition charge per elementary pupil and the tuition charge per high school pupil All such tuition charges shall be paid monthly to the school district or the vocational school district maintaining such elementary school or high school by the school district to which the same was certified

Section 2564 Deductions from State Appropriations If any school district wherein a pupil resides who is entitled by law to attend an elementary school or a high school in another district neglects or refuses to pay any such tuition charge the Superintendent of Public Instruction is authorized to deduct from any moneys due any such district out of State appropriation the amount due from such district to the district where the pupil attends and pay over said sum to the district entitled thereto

Article XXVI

State School Fund

Section 2601 How Constituted All escheated estates in this Commonwealth and all other property or money which shall in any way accrue to such fund whether by devise gift or otherwise shall belong to and constitute a fund to be known and designated as "The State School Fund of Pennsylvania" which is to be maintained as herein provided

Section 2602 Management and Custody All real and personal property belonging to the State School Fund shall be wholly under the control and management of the State Council of Education The net receipts derived in any way from or on account of any real or personal property belonging to the State School Fund and all other moneys accruing to said fund shall always be promptly paid to the State Treasurer and kept by him in a separate account subject to the disposal of the State Council of Education as herein provided The State Treasurer shall deposit said funds in the properly authorized depositories for State funds and shall add to such funds the interest received from the depositories for the use of the same All income derived from any investment of the State School Fund shall be paid to the State Treasurer and kept deposited as herein provided in a separate account subject to the order of the State Council of Education The State Treasurer and his bondsmen shall be responsible for the safekeeping of and accounting for said funds in the same manner and under the same penalties as for the safe keeping of and accounting for the other funds of this Commonwealth

Section 2603 Investments The State Council of Education shall promptly invest and keep invested as constantly as possible to the best advantage of the State School Fund all appropriations devised gifts and other receipts for this purpose as a permanent State School Fund whose income only may be expended Investments of the permanent State School Fund may be made only in bonds properly issued by the Government of the United States the Commonwealth of Pennsylvania a school district in this Commonwealth or in municipal bonds in which savings banks of Pennsylvania are authorized by law to invest their deposits and all such investments must be first approved by the Auditor General

Section 2604 Use of Income The State Council of Education is hereby authorized to use so much of the interest rentals and other income of the school fund as it deems wise towards equalizing the educational advantages of the different parts of this Commonwealth to make advancements to school districts temporarily in need and to deduct said advancements from any appropriation that may be due said districts upon such terms as the districts and the State Council of Education shall agree and also to use such part of the same as it deems wise to further and promote education in the conservation of natural re-

sources and education in forestry agricultural and other industrial pursuits in the public schools of this Commonwealth For all of said purposes all income from the State School Fund is hereby appropriated to the State Council of Education All of the income not thus used shall be annually added to the principal of said fund The State Council of Education may also lease sell or otherwise dispose of any of the real estate securities or other property belonging to the State School Fund and invest the proceeds thereof in compliance with this act

Section 2605 Payments How Made So much of the State School Fund as is to be invested or reinvested in any securities or the income thereof that may be used for any of the purposes herein provided shall be paid out by a proper order authorized by the State Council of Education and signed by the president and secretary thereof drawn on the State Treasurer on said funds which order shall first be approved by the Auditor General

Section 2606 Reports of Condition of Fund The State Treasurer shall report to the State Council of Education at such times as the council requests the conditions of said fund and shall in his annual report make an itemized statement of the receipts disbursements and amount on hand of said school fund and its incomes The State Council of Education shall annually make to the Governor and to the Auditor General a complete detailed report of the conditions of said fund including its receipts expenditures and investments

Article XXVII

Repeals

Section 2701 Specific Repeals The following acts and parts of acts and all amendments thereof are hereby repealed to the extent hereinafter specified

The act approved the nineteenth day of March one thousand eight hundred four (P L 298) entitled "An act to provide for the more effectual education of the children of the poor gratis" absolutely

The act approved the twelfth day of April one thousand eight hundred seventy-eight (P. L. 13) entitled "An act to authorize and provide for the payment of additional appropriations to school districts in certain cases" absolutely

The act approved the twenty-fifth day of May one thousand eight hundred eighty-seven (P L 271) entitled "An act extending the time for which indigent pupils may be taught in institutions for the instruction of the blind in this Commonwealth" absolutely

The act approved the sixteenth day of May one thousand eight hundred ninety-five (P L 72) entitled "An act to provide for the attendance of children in the schools of this Commonwealth and making an enumeration of children for that purpose also providing compensation for the assessors making the enumeration and providing penalties for violations of this act" absolutely

Section twelve and twenty-one of the act approved the eighteenth day of June one thousand eight hundred ninety-five (P L 203) entitled "An act to provide for the more effectual protection of the public health in the several municipalities of this Commonwealth" absolutely

The act approved the twenty-seventh day of June one thousand eight hundred ninety-five (P L 395) entitled "An act to prevent the wearing in the public schools of this Commonwealth by any of the teachers thereof of any dress insignia marks or emblems indicating the fact that such teacher is an adherent or member of any religious order sect or denomination and imposing a fine upon the board of directors of any public school permitting the same" absolutely

The act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P L 410) entitled "An act to authorize the publication of school laws and decisions" absolutely

The act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P. L. 412) entitled "An act to authorize and empower the trustees of any State Normal School now established within the Commonwealth of Pennsylvania or which may hereafter be

established to enter into an agreement with the school directors of any school district by which the pupils of any such school district may be instructed at and in such State Normal School" absolutely

The act approved the eighth day of March one thousand nine hundred one (P. L. 49) entitled "An act relating to the study and practice of physical culture in the public schools" absolutely

The act approved the twenty-third day of May one thousand nine hundred seven (P. L. 225) entitled "An act providing for the payment of the premiums on bonds of county city borough school district and township employes" in so far as it confers powers or imposes duties on school districts

The act approved the thirteenth day of April one thousand nine hundred eleven (P. L. 63) entitled "An act to promote the consolidation of public schools" absolutely

The act approved the twelfth day of May one thousand nine hundred eleven (P. L. 294) entitled "An act to require fire drills in public schools" absolutely

The act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" absolutely except validations of past actions contained in any amendment thereof

The act approved the first day of May one thousand nine hundred thirteen (P. L. 138) entitled "An act defining vocational education providing for the establishment and regulation of vocational schools and providing for State aid in the maintenance thereof and for the payment of tuition by certain school districts and reimbursement thereof by the State" absolutely

The act approved the twentieth day of May one thousand nine hundred thirteen (P. L. 226) entitled "An act regulating the reading of the Holy Bible in the public schools of this Commonwealth" absolutely

The act approved the thirteenth day of May one thousand nine hundred fifteen (P. L. 311) entitled "An act relating to appeals from the reports of auditors of school districts of the second third and fourth classes" absolutely

The act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 634) entitled "An act to create in Pennsylvania what shall be known as Bird Day and requiring all teachers in our public schools upon that day to make a special effort in teaching the value of the life-work of birds to our people" absolutely

The act approved the first day of June one thousand nine hundred fifteen (P. L. 706) entitled "An act requiring the county commissioners to provide at the expense of the county a telephone typewriter and stenographer for the use of the county superintendent of schools" absolutely

The act approved the tenth day of May one thousand nine hundred seventeen (P. L. 158) entitled "An act to authorize counties cities boroughs towns townships school districts and poor districts to require a bond to protect labor and material-men and providing for suits thereon by laborers and material-men furnishing labor and material in and about the erection alteration addition and repair of public buildings" in so far as it confers powers or imposes duties on school districts

The act approved the sixteenth day of May one thousand nine hundred nineteen (P. L. 196) entitled "An act providing for the time during which pupils may be taught in institutions for the instruction of the blind in this Commonwealth" absolutely

The act approved the twenty-third day of May one thousand nine hundred nineteen (P. L. 288) entitled "An act designating Frances Willard Day in the public schools" absolutely

The act approved the eighteenth day of June one thousand nine hundred nineteen (P. L. 498) entitled "An act defining consolidation of schools providing for the estab-

lishment and regulations of consolidated schools and providing for State aid for the transportation of pupils to and from consolidated schools" absolutely

The act approved the eighth day of July one thousand nine hundred nineteen (P. L. 764) entitled "An act to provide instruction in citizenship and the principles of the government of the United States of America and of this Commonwealth to foreign born residents of the State of Pennsylvania in the several counties thereof who are not required to attend the public schools of this Commonwealth providing for the appointment of instructors and interpreters and providing for the appointment of instructors and interpreters and providing for their compensation payable by the several counties and defining the powers and duties of such instructors and the county superintendents of schools" absolutely

Section five and seven of the act approved the eighth day of July one thousand nine hundred nineteen (P. L. 784) entitled "An act empowering cities of the second and third classes boroughs and counties to acquire maintain and operate playgrounds playfields gymnasiums public baths swimming pools and indoor recreation centers authorizing school districts to join in the maintenance and operation of said activities and authorizing the issue of bonds and the levy of taxes for such purposes" in so far as they confer powers or impose duties on school districts

The act approved the eighteenth day of July one thousand nine hundred nineteen (P. L. 1044) entitled "An act to assist worthy young men and women graduates of secondary schools of the State to obtain a higher education and making an appropriation" absolutely

The act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 837) entitled "An act authorizing the purchasing or building of residences for principles teachers or janitors by school districts of the fourth class" absolutely

The act approved the twentieth day of May one thousand nine hundred twenty-one (P. L. 1034) entitled "An act to provide for the payment of moneys to school districts the taxes of which are reduced by the acquisition of lands and property by the Commonwealth for the conservation of water and to prevent flood conditions" absolutely

The act approved the twenty-third days of May one thousand nine hundred twenty-three (P. L. 351) entitled "An act to require the teaching of the Constitution of the United States in the public and private schools" in so far as it applies to public schools and State teachers' colleges

The act approved the eighteenth day of June one thousand nine hundred twenty-three (P. L. 838) entitled "An Act empowering school districts to employ policemen" absolutely

The act approved the twenty-seventh day of April one thousand nine hundred twenty-five (P. L. 305) entitled "An act authorizing counties cities boroughs incorporated towns townships and school districts to make contracts of insurance with mutual fire insurance companies duly authorized to transact business in the Commonwealth of Pennsylvania" in so far as it confers powers and imposes duties on school districts

The act approved the second day of May one thousand nine hundred twenty-five (P. L. 492) entitled "An act to provide for the equalization of educational opportunity and the encouragement of the study of citizenship by recognition of extension education for boys and girls who are employed and for adults as a function of the public schools of this Commonwealth and to facilitate the proper organization and administration of such extension education" absolutely

Section seven of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 450) entitled as last amended "An act relating to fires and fire prevention imposing duties and conferring powers upon the Pennsylvania State Police authorizing the appointment of the chiefs of fire departments and certain public officers and others as assistants to the Pennsylvania State Police and defining their powers and

duties providing for the investigation of the cause origin and circumstance of fires and the inspection of all and the removal or change of certain buildings by owners and occupants thereof including political subdivisions imposing duties on school authorities and on certain corporations associations and fire rating agencies providing for the attendance of witnesses before the Pennsylvania State Police and the enforcement of its orders and prescribing penalties" absolutely

The act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 738) entitled "An act requiring counties cities boroughs towns townships school districts and poor districts when fixing rates of taxation in mills to express such rates also in dollars and cents" in so far as it imposes duties on directors of school districts

The act approved the eleventh day of April one thousand nine hundred twenty-nine (P. L. 488) entitled "An act requiring county commissioners to provide at the expense of the county telephone typewriter and stenographic services for the county superintendent of schools" absolutely

The act approved the twenty-second day of April one thousand nine hundred twenty-nine (P. L. 630) entitled "An act providing for the payment of counsel fees out of moneys recovered for counties townships boroughs school districts or poor districts upon appeals from the county auditors' settlements of the accounts of public officers" in so far as it relates to school districts

The act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 660) entitled "An act providing for the observance of the birthday of William Penn Founder of Pennsylvania and repealing inconsistent legislation" in so far as it relates to public schools and other educational institutions under the Commonwealth

The act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 844) entitled as amended "An act authorizing the Commonwealth of Pennsylvania or any department or division thereof and counties cities boroughs incorporated towns townships school districts vocational school districts and institution districts to make contracts of life health hospitalization medical services and accident policies for the benefit of employes thereof and contracts for pensions for such employes and providing for the payment of the cost thereof" in so far as it relates to school districts

The act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 845) entitled "An act authorizing the publication of advertisements for bids for public works supplies or equipment in certain publications and journals devoted to information about construction work" in so far as it relates to school districts

The act approved the first day of May one thousand nine hundred thirty-five (P. L. 124) entitled "An act authorizing the insurance of deposits of funds of this Commonwealth and of the political subdivisions thereof with the Federal Deposit Insurance Corporation or other similar agency and prohibiting requiring further security for amounts so insured" in so far as it relates to school districts

The act approved the fifth day of June one thousand nine hundred thirty-five (P. L. 275) entitled "An act providing for the observance of Free School Day in commemoration of the founding and development of free public schools in the Commonwealth" absolutely

The act approved the eighteenth day of July one thousand nine hundred thirty-five (P. L. 1173) entitled "An act to prohibit discrimination on account of race creed or color in employment under contracts for public buildings or public works" in so far as it relates to school districts

The act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1321) entitled "An act requiring specifications for the construction alteration or repair of public works of the Commonwealth county municipality or other sub-divisions of the Commonwealth to contain a provision that the laborers or mechanics em-

played thereon shall have been residents of this Commonwealth for at least ninety days prior to their employment and prescribing penalties" in so far it relates to school districts

The act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1349) entitled "An act providing for the purchase and for the distribution of vitamin products as defined in this act to certain pupils in the public school conferring powers and imposing duties on the Department of Health the department of Public Instruction the Department of Property and Supplies school districts teachers and medical inspectors of schools and making an appropriation" absolutely

The act approved the sixteenth day of March one thousand nine hundred thirty-seven (P. L. 98) entitled "An act authorizing political subdivisions to stipulate in specifications upon which contracts for the construction alteration or repairs of any public work or improvement are entered into the minimum wages to be paid to laborers and mechanics and providing for the stipulation of penalties in such contracts where such minimum wage stipulations are violated and for the recovery of such penalties and their return in certain cases" in so far as it relates to school districts

The act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2603) entitled "An act relating to vocational education creating vocational school districts for the purpose of conducting systems of vocational schools departments or classes providing for their government prescribing their powers and duties conferring powers and imposing duties on school districts and on the State Board for Vocational Education and providing for referendum in certain cases" absolutely

The act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2721) entitled "An act concerning children under six years of age with defective hearing imposing duties on the Department of Health the Department of Public Instruction on parents guardians nurses and physicians and placing certain costs on school districts and making an appropriation" in so far as it confers powers or imposes duties or liabilities on school districts or on the Superintendent of Public Instruction

Section four of the act approved the nineteenth day of June one thousand nine hundred forty-one (P. L. 143) entitled "An act designating certain days of each year as Arbor Days and Bird Days one of which days shall be the ninth day of April except when the ninth day of April falls on Saturday Sunday or Good Friday providing that the week of the ninth of April be proclaimed as Conservation Week and directing suitable observance of Arbor Days and Bird Days in public schools under the direction of superintendents and teachers" absolutely

The act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 560) entitled "An act authorizing and empowering school districts of the first and second class to furnish food including milk to undernourished and poor school children in their districts and providing that the acceptance and distribution of surplus commodities furnished by the Federal Government to such school districts shall not affect or limit the provisions hereof" absolutely

The act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 564) entitled "An act providing for the observance of a Bill of Rights Week in the public schools of this Commonwealth" absolutely

The act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 565) entitled "An act providing that when inmates of an orphan's home or other children's institution or private home are maintained at the cost of any county other than a county of the second class or at the cost of a county institution district other than in a county of the second class and attend public school and are not legal residents of such school district the county shall pay their tuition charges and collect the same from the school district liable therefor" absolutely

The act approved the first day of August one thousand

nine hundred forty-one (P. L. 744) entitled "An act requiring school boards in all school districts and boards of directors of all vocational school districts to grant leaves of absence to all school employes who shall volunteer or be called for military or naval service in time of war or during a state of national emergency preserving certain contracts salaries increments retirement rights seniority State contributions and grants to local school boards eligibility lists reemployment authorizing school boards and boards of directors of vocational schools to employ substitutes in place of such employes requiring school districts and vocational school districts to make additional payments into the School Employees' Retirement Fund reserving all rights and privileges of employes granted leaves of absence under the provisions herein and superseding or repealing all contrary laws" absolutely

The act approved the first day of June one thousand nine hundred forty-five (P. L. 1222) entitled "An act providing for the complete medical and dental examination of all children of school age and teachers and other school employes in the public and private elementary and secondary schools of the Commonwealth and imposing certain duties upon the Department of Health and the Department of Public Instruction and making an appropriation" absolutely

The act approved the twenty-fourth day of April one thousand nine hundred forty-seven (P. L. 113) entitled "An act to provide for the establishment maintenance operation and expansion of non-profit school lunch programs in schools in the Commonwealth of Pennsylvania" absolutely

The act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1427) entitled "An act directing the Department of Public Instruction to revise the curricula of elementary secondary and vocational schools to effectuate a more thorough understanding and appreciation of American form of government and the principles for which it stands and making an appropriation" absolutely

Section 2702 General Repeal All other acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS— 201

Altshuler,	Frank,	Lovett,	Rose,
Amarando,	Frost,	Madigan,	Rosen,
Andrews,	Gaffney,	McCormack,	Royer,
Bane,	Gallagher,	McCullough,	Sarraf,
Barkdoll,	George,	McGee,	Sax,
Baumunk,	Gibson,	McKinney,	Scanlon,
Beaver,	Glembocki,	McMillen,	Schmidt,
Bednarek,	Good,	McNally,	Schuster,
Blair,	Goodling,	Mihm,	Scott,
Bloom,	Graybill,	Mikula,	Seyler,
Boles,	Green,	Miller,	Shoemaker,
Bomberger,	Greer,	Milliken,	Smith, C. O.,
Boorse,	Guarnieri,	Mills,	Smith, W. B.,
Bower,	Guthrie,	Mintess,	Snider,
Brandon,	Hagerty,	Monroe,	Sollenberger,
Breisch,	Hall,	Moore, C. E.,	Spencer,
Breth,	Harney,	Moore, H. A.,	Sternberg,
Brice,	Haudenschild,	Munley,	Stimmel,
Brown, H. S.,	Heatherington,	Murray,	Stuart,
Brown, W. E.,	Helm,	Musto,	Swope,
Brunner,	Herman,	Najaka,	Tahl,
Bucchin,	Hersch,	Needham,	Taylor,
Cadwalader,	Hewitt,	Neff,	Thompson,
Clapper,	Hocker,	Nixon,	Tompkins,
Clendening,	Hoffman,	O'Dare,	Toomey,
Cole,	Hunter,	O'Donnell,	Varallo,
Coleman,	Jenkins,	Olsen,	Varnier,
Conway,	Jennings,	Orban,	Verona,
Cooper,	Jim,	Penglase,	Wachhaus,
Costa,	Johnson,	Pentrack,	Wagner,
Dalrymple,	Jones, G. E.,	Peta,	Wargo,
DeLong,	Jump,	Petrosky,	Waterhouse,

Dennison,	Kamyk,	Pettigrew,	Watkins.
Depuy,	Keller,	Pfaff,	Weldner.
Dougherty,	Kemp,	Polen,	Weiss,
Driscoll,	Kent,	Posta,	Welsh,
Duffy,	Kirley,	Powers,	Wescott,
Dye,	Kline,	Price, H. W., Jr.,	Westrick,
Elder,	Kohl,	Price, R. A.,	Wheeler,
Erb,	Kolankiewicz,	Probert,	Williams,
Evans,	Kondrath,	Readinger,	Wood,
Ewing,	Kratz,	Reagan,	Worley,
Felton,	Kurtz,	Reese,	Yaffe,
Ferster,	Lederer,	Reidenbach,	Yeakel,
Filo,	Lee,	Reilly, J. M.,	Yester,
Firmstone,	Lelsey,	Reynolds,	Yetzer,
Flack,	Leonard,	Riley, R. L.,	Young,
Fleming,	Limper,	Robbins,	Ziegler,
Floyd,	Loftus,	Robertson,	Sorg,
Fox,			Speaker

NAYS—0

NOT VOTING—7

Cochran,	Hamilton,	Hoggard,	Nagel,
Greenwood,	Harris,	Krise,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 104, as follows:

An Act to add clause (k) to section one thousand three hundred seven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" incorporating certain fnctions of the State Council of Education now provided for by other legislation repealed hereby

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand three hundred seven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing certain reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment

of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" as amended by the act approved the first day of June one thousand nine hundred thirty-one (P. L. 350) is hereby further amended by adding at the end thereof a new clause to read as follows

Section 1307 State Council of Education The State Council of Education shall have the power and its duty shall be

* * * * *

(k) To supervise and inspect to adopt standards for and to require reports financial or otherwise from schools and institutions wholly or partly supported by the State which are not supervised by the public school authorities including school and institutions for the blind and the deaf and dumb To make recommendations to the Governor and the the General Assembly of the amount of appropriations to be made to or for the use of any school or institution and to supervise the expenditure thereof A copy of the report of the inspection of any such institution which may be made to the State Council of Education shall be sent to the head of such institution The powers conferred by this section shall be vested solely in the State Council of Education and shall not be exercised by any other department or State agency

Section 2 Section nine hundred six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" and its amendments are hereby repealed

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS— 201

Altshuler,	Frank,	Madigan,	Rovansek,
Amarando,	Frost,	McCormack,	Royer,
Andrews,	Gaffney,	McCullough,	Sarra,
Bane,	Gallagher,	McGee,	Sax,
Barkdull,	George,	McKinney,	Scanlon,
Baumunk,	Gibson,	McMillen,	Schmidt,
Beaver,	Gienbocki,	McNally,	Schuster,
Bednarek,	Good,	Mihm,	Scott,
Blair,	Goodling,	Mikula,	Seyler,
Bloom,	Graybill,	Miller,	Shoemaker,
Boles,	Green,	Milliken,	Smith, C. O.,
Bomberger,	Greer,	Mills,	Smith, W. B.,
Boorse,	Guarnieri,	Mintess,	Snider,
Bower,	Guthrie,	Monroe,	Sollenberger,
Brandon,	Hagerty,	Moore, C. E.,	Sorg,
Brelschi,	Hall,	Moore, H. A.,	Spencer,
Breth,	Harney,	Moran,	Stank,
Brice,	Haudenshield,	Munley,	Sternberg,
Brown, H. S.,	Heatherington,	Murray,	Stimmel,
Brown, W. E.,	Helm,	Musto,	Stuart,
Brunner,	Herman,	Najaka,	Swope,
Bucchin,	Hersch,	Needham,	Tahl,
Cadwalader,	Hewitt,	Neff,	Taylor,
Clapper,	Hocker,	Nixon,	Thompson,
Clendenning,	Hoffman,	O'Dare,	Tompkins,
Cole,	Hunter,	O'Donnell,	Toomey,
Coleman,	Jenkins,	Olsen,	Varallo,
Conway,	Jennings,	Orban,	Varner,
Cooper,	Jim,	Penglass,	Verona,
Costa,	Johnson,	Pentrack,	Wachhaus,
Dairymple,	Jones, G. E.,	Peta,	Wagner,

DeLong,	Jones, J. M.,	Petrosky,	Wargo,
Dennison,	Jump,	Pettigrew,	Waterhouse,
Depuy,	Kamyk,	Pfaff,	Watkins,
Dougherty,	Keller,	Polen,	Weidner,
Driscoll,	Kemp,	Posta,	Weiss,
Duffy,	Kent,	Powers,	Welsh,
Dye,	Kirley,	Price, H. W., Jr.,	Wescott,
Elder,	Kline,	Price, R. A.,	Westrick,
Erb,	Kohl,	Prpert,	Wheeler,
Evans,	Kolankiewicz,	Readinger,	Williams,
Ewing,	Kondrath,	Reagan,	Wood,
Felton,	Kratz,	Reese,	Worley,
Ferster,	Kurtz,	Reidenbach,	Yaffe,
Filo,	Lederer,	Reilly, J. M.,	Yeakel,
Firmstone,	Lee,	Reynolds,	Yester,
Flack,	Leisey,	Riley, R. L.,	Yetzer,
Fleming,	Leonard,	Robbins,	Young,
Floyd,	Limper,	Robertson,	Ziegler,
Fox,	Loftus,	Rose,	Sorg,
	Lovett,	Rosen,	Speaker

NAYS—0

NOT VOTING—7

Cochran,	Hamilton,	Hoggard,	Nagel,
Greenwood,	Harris,	Krise,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 118, as follows:

An Act to amend section one thousand eight hundred one of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by authorizing the Department of Forests and Waters to enter into agreements for protection of natural deposits underlying property owned by the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand eight hundred one of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the

Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" is hereby amended to read as follows

Section 1801 Powers and Duties in General The Department of Forests and Waters shall subject to any inconsistent provisions in this act contained continue to exercise the powers and perform the duties by law vested in and imposed upon the said department the Secretary of Forests and Waters the Department of Forestry the various former bureaus and officers thereof including the Bureau of Forest Protection the Commissioner of Forestry and the State Forest Commission abolished by The Administrative Code of 1923

The Department of Forests and Waters shall with the approval of the Governor have the authority to enter into agreements with owners or lessees of property or property rights located in the same area as lands owned or leased by the Commonwealth for the protection preservation or recovery of metallic or nonmetallic ore fuel oil natural gas or any other mineral deposits underlying said lands provided the said deposits are owned by the Commonwealth

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Althshuler,	Frost,	Madigan,	Rosen,
Amarando,	Gaffney,	McCormack,	Rovansek,
Andrews,	Gallagher,	McCullough,	Royer,
Bane,	George,	McGee,	Sarrafi,
Barkdoll,	Gibson,	McKinney,	Sax,
Baumunk,	Glembockl,	McMillen,	Scanlon,
Beaver,	Good,	McNally,	Schmidt,
Bednarek,	Goodling,	Mihm,	Schuster,
Blair,	Graybill,	Mikula,	Scott,
Bloom,	Green,	Miller,	Seyler,
Boles,	Greer,	Milliken,	Shoemaker,
Bomberger,	Guarnieri,	Mills,	Smith, C. C.,
Boorse,	Guthrie,	Mintess,	Smith, W. B.,
Bower,	Hagerty,	Monroe,	Snider,
Brandon,	Hall,	Moore, C. E.,	Sollenberger,
Breisch,	Harney,	Moore, H. A.,	Spencer,
Brice,	Haudenshield,	Moran,	Stank,
Breth,	Heatherington,	Munley,	Sternberg,
Brown, H. S.,	Helm,	Murray,	Stimmel,
Brown, W. E.,	Herman,	Musto,	Stuart,
Brunner,	Hersch,	Najaka,	Swope,
Bucchin,	Hewitt,	Needham,	Tahl,
Cadwalader,	Hocker,	Neff,	Taylor,
Clapper,	Hoffman,	Nixon,	Thompson,
Clendening,	Hunter,	O'Dare,	Tompkins,
Cole,	Jenkins,	O'Donnell,	Toomey,
Coleman,	Jennings,	Olsen,	Varallo,
Conway,	Jim,	Orban,	Varner,
Cooper,	Johnson,	Penglase,	Verona,
Costa,	Jones, G. E.,	Pentrack,	Wachhaus,
Dalrymple,	Jones, J. M.,	Peta,	Wagner,
DeLong,	Jump,	Petrosky,	Wargo,
Dennison,	Kamyk,	Pettigrew,	Waterhouse,
Depuy,	Keller,	Pfaff,	Watkins,
Dougherty,	Kemp,	Polen,	Weidner,
Driscoll,	Kent,	Posta,	Weiss,
Duffy,	Kirley,	Powers,	Welsh,
Dye,	Kline,	Price, H. W., Jr.,	Wescott,
Elder,	Kohl,	Price, R. A.,	Westrick,
Erb,	Kolankiewicz,	Prpert,	Wheeler,
Evans,	Kondrath,	Readinger,	Williams,
Ewing,	Kratz,	Reagan,	Wood,
Felton,	Kurtz,	Reese,	Worley,
Ferster,	Lederer,	Reidenbach,	Yaffe,

Filo, Firmstone, Flack, Fleming, Floyd, Fox, Frank,	Lee, Lelsey, Leonard, Limper, Loftus, Lovett,	Reynolds, Reilly, J. M., Riley, R. L., Robbins, Robertson, Rose,	Yeakel, Yester, Yetzer, Young, Ziegler, Sorg.
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Speaker

NAYS—0

NOT VOTING—7

Cochran, Greenwood,	Hamilton, Harris,	Hoggard, Krise,	Nagel,
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

RESOLUTION No. 23

Mr. DeLONG. Mr. Speaker I desire to call up House Resolution No. 23.

The resolution was read, considered and adopted as follows:

In the House of Representatives, February 22, 1949.

Resolved, (if the Senate concurs), That concurrent resolution No. 5, approved the third day of April, 1947, (P. L. 1850), is hereby amended to read as follows:

Whereas, The Pennsylvania Roadside Council, wishing to cooperate in the nation-wide Blue Star Memorial Program sponsored by the National Council of State Garden Clubs, is desirous of recognizing and commemorating the splendid services and achievements of our sons and daughters who served in the Armed Forces of the United States in World War II; and

Whereas, It is fitting and appropriate that legislative recognition be accorded the services and sacrifices of citizens so valiantly rendered; and

Whereas, The State of New Jersey has designated one of its state highways leading to Easton, Pennsylvania, as New Jersey's link in this nation-wide program; therefore, be it

Resolved, (if the Senate concurs), That State Highway Route Number 22 from Easton to Harrisburg, the Pennsylvania Turnpike from its interchange nearest to Harrisburg to Irwin, Westmoreland County, State Highway Route Number 30 from Irwin to Pittsburgh, via the Penn-Lincoln Parkway, and State Highway Route Number 22 from Pittsburgh to the Pennsylvania-West Virginia State line, is designated as the Blue Star Drive as a memorial in commemoration of the services of the men and women of Pennsylvania who served in the Armed Forces of the United States in World War II; and be it further

Resolved, That the Department of Highways shall erect along said highways suitable tablets or markers and shall carry out suitable landscape development to perpetuate this resolution, but shall not replace or change the officially designated route number or name or marker thereof of any highway or turnpike hereby included as a part of such Blue Star Drive.

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. ZIEGLER asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

The SPEAKER. The Chair requests the gentleman from Lancaster, Mr. Wood, to preside.

MR. WOOD IN THE CHAIR

BILLS INTRODUCED AND REFERRED

By Mr. MADIGAN.

HOUSE BILL No. 985.

An Act to further amend section one thousand two hundred five of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for the employment of professional employes of merged or union districts and by joint boards.

Referred to the Committee on Education.

By Mr. TOMPKINS.

HOUSE BILL No. 980.

An Act to amend sections three hundred two, three hundred three, three hundred eleven and one thousand four hundred one, of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by increasing license fees and agents' compensation and providing for the use of the amount resulting from such increased license fees for the restoration of game, food and cover areas.

Referred to the Committee on Game and Forestry.

By Messrs. COOPER and SARRAF.

HOUSE BILL No. 987.

An Act to further amend the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employes of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by granting certain preferences to soldiers in examinations, selection and appointment of eligibles and furloughs.

Referred to the Committee on Military Affairs.

By Mr. BOORSE.

HOUSE BILL No. 988.

An Act to further amend section one of the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 844), entitled, as amended "An act authorizing the Commonwealth of Pennsylvania, or any department or division thereof, and counties, cities, boroughs, incorporated towns, townships, school districts, vocational school districts, and institution districts to make contracts of life, health, hospitalization, medical services, and accident policies for the benefit of employes thereof, and contracts for pensions for such employes; and providing for the payment of the cost thereof," as amended, to further define insurance companies authorized to make such contracts of insurance.

Referred to the Committee on Insurance.

By Mr. BOORSE.

HOUSE BILL No. 989.

An Act to amend section one thousand one hundred and thirty-seven of Article XI, and sub-section XXX of section one thousand two hundred and two of Article XII of the act of July tenth, one thousand nine hundred forty-seven (P. L. 1621), entitled "An act to re-enact, amend and revise the act approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled, 'An act concerning boroughs, and revising, amending and consolidating the law relating to boroughs,'" further defining the types of insurance contracts that boroughs may provide for policemen employed by the borough and for volunteer firemen serving the borough.

Referred to the Committee on Boroughs.

By Messrs. DALRYMPLE, BLAIR and WATERHOUSE.

HOUSE BILL No. 990.

An Act providing for assistance by the Commonwealth to its political subdivisions in the maintenance of and service to patients in tuberculosis hospitals, wings or pavilions; conferring powers and imposing duties upon the Secretary of Health; and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. MADIGAN.

HOUSE BILL No. 991.

An Act to further amend the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 735), entitled "An act relating to milk; providing for the protection of the public health, and the prevention of fraud and deception, by regulating the sale of milk, skimmed milk and cream; providing penalties for the violation thereof; and providing for the enforcement thereof," by defining skim milk and providing for methods of standardization of milk.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. STUART.

HOUSE BILL No. 992.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees of certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by making the Bushy Run Battlefield Commission a departmental administrative commission in the Department of Forests and Waters.

Referred to the Committee on State Government.

By Mr. SCHMIDT.

HOUSE BILL No. 993.

An Act to amend clause B of section twelve of the act, approved the sixth day of April, one thousand nine hundred thirty-seven (P. L. 200), entitled "An act licensing and regulating the business of pawnbrokers; providing for the issuance of licenses by the Secretary of Banking;

authorizing the Secretary of Banking to make examinations and issue regulations; limiting the interest and charges on loans; and prescribing penalties for the violation of this act," by changing certain permissible charges.

Referred to the Committee on Banking and Building and Loan Associations.

By Mr. BOMBERGER.

HOUSE BILL No. 994.

An Act authorizing the Pennsylvania Historical and Museum Commission to expand and develop the displays and study collections of historic material objects in the Pennsylvania State Museum, to acquire such materials by purchase or gift, to catalogue, study and arrange such materials, and to build and display dioramas and exhibits depicting the various periods of Pennsylvania history and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. FIRMSTONE.

HOUSE BILL No. 995.

An Act to amend section four hundred two of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities, and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each such county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town, and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employees; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," by authorizing the board to contract for the service of real estate brokers or other persons qualified to appraise real estate.

Referred to the Committee on Counties.

By Mr. FIRMSTONE.

HOUSE BILL No. 996.

An Act to further amend section three hundred sixty-four of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by reducing the number of times that the county auditors' reports are to be published.

Referred to the Committee on Counties.

By Mr. FIRMSTONE.

HOUSE BILL No. 997.

An Act to amend clause (d) of section two hundred five of the act approved the twenty-fifth day of June, one thousand nine hundred forty-one (P. L. 159), entitled "An act amending, revising, consolidating and changing the law relating to the borrowing of money by certain political subdivision, the authorization, issuance and sale of general obligation bonds as herein defined, of bonds imposing no general obligation of debt and of bonds not deemed to constitute a debt for certain purposes, and to the funding of debt and the refunding of bonds; regulating the keeping and use of sinking funds; imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and officers of political subdivisions; imposing penalties, and repealing existing laws," by extending the time for certification of a desire ordinance to the county board of elections.

Referred to the Committee on Municipal Corporations.

By Messrs. MILLER and CLAPPER.

HOUSE BILL No. 998.

An Act establishing The Pennsylvania State School for the Deaf; providing for its operation and maintenance by the Department of Public Instruction, and for the admission of pupils thereto, and the expense of maintaining pupils therein; authorizing the acquisition of a site by the Commonwealth or The General State Authority, or the use of land now owned by the Commonwealth, the conveying of Commonwealth owned land to The General State Authority, and the erection or construction, and the furnishing and equipping of buildings and structures by the General State Authority, and the leasing thereof by the Commonwealth; and conferring powers and imposing duties on district and county superintendents of schools.

Referred to the Committee on Education.

By Mr. ELDER (By Request). HOUSE BILL No. 999.

An Act to amend clause (c) of section three hundred one of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by changing the conditions precedent to compensation and the period within which such conditions shall occur.

Referred to the Committee on Workmen's Compensation.

By Mr. WORLEY. HOUSE BILL No. 1000

An Act to amend in part the act, approved the twenty-seventh day of May, one thousand nine hundred thirty-seven (P. L. 917) entitled "An act for the protection of the health and welfare of women and minors by regulating under the police power the minimum fair wages which shall be paid by employers; providing for wage boards, and defining the powers and duties of such boards, and of the Department of Labor and Industry; imposing duties on employers; providing for directory and mandatory orders on employers, and the publication of the names of employers who do not comply with such orders; exempting certain persons from the provisions of this act; and providing penalties," by fixing a minimum wage for women and minors; eliminating directory orders; giving the department additional time in which to dispose of reports of the board and changing certain penalties.

Referred to the Committee on Labor Relations.

By Messrs. HERMAN and ZEIGLER.

HOUSE BILL No. 1001.

An Act to provide for an additional law judge of the court of common pleas in the twelfth judicial district.

Referred to the Committee on Judiciary.

By Mr. DALRYMPLE. HOUSE BILL No. 1002.

An Act to repeal the act approved the twenty-eighth day of July, one thousand nine hundred forty-one (P.

L. 535), entitled "An act providing for the redemption of real property purchased by political subdivisions at tax sales upon the payment of the amount charged against the same and costs by installment payments, and prescribing the procedure therefor."

Referred to the Committee on Municipal Corporations.

By Mr. HEATHERINGTON. HOUSE BILL No. 1003.

An Act legalizing the operation of bowling alleys and participation in the sport of bowling after two o'clock post meridian on Sunday.

Referred to the Committee on Law and Order.

By Mr. McMILLEN. HOUSE BILL No. 1004.

An Act authorizing the Department of Property and Supplies to exchange certain lands located in Fairview Township, York County, Pennsylvania, necessary for the development of the Harrisburg Airport.

Referred to the Committee on Aeronautics.

By Mr. MILLER. HOUSE BILL No. 1005.

An Act to amend section sixteen of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "An act relating to the collection of taxes levied by counties, county institution districts, cities of the third class, boroughs, towns, townships, certain school districts and vocational school districts; conferring powers and imposing duties on tax collectors, courts and various officers of said political subdivisions; and prescribing penalties," by authorizing the boards of school directors to add names to the tax assessment lists, and tax duplicates.

Referred to the Committee on Education.

By Mr. GRANVILLE E. JONES.

HOUSE BILL No. 1006.

An Act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination, licensure and registration of persons engaging in the care, preparation and embalming of the bodies of deceased persons; and providing penalties.

Referred to the Committee on Professional Licensure.

By Mr. GALLAGHER. HOUSE BILL No. 1007.

An Act authorizing the staging of certain performances and playing of certain sports on Sunday where the electors of a municipality or township vote in favor of the same; providing for referendums to ascertain the will of the electors; prescribing penalties and repealing inconsistent laws.

Referred to the Committee on Law and Order.

By Messrs. KOHL and NAJAKA.

HOUSE BILL No. 1008.

An Act to further amend subsection (b) of section four hundred twelve of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain

acts and parts of acts relating to elections," by further providing for the compensation of judges, inspectors, clerks and machine inspectors at primaries and elections.

Referred to the Committee on Elections and Apportionment.

By Mr. CLAPPER. HOUSE BILL No. 1009.

An Act to add section one thousand three hundred two point one to the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by providing for reimbursement to fruit growers for damage done by deer.

Referred to the Committee on Game and Forestry.

By Mr. BOWER. HOUSE BILL No. 1010.

An Act to further amend section nine of the act approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "An act authorizing the creation of, and providing for, and regulating the maintenance and operation of a county employees' retirement system in counties of the fourth class, imposing certain charges on counties, and fixing penalties," by allowing credit for prior service in certain cases.

Referred to the Committee on Counties.

By Mr. HEATHERINGTON. HOUSE BILL No. 1011.

An Act prohibiting private tapping charges for water connections after streets in which pipes are laid are dedicated to and accepted by municipality.

Referred to the Committee on Municipal Corporations.

By Mr. FERSTER. HOUSE BILL No. 1012.

An Act regulating the use of roads and highways lying within the area of a State forest; providing penalties.

Referred to the Committee on Game and Forestry.

By Mr. VARNER. HOUSE BILL No. 1013.

An Act to further amend section one thousand two hundred one of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by authorizing information to be brought before the nearest available magistrate without regard to whether such magistrate is in an adjoining political subdivisions, in certain cases.

Referred to the Committee on Motor Vehicles.

By Mr. GALLAGHER.

HOUSE BILL No. 1014

An Act to further amend the act, approved the nineteenth day of June, one thousand nine hundred thirty-one (P. L. 589), entitled as amended "An act to promote the public health and safety, by providing for the examination and licensure of those who desire to engage in the occupation of barbering; regulating barber shops and barber schools, and apprentices and students therein; regulating compensation for service rendered; conferring certain powers and duties on the Department of Public Instruction; and providing penalties," by further regulating the practice and teaching of barbering, the annual renewal of certificates and the eligibility requirements for examinations.

Referred to the Committee on Professional Licensure.

By Mr. FIRMSTONE.

HOUSE BILL No. 1015.

An Act to amend clause (a) of section one thousand eight hundred two, and clauses (b) and (e) of section one thousand eight hundred three of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by authorizing the Department of Forests and Waters to acquire mineral, gas and oil rights; authorizing said department to lease buildings, facilities and equipment not needed in the management, maintenance or regulation of State forests; extending power to impound waters on State forests and to convey such waters therefrom to individuals, groups of individuals, and unincorporated communities.

Referred to the Committee on State Government.

By Mr. McMILLEN.

HOUSE BILL No. 1016.

An Act to amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1005), entitled "An act relating to and regulating tractors and trailers and their operation; providing for their registration, and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors and trailers, providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors and trailers; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation; and providing for refunds," changing the definition of "tractors" and adding the definition "farm tractor"; and further providing for

the classification of and the annual registration fees for tractors.

Referred to the Committee on Motor Vehicles.

By Messrs. HAUDENSHIELD and REILLY.

HOUSE BILL No. 1017.

An Act limiting the power of owners, managers, or other persons controlling any building or property of historical importace and significance, to destroy, deface or alter such property; conferring powers, and imposing duties upon the Pennsylvania Historical and Museum Commission; providing for appeals from the decision of such commission; and prescribing penalties.

Referred to the Committee on Judiciary.

By CLARENCE E. MOORE. HOUSE BILL No. 1018.

An Act to further amend section one of the act, approved the twenty-sixth day of May, one thousand nine hundred forty-three (P. L. 607), entitled "An act authorizing administrative boards within the Department of Public Instruction, for the duration of the present War, to admit to examination and grant licenses for registration to certain applicants who are less than twenty-one, but not less than twenty years of age," further regulating the professional examination, licensure or registration of persons who are less than twenty-one, but over twenty years of age.

Referred to the Committee on Professional Licensure.

By Messrs. SNIDER, BANE and WHEELER.

HOUSE BILL No. 1019.

An Act to further amend section nine of the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "An act authorizing the creation of, and providing for, and regulating the maintenance and operation of a county employes' retirement system in counties of the fourth class; imposing certain charges on counties; and fixing penalties," further regulating such retirement systems, and further imposing certain charges on counties of the fourth class.

Referred to the Committee on Counties.

By Mr. GIBSON.

HOUSE BILL No. 1020..

An Act to further amend sections one, two, and three of the act, approved the twenty-first day of April, one thousand nine hundred fifteen (P. L. 140) entitled "An act directing the county commissioners of the several counties to offer for sale to the Department of Forestry tracts of land which they may have purchased at county treasurers' sales, for acceptance or refusal for forestry purposes, and to convey to the Commonwealth of Pennsylvania the tracts so offered to be sold, if accepted by the department," by authorizing county commissioners in counties where State forests have been established to offer and sell tax delinquent lands or the metallic or nonmetallic ore, fuel, oil, gas or any other mineral deposits thereunder to the Department of Forests and Waters; requiring a rejection of such offer before sale to another purchaser.

Referred to the Committee on Counties.

By Mr. STIMMEL (By Request).

HOUSE BILL No. 1021.

An Act to further amend subsection (c) of section two of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1216), entitled "An act to define real estate brokers and real estate salesmen; and providing for the licensing, regulation, and supervision of resident and nonresident real estate brokers and real estate salesmen and their business," further defining the terms "real estate broker" and "real estate salesman."

Referred to the Committee on Professional Licensure.

By Messrs. GOODLING and SHOEMAKER.

HOUSE BILL No. 1022.

An Act to amend clause (d) of section five hundred one, of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," by changing the antlerless deer abrogation petitions.

Referred to the Committee on Game and Forestry.

By Messrs. WILLIAM B. SMITH and McCULLOUGH.

HOUSE BILL No. 1023.

An Act requiring persons, upon becoming amenable to taxes, to register with the county board for the assessment and revision of taxes.

Referred to the Committee on Municipal Corporations.

By Mr. O'DONNELL.

HOUSE BILL No. 1024.

An Act to amend section eight hundred fifty-four of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," making the stopping of payment on any check, draft or order for the payment of money, with intent to defraud, a misdemeanor; and making officers and the responsible agents of corporations criminally liable in such and certain additional cases.

Referred to the Committee on Judiciary.

By Mr. MILLER.

HOUSE BILL No. 1025.

An Act to further amend the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws, general, special or local, or any parts thereof that are or may be inconsistent therewith," by further providing for salaries for teachers of applied art and vocational subjects.

Referred to the Committee on Education.

By Mr. FERSTER.

HOUSE BILL No. 1026.

An Act to further amend section one thousand one hundred twenty-six of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws, general, special or local or any parts thereof that are or may be inconsistent therewith," by further providing for the employment of assistant county superintendents.

Referred to the Committee on Education.

By Mr. DeLONG.

HOUSE BILL No. 1027.

An Act providing for zoning regulations and restrictions for certain areas adjacent to State Parks, State Roadside Rests and certain highways; prescribing the rights, obligations and liabilities of owners and users of property within such areas; providing for enforcement thereof; prescribing penalties; creating a State Roadside Zoning Commission; defining its powers and duties; and imposing duties on recorders of deeds, and on officers and agencies of the Commonwealth and of political subdivisions.

Referred to the Committee on State Government.

By Messrs. HERMAN and ZIEGLER.

HOUSE BILL No. 1028.

A Joint Resolution proposing an amendment to article sixteen, section seven, of the Constitution of the Commonwealth of Pennsylvania, eliminating all constitutional requirements relating to corporate stock or indebtedness increases except that the same shall be done in pursuance of general law.

Referred to the Committee on Judiciary.

By Messrs. HERMAN and ZIEGLER.

HOUSE BILL No. 1029.

An Act providing for and regulating the admission, in evidence, of written reports and findings of fact made by officers of the Commonwealth.

Referred to the Committee on Judiciary.

By Mr. FLACK (By Request). HOUSE BILL No. 1030.

An Act relating to hours of work of members of paid fire departments in cities, boroughs, towns and townships and paid members of volunteer fire departments in such municipalities.

Referred to the Committee on Municipal Corporations.

By Mr. DEPUY, Mrs. VARALLO and Mr. KENT.

HOUSE BILL No. 1031.

An Act for the protection of the public health and to prevent fraud and deception in the manufacture, sale, offering for sale, exposing for sale, and possessing with intent to sell, of adulterated or deleterious ice cream, french ice cream, french custard, frozen custard, frozen ice confections, frozen sherbet confections, sherbet, ice, and fruit ice, including coated ice cream and the coating thereof; fixing standards for ice cream, custard ice cream, french ice cream, french custard, including sherbet, frozen ice confections, frozen sherbet confections, frozen dairy confections, ice, and fruit ice, and to prevent the sale of imitation ice cream and defining said imitation ice cream; providing for licensing, conferring powers and imposing duties upon the Department of Agriculture, prescribing penalties; and providing for the enforcement thereof.

Referred to the Committee on Public Health and Sanitation.

By Messrs. ZIEGLER, HERMAN, FRANK and HOCKER.

HOUSE BILL No. 1032.

A Supplement to the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by permitting certain members to obtain credit for military service who were not eligible members at time of entry into military service.

Referred to the Committee on State Government.

By Mr. ANDREWS.

HOUSE BILL No. 1033.

An Act to amend section two of the act approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act empowering

cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," requiring the consent of electors except in cities of the second class.

Referred to the Committee on Municipal Corporations.

By Mr. ANDREWS (By Request).

HOUSE BILL No. 1034.

An Act making it mandatory to procure liability insurance to protect the public against loss, damage or death when admission fees are charged members of the public by any place of amusement.

Referred to the Committee on Judiciary.

By Mr. ANDREWS (By Request)

HOUSE BILL No. 1035.

An Act to amend subsection (a) of section eight of the act approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 899), entitled "An act regulating public bathing places, swimming pools, public bath houses, public and private natatoriums, turkish bath houses, all places hired for any form of bathing or swimming, and all related appurtenances; fixing license fees; providing, in matters of sanitation, cleanliness and safety, for supervision by the Department of Health; and prescribing penalties for violations," by prescribing annual examination and investigation of swimming and bathing places.

Referred to the Committee on Public Health and Sanitation.

By Mr. CLENDENING.

HOUSE BILL No. 1036.

An Act to amend sections eight hundred and nine, one thousand and two (d) one thousand two hundred and one (a), and one thousand two hundred and nineteen, of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds, as amended, providing for certain use of mechanical devices for the determination of speed violations, including as "hit and run" the striking of unattended ve-

hicles or damage to property, extending the time within which a hit and run offender may be arrested, providing for submission of the complaint to the police magistrate in police court, permitting police vehicles to install and use red lights on the front of such vehicles and providing for the removal from the highway by police officers of any wrecked or abandoned vehicles."

Referred to the Committee on Motor Vehicles.

By Messrs. HERMAN and ZIEGLER.

HOUSE BILL No. 1037.

An Act to amend the act approved the twenty-fifth day of April, one thousand nine hundred twenty-seven (P. L. 381), entitled "An act concerning arbitration, and to make valid and enforceable written provisions and agreements for the arbitration of disputes in certain contracts, including contracts to which the State or any municipal subdivision thereof may be a party, regulating the procedure under such provisions and agreements; and conferring certain powers and imposing certain duties upon the courts with reference thereto," by extending the provisions thereof to written collective bargaining contracts for arbitration of controversies and further defining the effect of judgments confirming, modifying or correcting awards.

Referred to the Committee on Judiciary.

By Messrs. KIRLEY and HEATHERINGTON.

HOUSE BILL No. 1038.

An Act to amend section 1203 of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties, imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," as amended, by providing for arrests on view by peace officers of any organized police department.

Referred to the Committee on Motor Vehicles.

By Messrs. WILLIAMS and HAUDENSHIELD.

HOUSE BILL No. 1039.

An Act to further amend section three of the act approved the twenty-third day of May one thousand eight hundred and eighty-seven (P. L. 173), entitled "An act to make the carrying on of the business of detectives without license a misdemeanor, and to regulate the licensing and powers of detectives," by further regulating the powers of detectives.

Referred to the Committee on Judiciary.

By Messrs. HAUDENSHIELD and MIHM.

HOUSE BILL No. 1040.

An Act authorizing and requiring cities boroughs townships municipal authorities and public utility companies

engaged in the supplying of water to shut-off the supply of water for nonpayment of sewer sewerage or sewage treatment rentals rates or charges imposed by municipal authorities organized by counties of the second class authorizing and requiring them to supply to such authorities lists of metered water readings and flat-rate water bills and other data authorizing them to act as billing and collecting agents for such authorities and conferring certain powers upon the Pennsylvania Public Utility Commission in connection therewith.

Referred to the Committee on Municipal Corporations.

By Messrs. HAUDENSHIELD and MIHM.

HOUSE BILL No. 1041.

An Act to amend sections four and eight of the act, approved the sixteenth day of May, one thousand nine hundred twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," by authorizing the assignment by municipal authorities of their municipal claims and liens to and the purchase thereof by cities boroughs and townships in which the property subject to such municipal claims or liens is located.

Referred to the Committee on Municipal Corporations.

By Mr. O'DONNELL.

HOUSE BILL No. 1042.

An Act providing for the compulsory attendance and testimony of witnesses and the production of books papers records and other evidence before the administrative departments boards and commissions of the Commonwealth and their subordinate units and conferring jurisdiction upon the several courts of common pleas and repealing inconsistent acts.

Referred to the Committee on Judiciary.

By Mr. DeLONG.

HOUSE BILL No. 1043.

An Act to amend section four thousand two hundred five of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by authorizing cities of the third class to appropriate money for the support and maintenance of airdromes or aviation fields situate without the counties in which such cities are located.

Referred to the Committee on Cities—Third Class.

By Messrs. HAUDENSHIELD and MIHM.

HOUSE BILL No. 1044.

An Act to amend the title of and the act, approved the twenty-sixth day of May, one thousand nine hundred forty-three (P. L. 629), entitled "An act relating to the filing and revival of liens for taxes and water rates in the office of the prothonotary of common pleas court on real estate within the territorial limits of cities of the second class, prescribing duties and fees of prothonotaries; establishing the office of solicitor for delinquent tax and water rate liens, defining the powers and duties of said office; providing for enforced collection of said taxes and water rates; imposing duties upon cities of the second

class, and school districts within the territorial limits of cities of the second class," by extending the powers and duties of the solicitor and of the office of the solicitor to include the filing and revival of liens for delinquent sewer rates and for all other municipal claims and charges.

Referred to the Committee on Municipal Corporations.

By Messrs. HAUDENSHIELD and MIHM.

HOUSE BILL No. 1045.

An Act to further amend the title of and the act, approved the eighteenth day of July, one thousand nine hundred thirty-five (P. L. 1286), entitled, as amended "An act empowering cities, boroughs, incorporated towns, and townships to charge and collect annual rentals for the use of certain sewers, sewage systems and treatment works, including charges for operation, inspection, maintenance, repair, depreciation, and the amortization of indebtedness and interest thereon," by extending to counties the powers granted therein clarifying and extending the provisions thereof with respect to the purposes for which and the circumstances under which rentals rates or charges may be imposed and the proceeds thereof used empowering counties cities boroughs incorporated towns and townships to contract with authorities for sewage sewerage and sewage treatment services to grant convey lease transfer encumber mortgage and pledge to such authorities their sewerage systems and sewage treatment works to assign and pledge to such authorities rentals rates and charges charged and collected by them for the use thereof and to assign to such authorities their power to charge and collect the same and validating all such contracts grants conveyances leases transfers assignments encumbrances mortgages and pledges heretofore made.

Referred to the Committee on Municipal Corporations.

By Mr. ZIEGLER.

HOUSE BILL No. 1046.

An Act to amend the act, approved the twenty-eighth day of June, one thousand nine hundred forty-seven (P. L. 1110) entitled "An act defining and regulating certain installments sales of motor vehicles; prescribing the conditions under which such sales may be made and regulating the financing thereof; regulating and licensing persons engaged in the business of making or financing such sales; prescribing the form, contents and effect of instruments used in connection with such sales and the financing thereof; prescribing certain rights and obligations of buyers, sellers, persons financing such sales and others; limiting incidental charges in connection with such instruments and fixing maximum interest rates for delinquencies, extensions and loans; regulating insurance in connection with such sales; regulating repossessions, redemptions, resales and deficiency judgments and the rights of parties with respect thereto; authorizing extensions, loans and forbearances related to such sales; authorizing investigations and examinations of persons engaged in the business of making or financing such sales; prescribing penalties and repealing certain act," by further prescribing the form and contents of contracts used in connection with such sales and the financing thereof by further regulating the refund for prepayment of instruments used in connection with such installment sales by further regulating repossessions, redemptions, resales and deficiency judgments and the rights of parties with respect thereto.

Referred to the Committee on Banking and Building and Loan Associations.

By Messrs. HERMAN and ZIEGLER.

HOUSE BILL No. 1047.

An Act providing for the enforcement of foreign judgments by the registration thereof in the courts of this Commonwealth, prescribing procedure for the obtaining of jurisdiction over the judgment debtor, the raising of de-

fenses thereto, appeals therefrom, and execution thereon and saving existing methods of enforcing the same.

Referred to the Committee on Judiciary.

By Messrs. BOWER and DeLONG.

HOUSE BILL No. 1048.

An Act to further amend clauses (a), (b), (c) and (f) of section three hundred six, and sections three hundred seven and three hundred nine of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by changing the maximum and minimum rates and the total amounts and aggregate of compensation.

Referred to the Committee on Workmens Compensation.

By Messrs. BOWER and JOHN M. REILLY.

HOUSE BILL No. 1049.

An Act to further amend section four hundred four of the act approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by increasing benefits.

Referred to the Committee on Workmens Compensation.

By Mr. DEPUY.

HOUSE BILL No. 1050.

An Act to amend article thirteen of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by authorizing the cancellation of any certificate, license, permit or registration obtained through fraud or misrepresentation.

Referred to the Commission on Professional Licensure,

By Mr. BAUMUNK.

HOUSE BILL No. 1051.

An Act relating to and regulating the slaughtering of equine animals for animal feeding purposes and to pro-

tect the public health and the health of domestic animals and wild animals held in captivity; providing for the licensing of such establishments and the cancellation of licenses; defining the powers and duties of the Department of Agriculture and providing penalties.

Referred to the Commission on Public Health and Sanitation.

By Messrs. COOPER and COSTA.

HOUSE BILL No. 1052

An Act merging and consolidating State housing with State planning; merging the State Board of Housing with the State Planning Board; establishing a State Planning Code and repealing certain acts.

Referred to the Commission on State Government.

By Messrs. COOPER and COSTA.

HOUSE BILL No. 1053.

An Act to amend the title and further amend the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 955) entitled "An act to promote public health, safety, morals, and welfare by declaring the necessity of creating public bodies, corporate and politic, to be known as housing authorities to engage in slum clearance, and to undertake projects; to provide dwelling accommodations for persons of low income; providing for the organization of such housing authorities; defining their powers and duties; providing for the exercise of such powers, including the acquisition of property by purchase, gift or eminent domain, the renting and selling of property, and including borrowing money, issuing bonds, and other obligations, and giving security therefor; prescribing the remedies of obligees of housing authorities; authorizing housing authorities to enter into agreements, including agreements with the United States, the Commonwealth, and political subdivisions and municipalities thereof; defining the application of zoning, sanitary, and building laws and regulations to projects built or maintained by such housing authorities; exempting the property and securities of such housing authorities from taxation; and imposing duties and conferring powers upon the State Board of Housing and certain other State officers and departments," by extending the act to all cities; changing the scope of the field of operation of a county authority; providing for the use of State grants or contributions towards payment of bonds and interest and as additional pledge therefor; and transferring the administration of the act from the State Board of Housing to the State Planning Board.

Referred to the Committee on State Government.

By Messrs. COOPER and COSTA.

HOUSE BILL No. 1054.

An Act to amend the act, approved the twenty-fourth day of May, one thousand nine hundred forty-five (P. L. 991), entitled "An act to promote elimination of blighted areas and supply sanitary housing in areas throughout the Commonwealth; by declaring acquisition, sound replanning and redevelopment of such areas to be for the promotion of health, safety, convenience and welfare; creating public bodies corporate and politic to be known as Redevelopment Authorities; authorizing them to engage in the elimination of blighted areas and to plan and contract with private, corporate or governmental redevelopers for their redevelopment; providing for the organization of such authorities; defining and providing for the exercise of their powers and duties, including the acquisition of property by purchase, gift or eminent domain; the leasing and selling of property, including borrowing money, issuing bonds and other obligations, and giving security therefor; restricting the interest of members and employees of authorities providing for notice and hearing; supplying certain mandatory

provisions to be inserted in contracts with redevelopers; prescribing the remedies or obligees of redevelopment authorities; conferring certain duties upon local planning commissions, the governing bodies of cities and counties and on certain State officers, boards and departments," by substituting the State Planning Board for the State Board of Housing.

Referred to the Committee on State Government.

By Messrs. COOPER and COSTA.

HOUSE BILL No. 1055.

An Act providing and regulating State assistance for housing for persons of limited income, and making an appropriation.

Referred to the Committee on State Government.

By Messrs. COOPER and COSTA.

HOUSE BILL No. 1056.

An Act to amend the title and sections three, fourteen and twenty-one of the act, approved the eighteenth day of May, one thousand nine hundred thirty-seven (P. L. 704), entitled "An act to promote the public health, safety, morals and welfare by providing for the creation of corporations to be known as limited dividend housing companies for the purpose of eliminating unsanitary and dangerous housing conditions, and constructing and operating safe and sanitary dwellings and apartments to be let at reasonable rentals, or sold; providing for the acquisition of property by the exercise of the power of eminent domain through the State Board of Housing; providing for the supervision and regulation of the activities of such companies by the State Board of Housing in the Department of Health, and regulating the supervision by the State board of any such companies aided by the Federal Government or agencies thereof; defining the rights, powers and duties of such companies, and of persons investing in or dealing with such companies; authorizing such companies to lease and operate, or to manage projects of any housing authority, and borrow money from agencies of the United States Government; exempting all such companies from the payment of any capital stock tax; making certain securities of such corporations legal investments for funds in the hands of municipal officers, insurance companies and associations, savings banks and savings institutions; authorizing certain existing companies to accept the provisions of this act; and repealing inconsistent acts," by transferring supervision and regulation of such companies to the State Planning Board.

Referred to the Committee on State Government.

By Messrs. COOPER and COSTA.

HOUSE BILL No. 1057.

An Act to amend sections three and four of the act, approved the twenty-sixth day of May, one thousand nine hundred thirty-seven (P. L. 888), entitled "An act to authorize cities, boroughs, towns, townships, counties, and other public bodies to aid housing projects of housing authorities, or of the United States of America, by furnishing parks, playgrounds, streets and other improvements and facilities by exercising certain other powers, and by making agreements relating to such aid; to authorize cities, boroughs, towns, townships, and counties to contract with respect to the sums to be paid them for improvements, services, and facilities to be provided for the benefit of housing projects, and the occupants thereof; to authorize certain cities and counties to make an appropriation for the first years' administrative expenses of housing authorities; and to authorize certain cities, boroughs, towns, and counties to pay moneys to housing authorities," by removing any ambiguity as to the powers of a State public body with respect to long term agreements, and changing definition of term "Housing Project."

Referred to the Committee on State Government.

By Messrs. COOPER and COSTA.

HOUSE BILL No. 1058.

An Act to amend sections four and six of the act, approved the twenty-fourth day of May, one thousand nine hundred forty-five (P. L. 982) entitled "An act to authorize State public bodies, as defined, to aid redevelopment authorities in the elimination of blighted areas and their redevelopment by entering into contracts to furnish and by furnishing to said authorities and to any Federal governmental agency, parks, playgrounds, streets and other improvements and facilities; and by donating or lending money and making appropriations therefor; by accepting payments and exercising certain other powers and duties," by removing any ambiguity as to the powers of a State public body with respect to long term agreements and permitting State public bodies to issue bonds to provide funds for local contributions required by Federal law.

Referred to the Committee on State Government.

By Messrs. COOPER and COSTA.

HOUSE BILL No. 1059.

An Act to further amend section four hundred fifty-one and to amend section two thousand five hundred two B, of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by reconstituting the State Planning Board; and changing its functions.

Referred to the Committee on State Government.

By Mr. BOWER.

HOUSE BILL No. 1060.

An Act to further amend clause (a) of section three hundred one, clauses (a), (b), (c) and (f) of section three hundred six, and section three hundred seven, and to amend section three hundred nine of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by changing the maximum and minimum rates and total amounts and aggregate of compensation.

Referred to the Committee on Workmens Compensation.

REPORT FROM JOINT STATE GOVERNMENT COMMISSION

Mr. SOLLENBERGER presented on behalf of the Joint State Government Commission a report dated February 1949, dealing with "Per-Pupil Cost of Vocational and General Education Programs in the Public Schools," copies of which are available to the Members at the office of the Chief Clerk.

(For report see Appendix)

ANNOUNCEMENT

The SPEAKER pro tempore. There will be a caucus of the Democratic Members at 3:00 p. m. on Monday, March 7, 1949.

THE SPEAKER (Herbert P. Sorg) IN THE CHAIR.

The SPEAKER. The Chair thanks the gentleman from Lancaster, Mr. Wood, for presiding.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 5.

An Act to further amend paragraph (j) of section fourteen hundred two of the act, approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Collogese abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by restricting the application of certain provisions

SENATE BILL No. 2.

An Act to amend article fourteen of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the

manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by adding thereto a new section placing additional powers upon the Department of Military Affairs and increasing the duties of other administrative departments in connection with the establishment of a recreational camp at Indiantown Gap Military Reservation.

SENATE BILL No. 114.

An Act to amend sections six hundred fourteen and six hundred fifteen of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" relating to bribery in athletic contests and soliciting or accepting a bribe in athletic contests.

SENATE BILL No. 17.

An Act to amend section seven of the act approved the eleventh day of June one thousand nine hundred forty-one (P. L. 101) entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near Irwin in Westmoreland County the western terminus of the turnpike heretofore constructed by said Commission to a point on the western boundary line of the Commonwealth of Pennsylvania touching on the State of Ohio or the State of West Virginia and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds of the Commonwealth solely from tolls to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds exempt from taxation constituting such bonds legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions upon which such turnpike shall become free providing for grade separations grade changes

and relocation and restoration of public roads and State Highways affected by the turnpike providing for condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds" by providing for salaries for appointed members of the Commission

SENATE BILL No. 18.

An Act authorizing the Department of Property and Supplies to accept on behalf of the Commonwealth certain real estate adjoining property of the Philipsburg State Hospital in Rush Township Centre County Pennsylvania

SENATE BILL No. 53.

An Act to amend Article IX Clause (h) of Section nine hundred forty-three and Article X Section ten hundred four of the Act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by increasing the penalty for the unlawful killing of bears

Whereupon,

The SPEAKER, in the presence of the House, signed the same

ADJOURNMENT

Mr. SNYDER. Mr. Speaker, I move that this House do now adjourn until Monday, March 7, 1949 at 4:30 p. m.

The motion was agreed to, and (at 12:20 p. m.) the House adjourned.

ERRATUM

Legislative Journal of Wednesday, February 23, 1949, page 744 under Resolution correct the sub-heading to read "Condolence" instead of "Congratulations."

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., MONDAY, MARCH 7, 1949.

No. 23.

SENATE

MONDAY, March 7, 1949.

The Senate met at 4:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

PRAYER

The Chaplain, Rev. FRANCIS E. REINBERGER offered the following prayer:

We give Thee our thanks, O Holy Father, for the joy of serving Thee in this place, and for the pleasure of mutual friendships formed by daily association here. Surrounded by the spiritual evidence of Pennsylvania's great men of yesterday, aid us in carrying out Thy gift of democratic government with honor and integrity, so that to the ends of our nation the name of our Commonwealth may become entirely synonymous with the good and the abundant life. Riches Thou hast given us; now give us the intelligence to use that wealth for the good of all. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. DOEHLA, further reading was dispensed with, and the Journal was approved.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communications in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

APPROVED AND SIGNED SENATE BILL No. 114,
PRINTER'S No. 14

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 4, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 114, Printer's No. 14, entitled "An Act to amend sections six hundred fourteen and six hundred fifteen of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (Pamphlet Laws 872) entitled 'An act to

consolidate amend and revise the penal laws of the Commonwealth' relating to bribery in athletic contests and soliciting or accepting a bribe in athletic contests."

JAMES H. DUFF.

NOMINATIONS BY THE GOVERNOR

He also presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations.

MEMBERS OF THE TIOGA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 7, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Tioga County Board of Assistance:

Mrs. Bertha Weaver (Republican), Nelson, Tioga County, to serve until December 31, 1951, and until her successor is duly appointed and qualified. (Reappointment)

Mrs. Jennie Sheen (Democrat), Elkland, Tioga County, to serve until December 31, 1951, and until her successor is duly appointed and qualified, vice Miss Frances Armstrong. Wellsboro, whose term expired.

JAMES H. DUFF.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. LORD, JR. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on March 7, 1949.

Mr. DONLAN. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 7, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to

nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation.

ALLEGHENY COUNTY

G. A. Cunningham, Pittsburgh, Robinson, Scotland & Shore Aves. (12).

Wm. H. Eichenberg, Pittsburgh, Sun Telegraph Bldg.

BERKS COUNTY

Christian New, Muhlenberg Twp., 2501 Kutztown Rd., Reading.

CAMBRIA COUNTY

Mrs. Millie Juhas, Johnstown.

Floyd M. Sawtelle, East Conemaugh.

DAUPHIN COUNTY

Mrs. Mildred K. Miller, Harrisburg.

PHILADELPHIA COUNTY

Miss Mary V. Fahy, Emerald & Westmoreland Sts.

Abraham J. Golden, 420 Stock Exchange Bldg.

William L. Nahrgang, 6329 Frankford Ave.

Joseph Shanis, 420 Stock Exchange Bldg.

Mrs. Belle M. Tomlinson, 2200 Girard Trust Bldg. (2).

WESTMORELAND COUNTY

Anthony J. Parente, Monessen.

To compute from dates set oppositt their names.

SCHUYLKILL COUNTY

Victor Elenausky, New Philadelphia, March 8, 1949.

PHILADELPHIA COUNTY

Felix O'Neill, 5547 Cheser Ave. (43), March 10, 1949.

ALLEGHENY COUNTY

J. F. Nugent, Pittsburgh, 5819 Forbes St. (17), March 14, 1949.

Cyril C. Farbacher, O'Hara Twp., Sharpsburg, March 19, 1949.

Miss Agnes R. Miller, Pittsburgh, Rm. 104, Wm. Penn Hotel, March 19, 1949.

H. J. Kreiling, Pittsburgh, Pittsburgh Press Bldg., March 23, 1949.

BEAVER COUNTY

Joseph A. Tokar, Aliquippa, March 24, 1949.

LUZERNE COUNTY

W. N. Thompson, Pittston, March 25, 1949.

ALLEGHENY COUNTY

Miss Mary E. Higgins, Pittsburgh, Hotel Wm. Penn (30), March 27, 1949.

JAMES H. DUFF.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 7, 1949.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation.

ALLEGHENY COUNTY

Orville L. Blades, Springdale.

Thomas A. Clifford, Swissvale.

Adolph Goldberg, McKeesport.

Robert J. Kurtz, McKeesport.

William F. McCrea, Sewickley.

ARMSTRONG COUNTY

Miss Louise E. Konhauser, Ford City.

BLAIR COUNTY

Earl L. Herncane, Greenfield Twp., Sproul.

BUCKS COUNTY

Joseph W. Barton, Bristol.

BUTLER COUNTY

William C. Lane, Winfield Twp., West Winfield.

CAMBRIA COUNTY

Mrs. Carolyn Chapple, Johnstown.

CHESTER COUNTY

Frank K. Biking, Downingtown.

CRAWFORD COUNTY

A. J. Smallenberger, Vernon Twp., Meadville.

DAUPHIN COUNTY

William A. Major, Paxtang.

DELAWARE COUNTY

W. J. Baldwin, Chester.

ERIE COUNTY

S. Paul Bossart, Millcreek Twp., 2628 Colonial Ave., Erie.

Miss Adelene V. May, Erie.

LANCASTER COUNTY

Jerre P. Prout, Bart Twp., R. 3, Quarryville.

PHILADELPHIA COUNTY

Louis Bonaventura, 1502 S. 8th St.

Ottaviano Capponi, 1319 S. 8th St. (47).

Miss Edith G. Cavanaugh, Rm. 1127, 1405 Locust St. (12).

Harry Hecht, 5745 N. Camac St.

Miss Alma C. McGeogh, 5904 N. Broad St. (41).

Charles D. Moon, 308 Independence Bldg. (6).

Robert Rodin, 5th Floor, Juniper Bldg.

Joseph Sigma, 625 Widener Bldg. (7).

SCHUYLKILL COUNTY

Miss Anne Marie L. Daley, Pottsville.

SUSQUEHANNA COUNTY

Kenneth B. Morrison, Montrose.

To compute from dates set opposite their names.

PHILADELPHIA COUNTY

Israel Kohn, 1512 S. 5th St. (47), March 9, 1940.

BERKS COUNTY

Mrs. M. Palm Heist, Reading, March 10, 1949.

PHILADELPHIA COUNTY

Miss Margaret M. Daly, 1209 Fishers Ave. (41), March 10, 1949.

WESTMORELAND COUNTY

John E. Irwin, Irwin, March 10, 1949.

PHILADELPHIA COUNTY

Walter R. Hummel, SW Cor. 4th & Tasker Sts., March 11, 1949.

LACKAWANNA COUNTY

Miss Ann M. Kearney, Scranton, March 14, 1949.

PHILADELPHIA COUNTY

Moritt G. Williams, 5912 Torresdale Ave., March 15, 1949.

ERIE COUNTY

James M. Van Dyke, Erie, March 19, 1949.

CLEARFIELD COUNTY

Leo R. Brockbank, DuBois, March 24, 1949.

CLINTON COUNTY

Norval J. Remick, Lock Haven, March 24, 1949.

PHILADELPHIA COUNTY

Miss Helen E. Freitick, 8016 Madison Ave., March 26, 1949.

LUZERNE COUNTY

Mrs. Marian D. Antellocy, Wilkes-Barre, March 27, 1949.

PHILADELPHIA COUNTY

Harry Pollock, 1825 S. 6th St. (48), March 28, 1949.

WESTMORELAND COUNTY

Miss Catherine J. Richardson, Jeannette, March 30, 1949.

McKEAN COUNTY

Gauin H. McCoy, Port Allegany, March 31, 1949.

JAMES H. DUFF.

A motion was made by Mr. LORD JR. and Mr. DONLAN, that the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Geltz.	Meade.	Tarr.
Barrett.	Haluska.	Neff.	Taylor
Berger.	Hare.	Pechan.	Toole.
Blass.	Holland.	Peelor.	Wade.
Chapman.	Homsheer.	Robinson.	Wagner.
Crowe.	Kephart.	Rosenfeld.	Walker.
Dent.	Lane.	Ruth.	Watkins.
Diehm.	Leader.	Scarlett.	Watson.
DiSilvestro.	Letzler.	Snowden.	Wolfe.
Doehla.	Lord.	Stevenson.	Wood, L. H.
Donlan.	Mahany.	Stiefel.	Wood, T. W.
Farrell.	Mallery.	Tallman.	Yosko.
Frazier	McPherson, Jr.		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 67, entitled:

An Act to amend the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1046) entitled "An act providing for equalization of

assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation" by changing the time for the beginning of the use of market values for the determination and apportionment of Commonwealth subsidies

Senate Bill No. 101, entitled:

An Act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto.

Senate Bill No. 104, entitled:

An Act to add clause (k) to section one thousand three hundred seven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" incorporating certain functions of the State Council of Education now provided for by other legislation repealed hereby.

Senate Bill No. 118, entitled:

An Act to amend section one thousand eight hundred one of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by authorizing the Department of Forests and Waters to enter into agreements for protection of natural deposits underlying property owned by the Commonwealth.

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

DELEGATION REPRESENTING CONESTOGA CHAPTER OF THE NATIONAL SECRETARIES ASSOCIATION OF LANCASTER, PENNSYLVANIA, PRESENTED TO SENATE

The PRESIDENT. At this time the Chair would like to recognize in the gallery a delegation representing The Conestoga Chapter of The National Secretaries Association of Lancaster, Pennsylvania.

We hope you will enjoy your visit to the Capitol this afternoon.

WIVES OF SENATORS PRESENTED TO SENATE

The PRESIDENT. The Chair would also like to recognize the wives of a good many of the Senators who are here today.

We are very glad to have you with us, and we hope you will enjoy this Session.

ANNOUNCEMENT BY THE CHAIR

DINNER OF PENNSYLVANIA LEGISLATIVE CORRESPONDENTS' ASSOCIATION

The PRESIDENT. The Chair has been asked to make the following announcement:

Resolution No. 1949, Printer's No. 0.

To the General Assembly of Pennsylvania, Legislative Engineers and Others.

File of The Pennsylvania Legislative Correspondents' Association.

Big Red's Roundup, at The Bar-Nothing Ranch, Penn-Harris Hotel, April 5, 1949, 7:30 p.m.

Whereas, This is the year of the '49ers when Big Red is trying to round up everything and everybody and, Whereas, Elephants and Mules alike are having a helluva time staying out of the corral, and,

Whereas, Its about time somebody rode herd on the Bar-Nothing boys, and,

Whereas, Everything must happen sometime whether the Elephants and the Mules like it or not, and,

Whereas, The punchers and cowhands and doggers and others of their like are gathered in Harrisburg for the biennial roundup, therefore, be it

Resolved, That all and sundry (provided they possess 10 round iron men) be admitted to view the punching and dogging by the Pennsylvania Legislative Correspondent's Association, branding-iron style, in the second floor corral of the Penn-Harris Hotel, Tuesday evening, April 5, at 7:30, and be it further

Resolved, That chuckwagon passes may be obtained (upon payment of said 10 iron men) in the news room on the E floor in the capitol.

The Senators are invited.

PETITIONS AND REMONSTRANCES

Mr. YOSKO. Mr. President and Members of the Senate, this morning's Harrisburg Patriot contained some startling news. In fact the papers, for the past several days, have been carrying items which have surprised me.

I refer to the controversy which is currently raging between the Governor of the Commonwealth and Senator Wade. Especially startling for me is that part of the controversy relating to the toll bridges in the Commonwealth.

After carefully reading the news stories and the statements attributed to Governor Duff, I want to assure my

colleague from the 31st Pennsylvania Senatorial District that he has my sincere sympathy. Furthermore, I want to assure him that in view of what has happened on the floor of this body in regard to the toll bridge question, up to this point, I feel that he is entirely justified in taking the position he is quoted as taking by the press.

As my colleagues well know, I am vitally interested in freeing the toll bridges in the Commonwealth. Two of the ten are located in my district—in fact they are located in my home City of Bethlehem.

As all of us know, the toll bridge problem has been kicked around the Senate for years. Senator Tarr emphasized that recently when he said that in his home County of Fayette, people were saying that the legislature was not sincere in its efforts to free the toll bridges—that the legislators known when they introduced and passed those measures, that the bills would be found unconstitutional by the Courts. Senator Tarr is not the only one who has had that experience.

Those were the things I had in my mind when, in the early days of January, I addressed a letter to the Members of the Senate and the House who will be directly affected by any proposed toll bridge legislation. Those who received the letters are the Senators and the Representatives who represent districts in which toll bridges are presently located.

The purpose of the letters was clearly stated in them—to hold a meeting of the interested parties for the purpose of drafting toll bridge legislation that would be fool proof—or in other words Court proof. It would be a bill on which all those interested would agree, thus eliminating the chances of having a number of bills submitted, with the result that again a bill would be passed that would be found unconstitutional by the Courts.

Now let us go back to January 17, 1949. On that day Senator Wade took the Senate floor. He said he had received my letter, and he voiced strong objections. He said then—and this is part of the record of this body—that he had been working for two weeks on fool proof tollbridge legislation with Governor Duff and Senator Taylor. He said my letter calling for a conference was the wrong approach and, and I quote, "a violation of the democratic processes," unquote.

Senator Wade said further that four attorneys had been working with him and Senator Taylor to draft fool proof legislation designed to free the toll bridges, two of them from the Department of Justice and two others. He said the bills would be ready and would be introduced in a short time by Senator Taylor and himself.

At that time the distinguished leader of the Minority Group in this body, Senator Dent, suggested that the attorneys work with all those who are directly interested in freeing the toll bridges.

On February 7, I took the floor in this hall and asked Senator Wade some questions. I wanted to know what was holding up the toll bridge bills which he had assured us three weeks before were in course of preparation.

At that time Senator Wade said the bills would be ready and would be introduced that very week. Then he added that at the very latest they would be introduced the following week.

Today is Monday, March 7, almost one month later, and today we learn, according to the morning newspaper, that Governor Duff, with whom Senator Wade said he

was working out legislation according to democratic processes, has no plans.

The Governor is on record as saying he is receptive to any well thought out plan. This morning he is quoted as saying he favors the building of a free bridge across the Susquehanna at Harrisburg, to give competition to the two toll bridges now in existence.

Does that mean that he wants to also build a free bridge at Bethlehem to give competition to the two toll bridges there? Does it mean he wants to build a free bridge at Allentown to give competition to the toll bridge there?

And does the Governor plan to build free bridges in competition to the toll bridges at other points in the Commonwealth? If he does not then he has obviously abandoned all toll bridge plans, for he has advanced not a single plan to free the bridges.

In view of the above facts, Senator Wade is obviously in an embarrassing position. Either the bills he told us on February 7 were ready and were about to be introduced did not exist—were in fact nothing more than a myth—a product of a too vivid imagination—or the Governor has ignored the Senator and his efforts in drafting legislation to free the toll bridges. I choose to believe the latter and therefore I repeat—I do not blame the Senator for his attitude in the dispute with the Governor—rather I am in sympathy with him.

Since it is now entirely obvious that the much discussed Duff-Taylor-Wade toll bridge legislation either never existed or has reached an impasse, I would like to address the following questions to the gentleman from Cumberland, Senator Wade, and ask whether he will permit himself to be interrogated.

The PRESIDENT. Will the gentleman from Cumberland permit himself to be interrogated?

Mr. WADE. I will, Mr. President.

Mr. YOSKO. Senator Wade, when was the first time you and Senator Taylor discussed the toll bridge legislation with the Governor?

Mr. WADE. To the best of my memory, it was sometime in December.

Mr. YOSKO. Did the Governor at that time advance plans to build free bridges to give competition to the toll bridges?

Mr. WADE. I cannot answer that, Mr. President, I do not recall, but I know that was discussed at our various conferences.

Mr. YOSKO. Was that a part of the plan or a part of the bills that were under preparation?

Mr. WADE. Mr. President, the origin of that plan, perhaps, goes back two years when we passed some legislation that permitted a free bridge at Harrisburg.

Mr. YOSKO. Mr. President, have the bills, assuming that they do exist, been dropped or are they still in existence, and if so, do you still say they will be introduced?

Mr. WADE. Yes, Mr. President. If I am permitted, I will make a more lengthy statement immediately after the Senator from Northampton is through.

Mr. YOSKO. Thank you, Senator Wade.

Mr. President, and Members of the Senate, I am going to suggest if the bills Senator Wade referred to on the floor of this Senate on several occasions are not introduced within the next ten days, and if no other bills to

free the toll bridges in Pennsylvania are introduced, I suggest that the Committee that has the toll bridge bills introduced by the gentleman from Union, Senator Wolfe, release those bills from Committee so they may be considered on the floor of this Senate, as evidence to the people of Pennsylvania that we are not trying to kid them with reference to freeing the toll bridges in this state.

Mr. WADE. Mr. President, let me say at the outset that I had no knowledge whatever that the gentleman from Northampton, Senator Yosko, was going to talk on this subject today, and secondly, I am going to allay his fears at the very outset by telling him that I now have bills on my desk prepared for introduction today, and at the conclusion of this short statement. I am going to ask for unanimous permission to introduce a series of bills.

Mr. President, naturally, I, too, was very much gratified to read in this morning's Harrisburg paper that the Governor has finally decided and agreed that we need another bridge at Harrisburg—it has been my hope and plan over these many years that we can get this additional bridge built and finally accomplish the freeing of the Harrisburg toll bridges and all other toll bridges in the state.

At the outset I want to make it crystal clear that I am eager to work with, to cooperate with, Governor Duff and his Administration and to give every possible assistance in freeing the bridges and solving the many tremendously difficult problems that confront this Legislature and the people of the Commonwealth.

It was apparent in many of our conferences, that the Governor's interest in freeing the bridges and building an additional bridge at Harrisburg, by either the authority method or from motor license funds, was to begin only after his tax measures were passed—every decision on plans important to the people of the Commonwealth, who pay the bill, was to be made after the enactment of the tax measures.

Toward the freeing of the bridges, I have worked in the Legislative halls of the Commonwealth over many years. In addition to other measures, I joined in the sponsorship with my esteemed colleague, Senator Taylor, in sponsoring and working for the enactment of legislation for the outright purchase of the toll bridges by a definite sum set aside from state funds. This law was subsequently declared unconstitutional by the court on a hair-splitting decision. However, that decision is past. This was by no means the only measure that I had sponsored, sometimes alone, and sometimes with others, so that the bridges might be freed.

In 1933, I sponsored a House Bill setting up the Bridge Commission and offering a plan. The succeeding Administration was prevented by injunctions and other court actions from accomplishing this purpose. During the past months I have worked with a Deputy Attorney General, assigned by the Governor with an attorney from the local Motor Club, whose interest in the freeing of the bridges has been expressed many times, and with an attorney which I have paid from my personal funds in the hope that a waterproof, airtight plan might be devised and submitted to the Legislature.

As previously stated in the press, and otherwise, we were unable to come to a decision in conference with

the Governor. I now have bills ready to present, following this plan generally, but I want to make it clear, the bills I am presenting do not have the Governor's final blessing. Approval, however, may be implied from a recent statement. I have asked Senator Taylor if he wished to join me in sponsorship: He has decided not to do so.

Briefly, they are as follows:

No. 1. This bill authorizes and directs the Secretary of Highways to acquire toll bridges in Pennsylvania, either by agreement of sale or by condemnation proceedings. If by agreement, the acquisition of such bridge properties, in addition to outright purchases, may be accomplished by transfer of all outstanding stock of the company to the Commonwealth for a total price commensurate with the values of the bridge properties. Under an alternate plan of purchase, the sale price may be made in installments.

No. 2. This bill implements a Constitutional amendment approved by the electorate in November, 1933. It provides for the floating of a ten million dollar bond issue for the purchase of the state's toll bridges. On my calculation, the necessary funds to meet the bond amortization and interest would be approximately four hundred and seventy thousand dollars per annum which is approximately four and seven-tenths of one per cent of the current budget. This plan would require no further toll collections.

No. 3. This bill would abolish the State Bridge and Tunnel Commission and repeal laws in relation thereto. The reason for this bill is that a New York Bonding House purports, because of a bid made during the Earle Administration, to have some claim against the Bridge and Tunnel Commission for the purpose of these bonds at a rate in excess of what the state may currently get the money, and repeals acts relating to the Bridge and Tunnel Commission.

No. 4. This bill clarifies existing Legislation by giving the Secretary of Highways authorization to construct bridges and the approaches for the improvement of the Highway system and to connect Highway routes.

Let me say further, Mr. President, that the enactment of this measure would permit another bridge at Harrisburg, known as the Upper Bridge. We already have Legislation on the books for what is known as the Dock Street Bridge.

No. 5. This is a joint resolution proposing an amendment to Section 18, Article 9 of the Constitution of Pennsylvania, permitting the use of motor license funds for the acquisition of toll bridges or for the payment of obligations incurred in so doing. By the enactment of this last bill and the affirmative vote of the people, monies could then be properly taken from the motor license fund and used to meet the amortization and interest requirements on the bond issue, from the motor license fund. If this is enacted and approved by the people at the earliest possible date, it would then only be necessary to use general fund revenues for a period of two years.

Let me say in conclusion that in my judgment this plan is a sound one. If the Members of the Legislature or the Governor can develop improvements in this plan, I shall be glad to accept them, by amendments, if they

are definitely to improve the plan. My whole purpose is to free the bridges of the Commonwealth of Pennsylvania, as soon as possible, and by the best possible method. I earnestly seek the help of the Legislature and the Administration. I repeat, the purpose is to remove toll bridges from Pennsylvania, a relic of horse and buggy days, and a long overdue and much needed improvement.

Let me say further that with the generous help of my esteemed colleague, Senator Taylor, two years ago, a general overall relief route, including a free bridge at Harrisburg was approved by the Legislature and received the Governor's signature of approval. This plan did not reach further than the planning board stage, despite my many continuing efforts to have the Highway Department take action to place this plan in full force and effect.

As I present these bills, I desire to again make it clear that I am aware of the tremendous burden on Governor Duff and this Legislature and the efforts that he and they are putting forth. However, I have been constantly urged by the electorate to work for bridge Legislation which will free the toll bridges throughout Pennsylvania. My full purpose is to work with Governor Duff and not against him; however, the duty is incumbent upon me to maintain my pledge to the electorate by action, and I will stand by my convictions.

BILLS INTRODUCED AND REFERRED

Mr. WADE. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WADE read in place and presented to the Chair Senate Bill No. 460, entitled:

A Joint Resolution proposing an amendment to section eighteen, article nine of the Constitution of the Commonwealth of Pennsylvania, authorizing the use of certain revenues for the acquisition of bridges and toll bridges.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also read in his place and presented to the Chair Senate Bill No. 461, entitled:

An Act abolishing the State Bridge and Tunnel Commission; and repealing laws relating thereto.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 462, entitled:

An Act providing for the issuance and sale of bonds by the Commonwealth of Pennsylvania to defray the cost of the acquisition of toll bridges; creating a special fund in the State Treasury to be known as the Toll Bridge Fund; defining the powers and duties of the Governor, Auditor General, State Treasurer, Board of Finance and Revenue and the Secretary of Highways in relation thereto; providing for the payment of interest on, and the redemption of, such bonds; and making appropriations.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 463, entitled:

An Act authorizing and empowering the Secretary of Highways, with the approval of the Governor, to construct bridges, and approaches thereto to connect State highway routes under certain terms and conditions; conferring the power of eminent domain for such purpose; authorizing agreements with political subdivisions for sharing the property damage and construction costs; authorizing the Secretary of Highways to enter into agreements for the construction of such bridges and approaches by any State authority or agency having statutory authority to undertake such construction; and making an appropriation.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 464, entitled:

An Act empowering, authorizing and directing the Secretary of Highways to acquire toll bridges located wholly within Pennsylvania; providing the procedure therefor, and prescribing certain duties of the Governor, the Auditor General and the State Treasurer to be exercised in connection therewith; conferring jurisdiction in condemnation proceedings on certain courts of common pleas; authorizing the Secretary of Highways to enter into agreements with a State authority or agency for the acquisition of such toll bridges; freeing such bridges from tolls; providing for the control and maintenance thereof after acquisition; and making an appropriation.

Which was committed to the Committee on Highways.

PETITIONS AND REMONSTRANCES

Mr. BARR. Mr. President and Members of the Senate, on June 12, 1947, there was a Senate Resolution, Serial No. 70, printed in the History of 1947, at page 196, authorizing the Joint State Government Commission to investigate the Administrative Bodies Exercising Legislative Powers.

The final paragraph of that Resolution reads as follows:

"Resolved, That the Joint State Government Commission is hereby directed and authorized to review, investigate, study and consider the problems arising from administrative bodies, boards and commissions and the exercise of legislative powers delegated to them and to report its findings and conclusions to the next regular session of the General Assembly with proposed legislation to correct the above mentioned conditions existing in connection with such bodies."

Mr. President, I was appointed on that sub-committee to supposedly review, investigate, study and consider these boards and commissions. I attended the first meeting of the Commission and was told by the then President of The Joint State Government Commission, Mr. Heyburn, that I was entirely wrong, that was not what the resolution meant, in other words, to investigate. I then told him I thought I had as much formal education as he had, and I thought I knew what the word "investigate" means; I also told him that was the last meeting of the Committee I would attend, and I have not returned since then, because I did not want to sign my name to a report of any Committee that indulges in part in a white-wash.

Since that time, Mr. President, the conditions that then existed in the Pennsylvania Liquor Control Board have become exceedingly worse. Since that time the Liquor Control Board has been brought up to full size, there are now three members on the Liquor Control Board, but, Mr. President, there is a great division in

the Liquor Control Board. In other words, Mr. President, there are two against one, faction reigns and the bedlam in the Liquor Control Board is much worse.

I have before me a release which I have just handed to the newspapers to point to the Members of the Senate one thing that has happened in the Liquor Control Board in the last several weeks, wherein I say to you that they still care nothing about the public, the consuming public in this state.

The heading of this release is, "Liquor Board Credited with An Assist As Big Distillers Gouge Public."

In the past several months, the big distilling interests have been quietly changing the aged whiskey content on back labels and substituting cheaper younger age mixtures in popular brands but prices still stay at the same high level.

Liquor sales are declining but the big distillers have found a way to pull the wool over the eyes of the public and to continue to reap the vast profits as they had in the flush money periods. This is accomplished by changing the formula and lowering the content of age whiskey and replacing it with an increased amount of young whiskey in popular brands.

In the past several months, the big chains have methodically requested the Liquor Control Board to allow them to make these changes with no reduction in price and the Board with precision like regularity have fallen in line and granted approvals without question. These changes were made in the leading and largest selling brands in the industry. The smaller distillers have not, as yet, been a part of this "profit squeeze."

The Liquor Board has seemingly concurred with this "gouge the public" policy because they have given these popular brands of the offending distillers, large inventories and extensive distribution throughout all of the 580 state stores. On the other hand, the little fellows who are still trying to give the public an aged product, are given small inventories with scattered distribution in the state store system.

The Pennsylvania Liquor Board instead of idly standing by corroborating in the price gouge should demand that the big distilling chains reduce prices with each reduction in the cost of the product.

The distilling industry through their advertising have always maintained and impressed the public with the fact that age is the determining factor in whiskey products. They always stressed that it was because of the cost of this aging that it was necessary to demand the high price for whiskies. Using the industry's own argument, if they are now using lesser age whiskey, therefore, the cost to them is lower and the public should receive this benefit, and not the distilling tycoons.

An example of the formula manipulation is reflected in the Seagrams Distilling Corporation changes on Seagrams 7 Crown blended whiskey and Calvert Reserve blended whiskey from

5% straight whiskey—7 year old
20% straight whiskey—6 years old
10% straight whiskey—4 years old
65% grain neutral spirits

to

5% whiskey—7 years old
3% whiskey—6 years old
27% whiskey—4 years old
65% grain neutral spirits

The Pennsylvania retail price for 7 Crown is \$4.03 5ths—\$2.55 pts. and for Calvert Reserve \$4.01 5ths—\$2.53 pts. This remained the same despite the substantial increase of young whiskey going into the bottles.

Schenley Distributors, Inc., changed their Cream of Kentucky as follows: from

15% straight whiskey—4 years old
15% straight whiskey—5 years old
70% grain neutral spirits

to

20% straight whiskey—3 years old
10% straight whiskey—5 years old
70% grain neutral spirits

Three Feathers Distributors, Inc., another Schenley subsidiary, changed their Golden Wedding as follows:

from

15% straight whiskey—4 years old
15% straight whiskey—5 years old
70% grain neutral spirits

to

17½% straight whiskey—3 years old
12½% straight whiskey—5 years old
70% grain neutral spirits

Mr. President, I say it is high time the Pennsylvania public receive some protection and the benefit of efficient administration on the Liquor Board of this Commonwealth.

Now, Mr. President, and Members of the Senate, I have the work sheet on my desk which substantiates to the nth degree everything I have said about the change in these whiskeys. I also have a copy of the minutes of the Liquor Control Board, whereby these were approved and there are no negative votes.

I stood on this floor weekly two years ago asking that something be done in Pennsylvania about the existing conditions in the Liquor Control Board, not only in its enforcement, but in its purchases and its merchandising. I think, Mr. President, that I must have done a very poor job, because everything has gone down, gone from bad to worse.

Mr. President, now we are in our eleventh week of the Session, and up to this time I have hesitated to say anything about this, thinking that maybe some gentleman on the other side would rise and have something to say about this condition. To date that has not been the case, and I am going to delay another ten days or so, and if I do not hear from anyone on the other side having anything to say about this situation, I will again press for a complete investigation of the Liquor Control Board, which has no control whatsoever.

Mr. WALKER. Mr. President, now I feel at home that we have gotten that speech in front of the Senate. I was wondering where the gentleman from Allegheny had been. This is the eleventh week of the Session, and this is the first complaint we have heard about the Liquor Control Board.

Mr. President, I am advised by the Members of the sub-committee who were studying this and who did not get up and walk out but who stayed for further meetings, that they will have remedial legislation prepared and it will be introduced next week. I am further advised that it is to be approved by The Joint State Government Commission at the meeting, and if the gentleman from Allegheny, Senator Barr, is interested, I would suggest that he kiss and make up with that Committee and

attend its meeting, and perhaps he also will approve of the bill which is going to be introduced.

Mr. BARR. Mr. President, in answer to the gentleman from Allegheny, Senator Walker, may I say that the reason the thing was not investigated is because it was purely politics. At that time Mr. Heyburn was trying to get himself in a position to be on the Republican State Ticket and he told me conclusively, and you will find it in the minutes of the Joint State Government Commission, that the word "investigate" did not mean investigate.

The only good thing I know that came out of that Committee meeting, the one I attended, was that we found out in the City of Pittsburgh that we were paying three cents more for a quart of milk in the summer of 1947, than the people in Cleveland, and they were getting their milk from the same sources as the people in Pittsburgh.

Mr. WALKER. Mr. President, the gentleman from Allegheny shifted to milk in a hurry.

Mr. President, the distinguished gentleman from Delaware who is now the Auditor General elect, is no longer a member of this august body, and therefore is hardly in position to defend the suggestion of politics made by the gentleman from Allegheny, but may I repeat the invitation to the gentleman from Allegheny to attend the meeting of The Joint State Government Commission next week when this bill and Senator Heyburn will be there, and then he can discuss the political aspects with the Auditor General elect.

REPORTS FROM COMMITTEES

Mr. LETZLER, from the Committee on Highways, reported as committed, Senate Bill No. 240, entitled:

An Act to further amend subsection (b) of section one thousand one hundred ten of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by authorizing the Department of Highways and counties to appropriate funds to pay the cost of erecting traffic signals in second class townships.

Mr. WOLFE, from the Committee on Highways, reported as committed, Senate Bill No. 107, entitled:

An Act to add section one thousand two hundred two point one to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles,

tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," further regulating prosecutions for violations, and the suspension and revocation of operators' licenses and learners' permits.

Mr. SNOWDEN, from the Committee on Highways, reported as committed, Senate Bill No. 386, entitled:

An Act to repeal route three hundred ninety-one of act approved the eighth day of April one thousand nine hundred and twenty-five (P. L. 191) entitled "An act establishing certain public roads as State highways and providing for their construction and maintenance at the expense of the Commonwealth" as amended.

BILLS INTRODUCED AND REFERRED

Mr. HOMSHER read in his place and presented to the Chair Senate Bill No. 465, entitled:

An Act making an appropriation to the Department of Public Instruction for the purpose of revising the curricula of elementary, secondary and vocational schools.

Which was committed to the Committee on Appropriations.

Mr. BLASS read in his place and presented to the Chair Senate Bill No. 466, entitled:

An Act limiting the liability of owners, operators or persons responsible for the operation of motor vehicles in cases of injury or death of guest occupants.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 467, entitled:

An Act making an appropriation to the Department of Welfare for the purpose of administering the Pennsylvania Hospital Survey and Construction Act of 1947.

Which was committed to the Committee on Appropriations.

Mr. FARRELL read in his place and presented to the Chair Senate Bill No. 468, entitled:

An Act making an appropriation to the Women's Medical College of Pennsylvania located at East Falls, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 469, entitled:

An Act making an appropriation to the Berean Manual Training School at Philadelphia, Pennsylvania, for the purpose of the maintenance of said school.

Which was committed to the Committee on Appropriations.

Messrs. DONLAN and DOEHLA read in place and presented to the Chair Senate Bill No. 470, entitled:

An Act making an appropriation from the State Stores Fund to the State Employees' Retirement Board to meet the obligation of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the State Stores Fund.

Which was committed to the Committee on Appropriations.

They also read in place and presented to the Chair Senate Bill No. 471, entitled:

An Act making an appropriation to the Department of Military Affairs for the payment of the necessary expenses in connection with the establishing and operation of the recreational camp at Indiantown Gap Military Reservation.

Which was committed to the Committee on Appropriations.

Mr. DOEHLA read in his place and presented to the Chair Senate Bill No. 472, entitled:

An Act to further amend clause (a) of section two and subsections A and C of section four of the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," by defining authorities to be political subdivisions of the Commonwealth.

Which was committed to the Committee on Banking.

He also read in his place and presented to the Chair Senate Bill No. 473, entitled:

An Act to further amend clause (1) of section one thousand four of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624) entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations or private bankers, or of affiliated corporations, associations, or persons, restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds and certain State departments, commissions,

and officers imposing penalties; and repealing certain acts and parts of acts," by authorizing banking institutions to pledge assets for deposits of funds of municipal authorities.

Which was committed to the Committee on Banking.

He also read in his place and presented to the Chair Senate Bill No. 474, entitled:

An Act providing for the payment of the compensation, medical and hospital expenses of employes of cities of the second class who are injured in the performance of their duty, and providing that absence during such injury shall not reduce any sick leave periods authorized by law or regulation.

Which was committed to the Committee on Local Government.

Mr. ROBINSON read in his place and presented to the Chair Senate Bill No. 475, entitled:

An Act making an appropriation from the Fish Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employes receiving compensation from the Fish Fund.

Which was committed to the Committee on Appropriations.

Mr. CROWE read in his place and presented to the Chair Senate Bill No. 476, entitled:

An Act making appropriations to the Treasury Department out of various funds, to pay replacement checks issued in lieu of outstanding checks when presented, and to adjust errors.

Which was committed to the Committee on Appropriations.

Mr. McPHERSON read in his place and presented to the Chair Senate Bill No. 477, entitled:

An Act making an appropriation from the Motor License Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employes receiving compensation from the Motor License Fund.

Which was committed to the Committee on Appropriations.

Mr. WATSON read in his place and presented to the Chair Senate Bill No. 478, entitled:

An Act making appropriations from the Motor License Fund to the Board of Finance and Revenue to meet interest, sinking fund and service requirements on the State debt.

Which was committed to the Committee on Appropriations.

Mr. DIEHM read in his place and presented to the Chair Senate Bill No. 479, entitled:

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

Which was committed to the Committee on Appropriations.

Mr. PEELOR read in his place and presented to the Chair Senate Bill No. 480, entitled:

An Act making an appropriation out of the Motor License Fund to the Department of Public Instruction to promote highway safety education.

Which was committed to the Committee on Appropriations.

Mr. T. N. WOOD read in his place and presented to the Chair Senate Bill No. 481, entitled:

An Act making an appropriation from the Banking Department Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employes receiving compensation from the Banking Department Fund.

Which was committed to the Committee on Appropriations.

Mr. FRAZIER read in his place and presented to the Chair Senate Bill No. 482, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the Union Home for Old Ladies, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 483, entitled:

An Act authorizing entering of petitions for assessment of damages within sixty days of the time of notice of condemnation or exercise of the right of eminent domain.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 484, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the Women's Hospital, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 485, entitled:

An Act to regulate and establish the fees to be charged and collected by the recorders of deeds in counties of the first class.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 486, entitled:

An Act making an appropriation to the Board of Trustees of the Philadelphia Museum, Philadelphia.

Which was committed to the Committee on Appropriations.

Mr. MALLERY read in his place and presented to the Chair Senate Bill No. 487, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries.

Which was committed to the Committee on Appropriations.

Messrs. WALKER and BARR read in place and presented to the Chair Senate Bill No. 488, entitled:

An Act to further amend sections fifteen and twenty-one of the act, approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," by clarifying certain provisions; eliminating provisions for signatures of county controllers and facsimile signatures; and requiring the payment to the prothonotary of additional fees under certain circumstances.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 489, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance of said university, the purchase of apparatus and equipment therefor, and the maintenance of teaching facilities in hospitals for students in the School of Medicine of said university.

Which was committed to the Committee on Appropriations.

Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 490, entitled:

An Act to provide for the prompt, peaceful and just settlement of labor disputes between employers engaged in public utility transportation subject to the jurisdiction of the Commonwealth and the Public Utility Commission and their employees which threaten to cause an interruption of such transportation facilities; prescribing procedure for the adjustment and settlement of such disputes by collective bargaining and the intervention of a conciliator; prohibiting for a certain period of time, but preserving the right to strike, stop work or lockout, and conferring jurisdiction upon the courts of common pleas to enforce compliance with the provisions of the act.

Which was committed to the Committee on Labor and Industry.

He also read in his place and presented to the Chair Senate Bill No. 491, entitled:

An Act to further amend subsection (a) of section five of the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 252), entitled, as amended "An act to regulate and restrain the traffic in malt and brewed beverages, as herein defined; providing for the licensing of the manufacture, transportation, sale and distribution of such beverages; imposing license and permit fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of the electors, to prevent the licensing therein of places where such beverages may be sold for consumption on

the premises, and regulating elections for this purpose, imposing duties upon the Pennsylvania Liquor Control Board, quarter sessions courts, district attorneys, the Department of Justice, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," by eliminating residence requirements for manufacturer's licenses.

Which was committed to the Committee on Law and Order.

He also read in his place and presented to the Chair Senate Bill No. 492, entitled:

An Act making an appropriation to the Jefferson Medical College of Philadelphia, Pennsylvania for medical education and research.

Which was committed to the Committee on Appropriations.

Mr. WATKINS read in his place and presented to the Chair Senate Bill No. 493, entitled:

An Act making an appropriation from the Public Building Construction Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Public Building Construction Fund.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 494, entitled:

An Act to further amend section one thousand four hundred thirteen of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for Commonwealth reimbursement for certain costs incurred by school districts in connection with the education of handicapped children.

Which was committed to the Committee on Education.

Mr. LORD, JR. read in his place and presented to the Chair Senate Bill No. 495, entitled:

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Art, Philadelphia.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 496, entitled:

An Act making an appropriation to The Pennsylvania School for the Deaf at Mount Airy, Philadelphia, Pennsylvania, for the purpose of acquiring installing replacing and renewing certain equipment and machinery.

Which was committed to the Committee on Appropriations.

Mr. CHAPMAN read in his place and presented to the Chair Senate Bill No. 497, entitled:

An Act relating to nurses providing for the licensing and registration of nurses of several classes and for the revocation and suspension of such licenses and registrations subject to appeal and for their reinstatement, providing for the annual recording of such licenses, regulating nursing in general, imposing penalties and repealing certain laws.

Which was committed to the Committee on Public Health and Welfare.

He also read in his place and presented to the Chair Senate Bill No. 498, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" changing the name of the State Board of Examiners for Registration of Nurses.

Which was committed to the Committee on Public Health and Welfare.

Mr. WOLFE read in his place and presented to the Chair Senate Bill No. 499, entitled:

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission, furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents, for participation in certain defense activities, for the rehabilitation and care of veterans, including the acquisition of land by purchase, condemnation or gift, and construction of buildings for such purpose.

Which was committed to the Committee on Appropriations.

Messrs. WAGNER and WADE read in place and presented to the Chair Senate Bill No. 500, entitled:

An Act to further amend subsection four of section fourteen of the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes; defining the uses and purposes thereof, and the manner of payments therefrom; and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits and rights from taxation, and judicial process and providing penalties" by increasing the amount of retirement or compensation payments to persons now retired, receiving survivor annuities or State compensation under the Public School Employees Retirement System.

Which was committed to the Committee on Education.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 501, entitled:

An Act making an appropriation to the State Public School Building Authority for payment of the costs and expenses incurred in the work of the Authority.

Which was committed to the Committee on Appropriations

Mr. HARE on behalf of Mr. MAHANY read in place and presented to the Chair Senate Bill No. 502, entitled:

An Act to amend sections one thousand one hundred thirty-four and one thousand one hundred thirty-seven of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws, general, special or local or any parts thereof that are or may be inconsistent therewith" by further providing for the term of office and the election of district superintendents and assistant district superintendents in all second and third class school districts of the Commonwealth.

Which was committed to the Committee on Education.

He also on behalf of Mr. MAHANY read in his place and presented to the Chair Senate Bill No. 503, entitled:

An Act making an appropriation from the Manufacturing Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employes receiving compensation from the Manufacturing Fund.

Which was committed to the Committee on Appropriations.

Mr. HARE read in his place and presented to the Chair Senate Bill No. 504, entitled:

An Act making an appropriation to the Department of Military Affairs for the maintenance and education of children of certain soldiers, sailors, marines, female field clerks, yeomen (female) and nurses.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 505, entitled:

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses.

Which was committed to the Committee on Appropriations.

Mr. MEADE read in his place and presented to the Chair Senate Bill No. 506, entitled:

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 507, entitled:

An Act making an appropriation to the Moore Institute of Art, Science and Industry, formerly Philadelphia School of Design for Women, at Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 508, entitled:

An Act making an appropriation to the Department of Health for the use of the Institute for Cancer Research, Incorporated, Fox Chase, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. STEVENSON read in his place and presented to the Chair Senate Bill No. 509, entitled:

An Act to authorize the collection and preservation of scattered public records and manuscript materials of the Commonwealth by the Pennsylvania Historical and Museum Commission and making an appropriation.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 510, entitled:

An Act to further amend section one of the act, approved the twenty-fourth day of March, one thousand nine hundred (P. L. 50), entitled "An act to reorganize the Board of Trustees of The Pennsylvania State College," by making the Secretary of Forests and Waters an ex-officio member of said Board of Trustees.

Which was committed to the Committee on State Government.

Mr. BERGER read in his place and presented to the Chair Senate Bill No. 511, entitled:

An Act relating to the regulation of ground waters as natural resources, prevention of waste and pollution, establishment of ground water conservation districts, prescribing the duties of the Water and Power Resources Board, providing penalties and making an appropriation.

Which was committed to the Committee on Forests and Waters, Game and Fish.

He also read in his place and presented to the Chair Senate Bill No. 512, entitled:

An Act defining and providing for the licensing of water well drillers; conferring powers and imposing duties on the Water and Power Resources Board of the Department of Forests and Waters; prescribing penalties, and making an appropriation.

Which was committed to the Committee on Forests and Waters, Game and Fish.

He also read in his place and presented to the Chair Senate Bill No. 513, entitled:

An Act making an appropriation from the Game Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Game Fund.

Which was committed to the Committee on Appropriations.

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 514, entitled:

An Act making an appropriation from the State Workmen's Insurance Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to State Employees' Retirement System with respect to State employees receiving compensation from the State Workmen's Insurance Fund.

Which was committed to the Committee on Appropriations.

Messrs. LANE and HALUSKA read in place and presented to the Chair Senate Bill No. 515, entitled:

An Act to amend the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by further extending the merit provisions thereof; by increasing the duties and obligations of the commission and of the director; by providing for systematic and meritorious salary increments, by clarifying salary provisions of employment with maintenance; by modifying the examination requirements; by according regular status to employees with required periods of service; by making definite provisions covering sick leave and vacation leave and by strengthening the provisions covering furlough and re-employment.

Which was committed to the Committee on State Government.

Mr. ROSENFELD read in his place and presented to the Chair Senate Bill No. 516, entitled:

An Act to further amend subsection (b) of section eleven of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1216), entitled "An act to define real estate brokers and real estate salesmen; and providing for the licensing, regulation, and supervision of resident and nonresident real estate brokers and real estate salesmen and their business," by providing for revocation of licenses for engaging in unfair housing practices.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 517, entitled:

An Act prohibiting certain practices of discrimination in the sale, renting and leasing of housing accommodations because of race, religion, color, national origin or ancestry; creating a Fair Housing Practices Commission; defining its functions, powers and duties; providing for its procedure, enforcement, judicial review; imposing penalties and making an appropriation.

Which was committed to the Committee on Judiciary General.

Messrs. NEFF, BARRETT and HOLLAND read in place and presented to the Chair Senate Bill No. 518, entitled:

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred and thirty-six (1937 P. L. 2897), entitled "An act establishing a

system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by extending the provisions thereof to include employes of the State and political subdivisions.

Which was committed to the Committee on Labor and Industry.

They also read in place and presented to the Chair Senate Bill No. 519, entitled:

An Act to repeal clauses (f), (g), and (h) of, and to add five new clauses to section three hundred six of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by changing the provisions relating to medical services to be furnished by the employers.

Which was committed to the Committee on Labor and Industry.

They also read in place and presented to the Chair Senate Bill No. 520, entitled:

An Act to amend the act approved the twenty-second day of May, one thousand nine hundred forty-five (P. L. 849), entitled "An act providing for vocational rehabilitation for disabled individuals by the State Board of Vocational Education; authorizing cooperation with other departments and agencies and reciprocal agreements with other states; requiring cooperation with the Federal government; making the State Treasurer custodian and disbursement agent of Federal vocational rehabilitation funds; prohibiting misuse of vocational rehabilitation lists and records; limiting political activity by persons engaged in the administration of vocational rehabilitation and prescribing penalties," by extending vocational rehabilitation.

Which was committed to the Committee on Labor and Industry.

Mr. TAYLOR read in his place and presented to the Chair Senate Bill No. 521, entitled:

An Act making an appropriation to the several fire companies of the City of Harrisburg, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 522, entitled:

An Act authorizing and directing the Department of Highways, with the approval of the Governor, to erect and maintain, a bridge over the Susquehanna River, connecting State Highway Route No. 708 in Cumberland County with the system of State highways in Dauphin County, and to provide the necessary approaches and connections with such State highways; empowering counties to pay certain damages; and making an appropriation.

Which was committed to the Committee on Highways.

SENATE CONCURRENT RESOLUTION

TIME OF NEXT MEETING

Mr. McPHERSON, offered the following resolution, which was twice read, considered and agreed to:

In the Senate, March 7, 1949

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, March 14, 1949, at four o'clock, p. m. E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, March 7, 1949, at four-thirty o'clock, p. m., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

CALENDAR

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of House Bill No. 110, as follows:

An Act to amend subsection B of section twelve of the act approved the sixth day of April one thousand nine hundred thirty-seven (P. L. 200) entitled "An act licensing and regulating the business of pawnbrokers providing for the issuance of licenses by the Secretary of Banking authorizing the Secretary of Banking to make examinations and issue regulations limiting the interest and charges on loans and prescribing penalties for the violation of this act" to provide for receipt in duplicate

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection B of section twelve of the act approved the sixth day of April one thousand nine hundred thirty-seven (P. L. 200) entitled "An act licensing and regulating the business of pawnbrokers providing for the issuance of licenses by the Secretary of Banking authorizing the Secretary of Banking to make examinations and issue regulations limiting the interest and charges on loans and prescribing penalties for the violation of this act" is hereby amended to read as follows

Section 12 Interest and Charges

* * * * *

B Not more than two and one-half per cent (2½%) per month on loans for which other personal property has been pledged

The interest and charges authorized by this act shall be computed at the rates specified on the actual principal balance of the loan due for the actual time which has elapsed from the date of the loan to the date of payment For the purpose of calculation of interest and charges permitted under this act a year shall be twelve (12) calendar months and a month shall be one calendar month or any fractional part thereof A calendar month shall be any period from a certain date in one month to the same date in the next succeeding month

A minimum of twenty-five [(\$25)] cents (\$.25) on loans of five dollars (\$5.00) or less and a minimum of fifty cents (\$.50) on loans in excess of five dollars (\$5.00) may be collected on any loan for interest and charges

No greater interest nor other fees fines charges or costs shall be charged contracted for or received directly or indirectly under any pretext whatsoever Interest and charges permitted under this act shall not be collected or deducted in advance

The lowest rate applicable to a portion of the pledge shall be charged for storage when the pledge on a loan consists of two or more articles of personal property which are not in the same classification as set forth in this section as a basis for determining storage charges This provision shall not be construed to prevent a pawnbroker from granting two separate loans to the same individual

on two or more articles of personal property and charging the respective storage charge applicable to each classification

A pawnbroker who charges contracts for or receives interest or charges greater than permitted under this act shall forfeit both principal and interest and shall return the pledge upon demand of the pledger and surrender the pawn ticket without tender or payment of principal or interest. A pledger borrowing money from a pawnbroker licensed under this act who shall have paid any interest and charges in excess of those prescribed and allowed by the provisions of this act shall be entitled to recover back from the pawnbroker by action at law commenced within six months from the date of the last payment any and all interest and charges paid in excess of those permitted under this act and in addition fifty [(\$50.00)] dollars (\$50.00) as a penalty to be paid by the pledger. Provided [That the records of the pawnbrokers shall be prima facie evidence of interest or charges which have been contracted for or received by the pawnbroker. Nothing] nothing in this section shall be construed as prohibiting the pawnbroker from charging the pledger for actual expenses incurred for mailing when a pledge is redeemed by mail.

A pawnbroker shall at the time of payment furnish to the person paying a receipt showing the number of the pawn ticket on which the payment is made the date of payment the amount paid on principal of the loan the amount paid for interest and fees for storage insurance investigation and other services contemplated by this section and the amount if any paid to the pawnbroker for cleaning pressing repairing or other similar services to the pledged personal property which have been requested by the pledger. A duplicate copy of every receipt issued shall be retained by the pawnbroker for his record.

Section 2 The provisions of this act shall become effective on the first day of June one thousand nine hundred forty-nine

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 30, as follows:

An Act to further amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled "An act relating to the support of indigent persons providing for

the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by changing the definition of the word court

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled "An act relating to the support of indigent persons providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" as amended by the act approved the twenty-second day of May one thousand nine hundred forty-five (P. L. 840) is hereby further amended to read as follows

Section 2 Definitions The masculine pronoun when used in this act shall be construed to include the feminine

The word court as used in this act shall be construed to mean the court of quarter sessions of the peace of any county the Municipal Court of Philadelphia County [the family court of Philadelphia and the county court of Allegheny County

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 139, as follows:

An Act to further amend section one of the act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 851) entitled "An act fixing the pay and mileage of jurors and witnesses" changing the compensation to be received by jurors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twenty-

second day of May one thousand nine hundred thirty-three (P. L. 851) entitled "An act fixing the pay and mileage of jurors and witnesses" as amended by the act approved the thirteenth day of April one thousand nine hundred forty-three (P. L. 133) is hereby further amended to read as follows

Section 1 Be it enacted &c That from and after the time this act takes effect the pay of jurors in this Commonwealth shall be [four dollars (\$4)] five dollars (\$5) per day together with mileage at the rate of six cents (6c) for each mile going to and returning from the county seat

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 178, on third reading, entitled:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" requiring school districts of the first class to levy additional taxes to pay rentals to authorities created by the General Assembly having State-wide jurisdiction authorizing boards of school directors to make additional appropriations or to increase existing appropriations and to pay over money raised from bond issues to meet leases or contracts to lease from the State School Building Authority authorizing school districts to enter into contracts of insurance of leased property authorizing school districts singly or jointly with other districts to convey or lease property to the State Public School Building Authority to acquire additional property for such purposes and to contract with and lease property from said Authority authorizing the levy of a tax to pay rentals due the Authority requiring withholding of State appropriations for nonpayment of rental and authorizing payment to the Authority authorizing payment by school districts for operation and maintenance of leased buildings furnishings and equipment and permitting appropria-

tion of school district funds to the State Public School Building Authority.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 180, on third reading, entitled:

An Act to further amend subsection (h) of section five hundred eight of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" authorizing the Department of Property and Supplies to construct certain buildings and facilities under contract with the State Public School Building Authority or any other authority created by the General Assembly having State-wide jurisdiction.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 217, on third reading, entitled:

An Act to further amend the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employees' Retirement Fund for certain purposes" by further defining municipal police force.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 250, as follows:

An Act to amend section thirty-one of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by reclassifying counties of the first and second classes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section thirty-one of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" is hereby amended to read as follows

Section 31 Counties Divided Into Eight Classes For the purposes of legislation and the regulation of their affairs counties of this Commonwealth now in existence and those hereafter erected shall be divided into eight classes as follows

Those having a population of [one million five hundred] one million eight hundred thousand inhabitants and over shall constitute the first class

Those having a population of eight hundred thousand and more but less than [one million five hundred] one million eight hundred thousand inhabitants shall constitute the second class

Those having a population of two hundred and fifty thousand and more but less than eight hundred thousand inhabitants shall constitute the third class

Those having a population of one hundred fifty thousand and more but less than two hundred and fifty thousand inhabitants shall constitute the fourth class

Those having a population of one hundred thousand and more but less than one hundred fifty thousand inhabitants shall constitute the fifth class

Those having a population of fifty thousand and more but less than one hundred thousand inhabitants shall constitute the sixth class

Those having a population of twenty thousand and more but less than fifty thousand inhabitants shall constitute the seventh class

Those having a population of less than twenty thousand inhabitants shall constitute the eighth class

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 251, as follows:

An Act to amend section one of the act approved the tenth day of July 1919 (P. L. 887) entitled "An act dividing the counties of this Commonwealth into eight classes designating the mode of ascertaining and changing the classification of counties and providing for the regulation of their affairs according to their respective classes" by reclassifying counties of the first class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the tenth day of July 1919 (P. L. 887) entitled "An act dividing the counties of this Commonwealth into eight classes designating the mode of ascertaining and changing the classification of counties and providing for the regulation of their affairs according to their respective classes" is hereby amended to read as follows

Section 1 [Be it enacted &c] That for the purposes of legislation and the regulation of their affairs counties of this Commonwealth now in existence and those hereafter erected shall be divided into eight classes as follows

Those having a population of one million [five] eight hundred thousand inhabitants and over shall constitute the first class

Section 2 This act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 273, as follows:

An Act to reenact the title and section one of the act approved the twentieth day of April one thousand eight hundred seventy-four (P. L. 110) entitled "An act to enable the officers of dissolved corporations to convey real estate held by such corporations" as amended

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and section one of the act approved the twentieth day of April one thousand eight hundred seventy-four (P. L. 110) entitled "An act to enable the officers of dissolved corporations to convey real estate held by such corporations" as last amended by the act approved the fifteenth day of April one thousand eight hundred ninety-one (P. L. 15) is hereby reenacted to read as follows

An Act to enable the officers of dissolved corporations to convey real estate held by such corporations

Section 1 Be it enacted &c That whensoever it has occurred or shall happen that any corporation has been or shall be dissolved whether by decree of court expiration of time or otherwise owning land or other real estate within this Commonwealth it shall and may be lawful for the court of common pleas of the county wherein the real estate is or shall be located upon the petition of any one or more of the shareholders or corporators or their legal representatives and personal notice to and

service upon all known parties in interest whose places of residence are known and such further notice by advertisement to others interested as the court may direct if no reasonable and sufficient cause be shown to the contrary to authorize the sale of such real estate in fee simple at either public or private sale upon such terms as the court may designate by a trustee to be appointed for that purpose which trustee before making such sale shall give security for the faithful application of the proceeds of such sale according to law to be approved by the court in double the probable value of the land to be sold and the proceeds of such sale shall be distributed by the party making the same as part of the effects of the defunct corporation to creditors or shareholders as the said court may adjudge them to be entitled and if said corporation had made sale of real estate and had not conveyed the same such court may decree conveyance in specific execution of such contract in manner aforesaid

Section 2 All acts or parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 335, as follows:

An Act to add section four hundred fifty-two to the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by authorizing boards of county commissioners to make appropriations to county firemen's associations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article V of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" is hereby amended by adding immediately after section four hundred fifty-one a new section to read as follows

Section 452 Appropriations to County Firemen's Associations The board of county commissioners may annually appropriate a sum of money for the purpose of assisting the county firemen's association in defraying the cost of conducting a fire prevention educational pro-

gram When any such association is composed of members residing in more than one county the board of commissioners of the several counties may jointly make appropriation for such purposes in such amounts as may be agreed upon by such board of commissioners

No county firemen's association shall be entitled to any appropriation unless (1) it shall have been organized at least one year adopted a constitution and by-laws and elected officers and shall have been incorporated according to law and have an active membership of one hundred or more persons each of whom shall have paid a yearly membership fee of at least one dollar (2) shall hold at least four public meetings a year on problems and discussions of fire prevention and fire protection and (3) shall maintain a standing committee for the purpose of disseminating literature and lectures to schools and public meetings on the subject of fire prevention and fire protection

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 442, on third reading, entitled:

An Act making it lawful for the Board of Directors of any railroad company to elect a chairman of said Board in such manner and with such powers and duties and compensation including pensions as may be fixed by said Board making it lawful for the Board of Directors of any such company to select from among their number or from the stockholders a president and one or more vice-presidents in such manner and with such powers and duties and compensation including pensions as may be fixed by said Board making it lawful for the Board of Directors of any such company to provide for the number of Directors as thereof not less than three and providing for the effectiveness of action taken by any such Board in accordance herewith without further corporate action and notwithstanding any contrary or inconsistent provision and any previously enacted Act or in any existing charter or by-laws of any such company and for other purposes

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

SECOND READING CALENDAR

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 63, entitled:

An Act to amend section one of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 806) entitled "An act limiting the number of licenses for the retail sale of liquor, malt or brewed beverages, or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board; defining hotels, and prescribing the accommodations required of hotels in certain municipalities," changing the requirements necessary for a hotel to qualify under said act.

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. LANE offered the following amendment:

Amend Sec. 2, page 4, line 17, by inserting after the word "construction" the following: "or for which a bona fide contract has been entered into for construction."

It was agreed to.

The section was agreed to as amended.

The third section and title were read and agreed to.

And said bill having been read at length the second time and agreed to, as amended,

Ordered, To be transcribed for a third reading.

BILL RECOMMENDED

Mr. WALKER. Mr. President, I move that Senate Bill No. 122, on second reading, entitled:

An Act authorizing the staging of certain performances and playing of certain sports on Sunday where the electors of a municipality or township vote in favor of the same providing for referendums to ascertain the will of the electors prescribing penalties and repealing inconsistent laws.

be recommitted to the Committee on Elections.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 332, on second reading, entitled:

An Act to further amend the act approved the twelfth day of June one thousand nine hundred and thirty-one (P. L. 510) entitled "An act providing for the licensure and regulation of certain private nursing homes and private hospitals conferring certain powers and duties upon the Department of Welfare and providing penalties" by including private boarding homes operated for profit and excluding private boarding homes operated on a non-profit basis

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 368, on second reading, entitled:

An Act to further amend sections ten and fourteen of the act approved the third day of May one thousand nine hundred and thirty-three (P. L. 252) entitled as amended "An act to regulate and restrain the traffic in malt and brewed beverages as herein defined providing for the licensing of the manufacture transportation sale and distribution of such beverages imposing license and permit fees and providing for collection and distribution thereof restricting ownership and interest in licensed places permitting municipalities and townships by vote of the electors to prevent the licensing therein of places where such beverages may be sold for consumption on the premises and regulating elections for this purpose imposing duties upon the Pennsylvania Liquor Control Board quarter sessions courts district attorneys the Department of Justice proper authorities of political subdivisions of the State and election officers providing penalties and repealing existing acts" further regulating applications for and transfers of retail dispensers' licenses to new locations or to other licensees and hearings on such proceedings and providing adequate notice of such applications and transfers.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 369, on second reading, entitled:

An Act to further amend sections four hundred two and four hundred eight of the act approved the twenty-ninth day of November one thousand nine hundred and thirty-three (P. L. 15, 1933-34) entitled as amended "An Act to regulate and restrain the sale manufacture possession transportation importation traffic in and use of alcohol and alcoholic and malt or brewed beverages conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents the Department of Public Instruction other officers of the State government courts and district attorneys authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises and the granting of licenses subject to local option to sell such beverages for consumption on and off the premises forbidding importation or bringing of such beverages into the State except as herein provided prohibiting certain sales or practices in connection with and transactions in such beverages by licensees and others providing for the forfeiture of certain property making disposition of the receipts from State stores and of fees and imposing penalties" further regulating applications for transfers of hotel liquor licenses restaurant liquor licenses or club liquor licenses to new locations or to other licensees and hearings in such proceedings and providing adequate notice of such applications and transfers.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 107, entitled:

An Act to add section one thousand two hundred two point one to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the

operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," further regulating prosecutions for violations, and the suspension and revocation of operators' licenses and learners' permits.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 240, entitled:

An Act to further amend subsection (b) of section one thousand one hundred ten of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by authorizing the Department of Highways and counties to appropriate funds to pay the cost of erecting traffic signals in second class townships.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 386, entitled:

An Act to repeal route three hundred ninety-one of the act approved the eighth day of April one thousand nine hundred and twenty-five (P. L. 191) entitled "An act establishing certain public roads as State highways and providing for their construction and maintenance at the expense of the Commonwealth" as amended.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Tuesday, March 8, 1949, at 4:00 o'clock, p. m., Eastern Standard Time.

Mr. TALLMAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:48 o'clock, p. m., Eastern Standard Time until Tuesday, March 8, 1949, at 4:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, March 7, 1949

The House met at 4:30 p. m.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Reverend William Hugh Fryer offered the following prayer:

O Lord God of Hosts, stretch forth, we pray Thee, Thine almighty arm to strengthen and protect those in authority in our state; be Thou their guide and strength, keep them safe from all evil; endue them with courage and loyalty; and grant that in all things they may serve without reproach, as seeing Thee who art invisible; through Jesus Christ our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Thursday, March 3, 1949.

The Clerk proceeded to read the Journal of Thursday, March 3, 1949, when, on motion of Mr. YAFFE unanimously agreed to, the further reading was dispensed with and the Journal approved.

MEMBER WELCOMED

The SPEAKER. The Chair is pleased to welcome back to the Hall of the House the lady from Lackawanna, Mrs. Munley, and is pleased to see her looking so well after her recent illness.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair desires to welcome to the Hall of the House a former Member, the gentleman from Northampton, Honorable William E. Ragot.

INTRODUCTION OF BILLS

The SPEAKER. The Chair desires to inform the Members that the Minority Leader, the Majority Leader and the Speaker have been supplied with a master list of bills which have been ordered through the Legislature Reference Bureau.

These bills have not yet been completed by the Legislative Reference Bureau, but the Chair desires to inform the Members that as bills are received and as they are checked against this master list, they may be introduced, and it may be done so under the current date. It is not necessary to introduce the bills as the last date for introduction.

The Chair hears no objection and this procedure will be followed.

SENATE MESSAGE

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence 39, 177, 179, 181, 212 and 265.

LEAVE OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. BAUMUNK for himself for tomorrow's session.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION No. 23

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, February 22, 1949.

Resolved, (if the Senate concurs), That concurrent resolution No. 5, approved the third day of April, 1947, (P. L. 1850), is hereby amended to read as follows:

Whereas, The Pennsylvania Roadside Council, wishing to cooperate in the nation-wide Blue Star Memorial Program sponsored by the National Council of State Garden Clubs, is desirous of recognizing and commemorating the splendid services and achievements of our sons and daughters who served in the Armed Forces of the United States in World War II; and

Whereas, It is fitting and appropriate that legislative recognition be accorded the services and sacrifices of citizens so valiantly rendered; and

Whereas, The State of New Jersey has designated one of its state highways leading to Easton, Pennsylvania, as New Jersey's link in this nation-wide program; therefore, be it

Resolved, (if the Senate concurs), That State Highway Route Number 22 from Easton to Harrisburg, the Pennsylvania Turnpike from its interchange nearest to Harrisburg to Irwin, Westmoreland County, State Highway Route Number 30 from Irwin to Pittsburgh, via the Penn-Lincoln Parkway, and State Highway Route Number 22 from Pittsburgh to the Pennsylvania-West Virginia State line, is designated as the Blue Star Drive as a memorial in commemoration of the services of the men and women of Pennsylvania who served in the Armed Forces of the United States in World War II; and be it further

Resolved, That the Department of Highways shall erect along said highways suitable tablets or markers and shall carry out suitable landscape development to perpetuate this resolution, but shall not replace or change the officially designated route number or name or marker thereof of any highway or turnpike hereby included as a part of such Blue Star Drive.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 81.

An Act to amend section twenty-five of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 414) entitled "An act relating to vital statistics and to make uniform the law with reference thereto" by eliminating the requirement for Local Registrars of Vital Statistics to endorse permits for burial removal or other disposition of bodies of persons whose death or stillbirth occur outside of this State and requiring the filing of such permits with such Local Registrars

With the information that the Senate has passed the same without amendment.

REPORT FROM COMMITTEE

Mr. CHARLES C. SMITH from the Committee on Rules, reported as committed, House Resolution No. 27.

PERMISSION TO ADDRESS HOUSE

Mr. BRUNNER asked and obtained unanimous consent to address the House.

Mr. Speaker. In all the years I have been a member of the House of Representatives I cannot recall a single instance to parallel or even approach the gratuitous public insult recently hurled at this body by a member of the Senate.

During my entire period of service, the Members of both the Senate and the House have respected the time honored protocol that each House should be left to its own independence and not to be influenced by the proceedings of the other. This is a principal which is fundamental in parliamentary law and one which every experienced legislator should adhere to.

This week-end, however, witnessed a serious and intentional violation of this breach of order, when a lone member of the Senate publically denounced the procedure of the House in handling the Administration's tax program several weeks ago.

This gentleman, a duly elected member of that honorable body, openly berated the House for not holding public hearings and for not making factual studies of the tax program.

The Senator knows full well that this tax program, so far as General Fund Revenues are concerned, is identical with that enacted at the 1947 Session and for which he, himself voted.

Answerable to the voters of the Commonwealth, as we are, by election every two years, the members of the House of Representatives, are well aware of our collective and individual responsibilities. We are seriously conscious of the obvious need for continuation of state aid to the mentally ill, the general health of our citizens and care of the needy

We realize too, that the Administration's program to do the most good for the most people, must go forward without interruption. And, since we must pay for what we get, we in the House determined without hesitation, that the passage of this tax program was vital for a continuation of these all-important services.

Having reached a decision, we did what we believed was our duty—and did it promptly.

Have no criticism to make, nor would it be proper for me, to do so, with regard to the Senate as a whole. Its members, with this single exception, have never in my time, see fit to publicly attack the members of the House of Representatives.

There always has been, and here always will be honest differences of opinion between our two legislative bodies. These differences moreover, can and should be resolved through parliamentary legislative methods rather than by vicious public attack on the integrity of either body.

I trust that no future tirades of this nature will be forthcoming. But, if they do, and from whatever source, they may come, I serve notice now that members of this

House will not sit idly by in the face of inexcusable criticism of the honesty and integrity of this legislative body.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, affairs political and legislative seem to be getting rugged. The present Governor salutes the man who perhaps may be the next Governor with a kindly accusation that he is a gabblegut and the man who may be the next Governor replies to the man who is the present Governor on the ground that he is a gum-beater.

Now, Mr. Speaker, we have arising in his place in fretful indignation, defending the independence of this House, the Majority Leader, aiming all his fretful spleen and levelling his shafts at an unnamed Member of the other Chamber of this General Assembly.

What I am arising for, Mr. Speaker, is, I wonder who that Senator is, and more than that, Mr. Speaker, I wonder what in thunder that Senator said that made the Majority Leader so indignant. I would suggest that while I can't understand the impropriety of the Majority Leader to read into the record the name of the Senator in question, he might possibly be willing to read into the record what the miscreant said, because I would like to know.

I know what the governor is supposed to have said about the Senator. It was in all the papers. But nowhere can I find what the Senator said about the governor.

Incidentally, Mr. Speaker, I want to call attention to a continuing error. One phase of this tax program, involving less than 26 million dollars, has been identified as being identical with the original bill for the care of the mentally ill and the general health hospitals. You know, Mr. Speaker, that this 26, 27 or 28 million dollars that might come from this pop tax, by reason of what has been said on the other side of the House or by what has been said in the Executive Chamber, has now finally arrived at the sum of 126 million dollars.

As to the penny pop tax, by reading in the public press, Pittsburg has already spent 64 million dollars odd of it and the expenditures up to date by reading the public press, out of that penny pop tax, in Philadelphia will be about 94, million dollars. This is the most comprehensive, most tragic blunder that I have ever heard.

Mr. Speaker, I have one more thing to say, if the Majority Leader, instead of being so modest in his castigation of one Member of the Chamber to which he alludes, will include the whole darn outfit and express my views as a possibility of abolishing part of it, the majority part, I will agree.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 67.

An Act to amend the act approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1046), entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts; creating a State Tax Equalization Board; and prescribing its powers and duties; imposing duties on certain local officers,

agents, boards, commissions and departments; and making an appropriation," by changing the time for the beginning of the use of market values for the determination and apportionment of Commonwealth subsidies.

SENATE BILL No. 101.

An Act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto.

SENATE BILL No. 104.

An Act to add clause (k) to section one thousand three hundred seven of the act, approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," incorporating certain functions of the State Council of Education now provided for by other legislation repealed hereby.

SENATE BILL No. 118.

An Act to amend section one thousand eight hundred one of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by authorizing the Department of Forests and Waters to enter into agreements for protection of natural deposits underlying property owned by the Commonwealth.

HOUSE BILL No. 81.

An Act to amend section twenty-five of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 414), entitled "An act relating to vital statistics and to make uniform the law with reference thereto," by eliminating the requirements for Local Registrars of Vital Statistics to endorse permits for burial, removal or other disposition of bodies of persons whose death or stillbirth occur outside of this State and requiring the filing of such permits with such Local Registrars.

Whereupon,
The SPEAKER, in the presence of the House, signed the same.

LEGISLATIVE CORRESPONDENTS' ASSOCIATION DINNER

The Speaker laid before the House an announcement which was read by the Clerk as follows:

Resolution No. 1949

Printers No.—0

To the General Assembly of Pennsylvania Legislative Engineers and Others

File of the Pennsylvania Legislative Correspondents' Association

BIG RED'S ROUNDUP

At the Bar-Nothing Ranch

Penn-Harris Hotel, April 5, 1949, 7:30 p. m.

Whereas, This is the year of the '49ers when Big Red is trying to round up everything and everybody and,

Whereas, Elephants and Mules alike are having a helluva time staying out of the corral, and,

Whereas, Its about time somebody rode herd on the Bar-Nothing boys, and,

Whereas, Everything must happen sometime whether the Elephants and the Mules like it or not, and,

Whereas, The punchers and cowhands and doggers and others of their like are gathered in Harrisburg for the biennial roundup, therefore, be it

Resolved, That all and sundry (provided they possess 10 round iron men) be admitted to view the punching and dogging by the Pennsylvania Legislative Correspondents' Association, branding-iron style, in the second floor corral of the Penn-Harris Hotel, Tuesday evening, April 5, at 7:30, and be it further

Resolved, That chuckwagon passes may be obtained (upon payment of said 10 iron men) in the news room on the E floor in the capitol.

QUESTION OF PERSONAL PRIVILEGE

Mr. BRUNNER. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman from Montgomery will state it.

Mr. BRUNNER. Mr. Speaker, on behalf of the majority may I state to the Legislative Correspondents that we will be glad to come back after adjournment to attend this function.

The SPEAKER. The Chair requests the gentleman from Venango, Mr. McKinney, to preside.

MR. MCKINNEY IN THE CHAIR

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 221, entitled:

An Act relating to, and regulating the practice of massage; creating a "State Board of Massage" as a departmental administrative board in the Department of Public Instruction; and prescribing its powers and duties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 265, entitled:

An Act to further amend clause (j) of section two thousand four hundred six of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by further regulating the distribution to the public of documents published by the Department of Property and Supplies.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 326, entitled:

An Act to further amend section one hundred eighty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by further providing for the purposes for which expenditures of moneys paid in lieu of erecting devices shall be made.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 533, entitled:

An Act to add section two hundred seventy-eight point one to the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by providing in certain cases for the payment of costs in enforcement proceedings by the Board of Fish Commissioners and reimbursement to counties for maintenance of prisoners.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 793, entitled:

An Act to further amend section two hundred sixty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by authorizing the catching and taking of terrapin on Sunday.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 900, entitled:

An Act to further amend section one thousand two hundred seven of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by clarifying provisions for payment of compensation of constables and their deputies.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 901, entitled:

An Act to repeal the act approved the twenty-sixth day of May, one thousand eight hundred ninety-seven (P. L. 106), entitled "An act prohibiting the discharge from public positions of Union soldiers without a reasonable cause, and prohibiting the abolishment of or changing the emoluments of public offices occupied by Union soldiers except for good reason."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 902, entitled:

An Act to amend sections one and two of the act, approved the sixteenth day of May, one thousand nine hundred twenty-one (P. L. 579) entitled "An act providing for the better management of the jails or county prisons in the several counties of this Commonwealth of the third and fourth classes by creating, in such counties a board to be known by the name and style of inspectors of the jail or county prison, with authority to appoint a warden of such prison, and by vesting in said board, and the officers appointed by it, the safe keeping, discipline, and employment of prisoners and the government and management of said jails or county prisons," by changing membership of the board of inspectors and provisions relating to fixing salaries of warden, deputies, assistants and keepers.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 903, entitled:

An Act to repeal section twenty-eight of the act approved the fifth day of April, one thousand seven hundred ninety (2 Sm. L. 531), entitled "An act to reform the penal laws of this state," relating to obsolete provisions for the custody and treatment of convicts in county jails and workhouses and to the appointment of keepers by sheriffs.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 904, entitled:

An Act to repeal section eleven of the act approved the fourth day of June, one thousand nine hundred fifteen (P. L. 833), entitled "An act establishing under the Department of Labor and Industry a system of regulation of employers seeking employes and of persons seeking employment; and prescribing, as incidental thereto, certain duties of employers, and of county, municipal, township, and school authorities, and of agencies procuring employes for others; and prescribing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 905, entitled:

An Act repealing certain acts and parts of acts relating to taxation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 906, entitled:

An Act to repeal the act approved the eighteenth day of May, one thousand nine hundred thirty-three (P. L. 815), entitled "An act to require county commissioners, poor boards, public officers, trustees, and others having jurisdiction of funds available for poor or unemployment relief, or to tax or borrow for such purposes, to furnish information and exhibit their records to the State Emergency Relief Board; and providing penalties."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 907, entitled:

An Act repealing certain acts and parts of acts relating to counties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 908, entitled:

An Act to further amend the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," declaring a vacancy in the office of county commissioner and auditor in case of failure to qualify or if no successor is elected; regulating letting of contracts in counties having county auditors; and providing for fixing salaries of employes of workhouses.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 909, entitled:

An Act to amend section two of the act approved the seventeenth day of March, one thousand nine hundred thirty-three (P. L. 14), entitled "An act fixing the salary of sheriffs in counties of the seventh class; providing for the payment for the care and maintenance of prisoners where the sheriff is the keeper or warden of the jail; providing for deputies and their compensation; requiring all fees and mileage earned by sheriffs in such counties to be paid into the county treasury for the use of the county; and prescribing penalties," empowering salary board to fix the number of deputies and their salaries.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 910, entitled:

An Act to further amend section seventy-five of the act, approved the thirty-first day of March, one thousand eight hundred sixty (P. L. 427), entitled "An act to consolidate, revise, and amend the laws of this Commonwealth relating to penal proceedings and pleadings," by authorizing sheriffs, deputy sheriffs and wardens to guard prisoners employed on county grounds and buildings; and providing for their compensation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

THE SPEAKER (Herbert P. Sorg) IN THE CHAIR.

The SPEAKER. The Chair thanks the gentleman from Venango, Mr. McKinney, for presiding.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 104, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the township of Upper Providence Delaware County Pennsylvania with the approval of the Governor.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 142, entitled:

An Act to further amend sections one thousand eight hundred two and one thousand eight hundred six of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined"

as last amended further regulating the maximum price that may be paid for land acquired for state forestry purposes.

The first section was read.

On the question,

Will the House agree to the section?

Mr. KENT offered the following amendments:

Amend Sec. 1, page 3, line 15, by inserting after the word "approved" the following: "the eighth day of April, one thousand nine hundred thirty-seven (P. L. 282), and the act approved"

Amend Sec. 1 (Sec. 1802), page 3, line 18, by striking out the word "Forests" and inserting in lieu thereof "Forest."

They were agreed to.

The section was agreed to as amended.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 146, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing, creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" further providing for the membership of certain State boards and commissions.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 159, entitled:

An Act to further amend sections five and six of the act approved the fourteenth day of April one thousand nine hundred twenty-five (P. L. 234) entitled "An act relating to Boarding Houses for Infants providing for the licensing thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare and fixing penalties" eliminating the provisions authorizing the collection of fees for licenses issued under the act.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 167, entitled:

An Act to further amend subsection (b) of section two of the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) entitled as amended "An act relating to institutions of counties cities wards boroughs townships institution districts and other political subdivisions for the care maintenance and treatment of mental patients providing for the transfer of such institutions to the Commonwealth providing for the management and operation or closing and abandonment thereof and the maintenance of mental patients therein including the collection of maintenance in certain cases providing for the retransfer of certain property to counties cities wards boroughs township institution districts and other political subdivisions under certain circumstances conferring and imposing upon the Governor the Department of Welfare the courts of common pleas and counties cities wards boroughs townships institution districts and other political subdivisions certain powers and duties prohibiting cities counties wards boroughs townships institution districts and other political subdivisions from maintaining and operating institutions in whole or in part for the care and treatment of mental patients and repealing inconsistent laws" changing the date for the transfer to the Commonwealth of institutions used in the care and maintenance of indigent persons by certain political subdivisions

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 172, entitled:

An Act to amend clause (2) of section seven and section nine of the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1046) entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation" by changing the requirements relating to the furnishing of reports in cities of the first class.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 205, entitled:

An Act to further amend the first paragraph and clause (d) of section nine of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Board of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund

for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by further providing for eligibility for assistance in the case of aliens.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. BRUNNER. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 287, entitled:

An Act to further amend section five of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1007), entitled "An act to prevent fraud and deception; regulating the weights and measures in the sale or offering for sale of fruits and vegetables in this Commonwealth; regulating sales of fruits and vegetables in original unbroken standard containers; imposing certain powers and duties on the Department of Internal Affairs and county and city inspectors of weights and measures; and prescribing penalties," prescribing minimum penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 288, entitled:

An Act to further amend subsections (3) and (4) of section three and section seven of the act, approved the nineteenth day of July, one thousand nine hundred thirty-five (P. L. 1356), entitled "An act to regulate the sale and delivery of solid fuel, as herein defined; providing for appointment of licensed weighmasters; prescribing their powers and duties; authorizing substitute licensed weighmasters; imposing certain duties on the Department of Internal Affairs; and providing penalties," further defining the powers of weighmasters and the inspectors of weights and measures.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 289, entitled:

An Act to further amend section three of the act, approved the eleventh day of May, one thousand nine hundred eleven (P. L. 275), entitled "An act to provide for the appointment of county and city inspectors of weights and measures; providing for their compensation and expenses; prescribing their duties; prohibiting vendors from giving false or insufficient weights; and fixing the penalties for the violation of the provisions hereof," extending the provision thereof to measuring devices.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 290, entitled:

An Act to amend section nine and to further amend section ten of the act, approved the twenty-fourth day of July, one thousand nine hundred thirteen (P. L. 965), entitled "An act defining commodities; regulating the sale thereof; and providing penalties for violation hereof," providing for arrests by inspectors of weights and measures, and extending the provisions of the act to marking of the net quantity of the contents on packages sold by wholesalers, jobbers or commission merchants.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 291, entitled:

An Act to regulate deliveries of light fuel oil to domestic consumers; conferring powers and imposing duties on the Department of Internal Affairs, and the inspectors of weights and measures of the several counties and cities; and prescribing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 321, entitled:

An Act requiring the consent of the electors of a township of the second class when such township or any part thereof is to be annexed to a contiguous borough or city

The first section was read.

On the question,

Will the House agree to the section?

MOTION TO RECOMMIT

Mr. STUART. Mr. Speaker, I move that this bill be recommitted to the Committee on Municipal Corporations for further study.

On the question,

Will the House agree to the motion?

Mr. PROPERT. Mr. Speaker, I rise to oppose this motion. This bill was introduced on February 2nd and was referred to the Committee on Townships. The bill was thoroughly considered by the Committee to which it was referred by the leadership of this House on March 2nd. The bill was thoroughly discussed and it was voted out on the floor of this House unanimously. Therefore, I request the Members of this House to vote down this motion.

Mr. SCHMIDT. Mr. Speaker, I desire to interrogate the gentleman from Allegheny, Mr. Stuart.

The SPEAKER. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. STUART. I shall, Mr. Speaker.

Mr. SCHMIDT. Mr. Speaker, is there anything about this bill that would require its recommitment?

Mr. STUART. Mr. Speaker, this bill changes the processes of annexation of first and second class townships by boroughs and cities. Since the boroughs and the cities are equally concerned with the townships in the matter it would seem only fair to place it in the hands of a committee which deals in an overall way with such matters.

Mr. SCHMIDT. Mr. Speaker, was there not sufficient notice to these representatives of the various boroughs

and cities that they could have voiced their objections by going before the Committee on Townships?

Mr. STUART. Mr. Speaker, I don't know why they did not voice objections to the Committee on Townships.

Mr. SCHMIDT. Mr. Speaker, is there anything in this bill that would in any way require any explanations other than the fact that the House is required to vote "yes" or "no" on an issue that is very, very clearly understood by the contents of this proposed bill?

Mr. STUART. Mr. Speaker, it would seem to me that a bill such as this should be presented to a Committee which considers these matters in an overall way; boroughs and the cities being just as much concerned as townships. This affects boroughs and cities equally.

Mr. SCHMIDT. Mr. Speaker, is it not a fact that first class townships are now covered by the law that is now proposed in Bill 321 for second class townships?

Mr. STUART. I think so, I wouldn't be sure of that, Mr. Speaker.

Mr. SCHMIDT. Mr. Speaker, would the gentleman draw any distinction between second class townships and first class townships?

Mr. STUART. Mr. Speaker, it seems to me if the people living in a certain class township desire to go into a borough or city in order to enjoy the conveniences and advantages of city government, they can have that right.

The SPEAKER. The Chair desires to admonish both gentlemen that they must confine themselves to the motion to recommit. The merits of the measure are not before the House at this time.

Mr. SCHMIDT. Mr. Speaker, is there anything that could be accomplished by recommitting this bill to the Committee on Municipal Corporations that could not be accomplished by a vote on the floor here on third reading?

Mr. STUART. Mr. Speaker, I think such a measure as this deserves careful study before it is placed on the floor. I think that the Committee on Municipal Corporations is the proper Committee to make that study because, as I said before, it is a Committee having overall direction or an overall interest affecting all three types of municipalities.

Mr. SCHMIDT. Mr. Speaker, I too rise in opposition to this motion as a co-sponsor of this bill. I feel that this bill contains one outright issue—I am not trying to discuss it, but it is something that can be argued on the floor of this House rather than have it submitted to another Committee for a useless purpose.

I, therefore, ask this House to vote down the motion to recommit, and I ask for a roll call, Mr. Speaker.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. Schmidt and Mr. Verona and were as follows:

YEAS—22

Bomberger,	Frost,	Lelsey,	Royer,
Brandon,	Green,	McKinney,	Sax,
Brown, W. E.,	Haudenshield,	Murray,	Seyler,
Brunner,	Herman,	Price, H. W., Jr.,	Stuart,
Cooper,	Keller,	Riley, R. L.,	Yeakel,
Fleming,	Lee,		

NAYS—160

Altshuler,	George,	Lovett,	Rosen,
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Amarando,	Gibson,	Madigan,	Rovansek,
Andrews,	Glembocki,	McCormack,	Sarra,
Bane,	Good,	McCullough,	Scanlon,
Barkdoll,	Greenwood,	McGee,	Schmidt,
Baumunk,	Greer,	McMillen,	Schuster,
Beaver,	Guarnieri,	McNally,	Scott,
Bednarek,	Guthrie,	Mikula,	Smith, C. O.,
Blair,	Hagerty,	Miller,	Smith, W. B.,
Bloom,	Hall,	Milliken,	Snider,
Boles,	Hamilton,	Mills,	Stank,
Bower,	Harney,	Mintess,	Sternberg,
Brelschi,	Harris,	Monroe,	Stimmel,
Brice,	Heatherington,	Moore, C. E.,	Swope,
Brown, H. S.,	Hersch,	Moore, H. A.,	Tahl,
Bucchin,	Hewitt,	Musto,	Taylor,
Cadwalader,	Hocker,	Nagel,	Thompson,
Clapper,	Hoffman,	Najaka,	Tompkins,
Clendening,	Hoggard,	Needham,	Toomey,
Cochran,	Hunter,	Neff,	Varallo,
Cole,	Jenkins,	Nixon,	Varnier,
Coleman,	Jennings,	O'Dare,	Verona,
Conway,	Jim,	O'Donnell,	Wachhaus,
Costa,	Jones, G. E.,	Olsen,	Wagner,
Dalrymple,	Jones, J. M.,	Orban,	Wargo,
DeLong,	Jump,	Penglase,	Waterhouse,
Dennison,	Kamyk,	Pentrack,	Watkins,
Depuy,	Kemp,	Peta,	Weidner,
Dougherty,	Kent,	Petrosky,	Weiss,
Driscoll,	Kirley,	Pettigrew,	Westrick,
Evans,	Kline,	Pfaff,	Wheeler,
Ewing,	Kohl,	Polen,	Williams,
Felton,	Kolankiewicz,	Posta,	Wood,
Ferster,	Kondrath,	Price, R. A.,	Worley,
Filo,	Kratz,	Propert,	Yaffe,
Flack,	Kurtz,	Readinger,	Yester,
Floyd,	Lederer,	Reese,	Yetzer,
Frank,	Leonard,	Reidenbach,	Young,
Gaffney,	Limper,	Reynolds,	Ziegler,
Gallagher,	Loftus,	Reilly, J. M.,	Sorg,
		Robertson,	Speaker

NOT VOTING—26

Boorse,	Fox,	Mihm,	Rose,
Breth,	Goodling,	Moran,	Shoemaker,
Duffy,	Graybill,	Munley,	Sollenberger,
Dye,	Helm,	Powers,	Spencer,
Elder,	Johnson,	Reagan,	Welsh,
Erb,	Krise,	Robbins,	Wescott,
Firmstone,			

So the question was determined in the negative and the motion was not agreed to.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The second and third sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 323, entitled:

An Act requiring that the name, address, political subdivision and office of elected officers and the results of all local option referenda in political subdivisions be certified to the Bureau of Municipal Affairs by county boards of elections, requiring secretaries of political subdivisions to report to said bureau the names of persons appointed to office, the name of the office and the name of the person succeeded.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 324, entitled:

An Act requiring the secretary or clerk of every political subdivision to file in the Bureau of Municipal Affairs, a copy of every tax-levying ordinance or resolution of such political subdivision.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 379, entitled:

An Act making a deficiency appropriation to the House of Representatives for the use of the minority whip.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 410, entitled:

An Act to amend section four hundred forty-four of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," reducing the minimum number of meetings to be held each year by the State Council for the Blind.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 445, entitled:

An Act authorizing the Department of Highways to conduct a study and survey to determine the advisability of constructing a bridge across the Susquehanna River between the city of Wilkes-Barre and the borough of Kingston, both situated in Luzerne County.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 484, entitled:

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor, and the Board of Trustees of the Warren State Hospital, to sell and convey a certain tract of land in the township of

Conewango, County of Warren, Pennsylvania, but reserving therefrom an existing easement of right-of-way and of ingress and egress for continuance of such easement, and repealing existing legislation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 502, entitled:

An Act to establish within the Department of Health of the Commonwealth of Pennsylvania a public laboratory to render pathological and toxicological service to the coroners in the various counties and to the Department of Health in certain outbreaks of sickness.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. SARRAF. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 519, entitled:

An Act to further amend section nine of the act approved the thirty-first day of March one thousand eight hundred sixty (P. L. 427) entitled "An act to consolidate revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings" by providing for the entry of nolle prosequi in certain fraudulent conversion cases.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 523, entitled:

An Act to amend section eleven of the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1410) entitled "An act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County certain associate judges not learned in the law and repealing certain acts inconsistent herewith" by providing for the monthly payment of the compensation of certain judges.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 602, entitled:

An Act making a deficiency appropriation from the General Fund to the Department of Labor and Industry for use by the State Board of Vocational Rehabilitation.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 609, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by reenacting and amending subsections (e), (f) and (h) of section five hundred eight, and by adding section five hundred twenty-eight to the said act authorizing administrative departments, boards and commissions, with the approval of the Governor, to enter into contracts with State Authorities.

The first section was read.

On the question,

Will the House agree to the section?

Mr. GREER offered the following amendments:

Amend Sec. 1, page 3, line 3, by striking out the words "at last amended" and inserting in lieu thereof "entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," subsections (e) and (f) of which were added by the act approved the twenty-first day of June, one thousand nine hundred thirty-seven (P. L. 1865), and subsection (h) of which was added".

Amend Sec. 1, page 3, line 5, by striking out the words "reenacted and further"

They were agreed to.

The section was agreed to as amended.

The second and third sections were separately read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. GREER offered the following amendment:

Amend title, page 2, lines 11, 12, 13 and 14, from top of page, by striking out the part-word "re-" in line 11,

all of lines 12 and 13, and the words "the said act" in line 14.

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 613, entitled:

An Act making a deficiency appropriation to the Department of Military Affairs for use by the Soldiers' and Sailors' Home at Erie, Pennsylvania.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 623, entitled:

An Act to repeal the act, approved the sixteenth day of May, one thousand nine hundred forty-five (P. L. 599), entitled "An act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a tract of land in the City of Philadelphia, Commonwealth of Pennsylvania, to be used as the site of the headquarters or capitol of any organization to preserve the peace of the world, which may be created by The United Nations, and ceding jurisdiction to the United States."

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 624, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey .4135 acres, more or less, situate in the Township of Franklin, County of Greene, formerly used by the Department of Highways, of the Commonwealth.

And said bill having been read at length the second time

On the question,

Will the House agree to the bill on second reading?

Mr. COLE. Mr. Speaker, this being the second session that I have had the honor of serving my people in Greene County in this Legislature, so far I have never been able to get a bill out of Committee.

When this particular bill came on the calendar last Wednesday, I thought once in my legislative career I have a bill out of Committee, and I was all tickled to pieces, but in looking over the calendar on Wednesday morning or Thursday morning, I found that I still did not have a bill out of Committee.

House Bill 624 is identical with House Bill 648 which I introduced on February 23rd. House Bill 624 is a departmental bill which has been sent over by the Department of Property and Supplies into the hands of the Majority Floor Leader, and he passed the bill out for somebody to sponsor. I'm not blaming him for that.

My bill, House Bill 648, is an identical bill, dealing with the same subject matter. This matter has been in

negotiation with the Department of Property and Supplies since September of last year. Knowing it was a matter for the Legislature to decide, I was asked to get a bill drawn, and I was told all these plans and specifications were in the hands of the Department of Property and Supplies or within the Department of Justice. After spending three weeks between the Department of Property and Supplies and the Department of Justice and various Departments in the Highway Department, I could find them no plans; nobody seemed to have them. So, I came back home and got a new set of plans drawn, and on the basis of those plans we had the bill introduced, House Bill 648.

This bill only covers a small plot of ground in Greene County, Franklin Township, which is now owned by the Pennsylvania State Highway Department. There was a new paper mill set up in there a few years ago by Waynesburg Inc. and this tract was used as a right of way into and out of the property. The only thing this bill does is to transfer this property from the Highway Department to Waynesburg Inc. I want this piece of property to go back to Waynesburg Inc., so that after the bill comes up for final passage I can get this matter straightened out.

I want to take this opportunity to thank the Majority Floor Leader and express my sincere appreciation for his courtesy and understanding of this matter.

On the question recurring,

Will the House agree to the bill on second reading?

It was agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 630, entitled:

An Act making a deficiency appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first, one thousand nine hundred forty-seven and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first, one thousand nine hundred forty-seven.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 667, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor, to sell the tracts of land with the improvements thereon, occupied by the former Pennsylvania Maritime Academy, in Bucks County, and providing for the disposition of the proceeds of such sale.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 674, entitled:

A Further Supplement to the act, approved the first day of April, one thousand eight hundred sixty-three (P. L. 213), entitled "An act to accept the grant of public lands

by the United States to the several states for the endowment of Agricultural Colleges," by authorizing the Attorney General of the Commonwealth of Pennsylvania to issue to the prothonotaries of the courts of common pleas in the State of Pennsylvania his praecipe for the satisfaction of liens entered on the real estate of the land grant college of Pennsylvania under the provisions of the act, approved the ninth day of June, one thousand nine hundred eleven (P. L. 736), and prescribing procedure therefor.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 675, entitled:

An Act authorizing the Interstate Commission on the Delaware River Basin to make surveys and investigations to determine and report on the feasibility and advisability of the future construction of an integrated water project designed to meet the combined prospective water supply requirements of political subdivisions and metropolitan areas in the Commonwealth of Pennsylvania and the States of New York and New Jersey, within and outside of said Basin, empowering such Commission to enter upon lands, structures and waters, fixing the responsibility for damages resulting therefrom, and making an appropriation to such Commission.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. CHARLES C. SMITH. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 733, entitled:

An Act to validate certain acknowledgments and to regulate the effect thereof.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 736, entitled:

An Act validating certain sales of and deeds to real property made by county commissioners in good faith under a mistake of law.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 743, entitled:

An Act making an appropriation to the Local Government Commission to continue its work.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 805, entitled:

An Act authorizing and empowering the Delaware River Joint Toll Bridge Commission for the effectuation of its authorized purposes to enter upon use overpass occupy enlarge construct improve or close any easement street road or highway located within the limits of any municipality in Pennsylvania or to use occupy or take property now or hereafter vested in or held by any municipality in Pennsylvania without requiring the consent of the municipality or the governing body thereof prescribing conditions for the exercise of such powers by the Commission and conferring jurisdiction on certain courts of common pleas.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 10, Printer's No. 22, was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 149, entitled:

An Act to authorize any city of the first class to use a facsimile signature of the City Controller in lieu of his manual signature and facsimile of the seal of the City upon any bonds issued by it and declaring that signatures and facsimile signatures of former officers shall be valid and sufficient.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 195, entitled:

An Act to further amend section two of Article XVI of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (P. L. 581) entitled "An act for the better government of cities of the first class of this Commonwealth" by changing the provisions relating to filling vacancies in the office of city councilman in such cities.

The first section was read.

On the question,

Will the House agree to the section?

Mr. PFAFF offered the following amendments:

Amend Sec. 1 (Sec. 2), page 4, line 6, by striking out the word "may" and inserting in lieu thereof "shall".

Amend Sec. 1 (Sec. 2), page 4, line 7, by striking out the word "primary."

Amend Sec. 1 (Sec. 2), page 4, line 8, by inserting after the word "election" the following: "whichever comes first."

On the question,

Will the House agree to the amendments?

Mr. PFAFF. Mr. Speaker, in offering the amendments to Senate Bill 195, Printer's No. 55, I am accuated by the sincere belief that the successful candidates chosen for the important office of City Council in Philadelphia should be elected by the majority of the electors in that particular district. I don't think this would be possible if a special election were held on a primary election day, be-

cause in Philadelphia only about thirty-three per cent of the electors really exercise their ballot on that day.

I know that the opposition might say to me that I am presumptive in presenting these amendments, that I am assuming that the President of City Council would indicate a primary election day to fill this important office. But I want to say to you, Members of the House, that the present President of City Council in Philadelphia is from my own Councilmanic district, and I have the highest respect for his well-known fairness and integrity, but I also know that he is a loyal member of his own party, and he might yield to the pressure of other leaders in Philadelphia for political expediency and indicate or designate primary election day to fill this office, if the vacancy occurs before primary election day.

I also want to submit to the Members of this House that in Philadelphia we have nearly three hundred thousand registered Democrats and we have no minority representation in that important body, and I think that all of you will agree that this is not a healthy condition in law-making.

I say to you, Members of the House, had we had a real militant minority in that city legislative body, many pieces of legislation affecting the city would possibly have been less criticized. I am appealing to you, and I know that this is a partisan measure insofar as Philadelphia is concerned, but what would you think if the majority party in this House controlled every seat in this important body? That is just what occurred and what is in effect practiced now in Philadelphia. There is not one single minority member on the City Council, and I believe that this important office should be submitted to the people at a general municipal election or at a general election in November, and I ask you, Members, in the interest of the minority, a large minority in Philadelphia, that we have an even chance to select a candidate for that important position. If the vacancy occurs before the primary election and the President of City Council designates a primary election day to fill this vacancy, I am going to be absolutely frank with you, that we of the minority party, the Democratic party in Philadelphia, would not even have a Chinaman's chance to elect a candidate for Council.

Mr. CHARLES C. SMITH. Mr. Speaker, I arise to oppose the gentleman's amendments to this bill.

We do, Mr. Speaker, have all Republican members on the city council in Philadelphia. I wonder how many Republican members are in the council of the City of Pittsburgh. If I am correct, there are not any. So, it works both ways.

Incidentally, Mr. Speaker, this bill as it is now was taken from the 1937 Election Code which was put through by the Democratic majority in this House. It is written in almost the same way as a vacancy is now filled in this House. If a vacancy should occur in this House by the death of any Member, the Speaker works on exactly the same plan, and I arise to oppose this amendment, and I ask the members to vote against it.

Mr. PFAFF. Mr. Speaker, I just want to make another statement in reference to this amendment.

The SPEAKER. Will the gentleman yield to the gentleman from Philadelphia, Mr. Rose?

Mr. PFAFF. I shall, Mr. Speaker.

Mr. ROSE. Mr. Speaker, I desire to interrogate the gentleman from Philadelphia, Mr. Smith.

The SPEAKER. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. CHARLES C. SMITH. I shall, Mr. Speaker.

Mr. ROSE. Mr. Speaker, how are vacancies filled under the presently existing law?

Mr. CHARLES C. SMITH. Mr. Speaker, by a majority vote of council voting for an election day to be held for a special election.

Mr. ROSE. Mr. Speaker, on lines 13 to 18 on page 3 of this bill that are attempted to be stricken out by the amendment offered, is there in it a provision that in the event of a vacancy in the office of council the successor may be chosen at the next general municipal or special election occurring not less than thirty days thereafter?

Mr. CHARLES C. SMITH. That is true, Mr. Speaker.

Mr. ROSE. Mr. Speaker, if the President of City Council desired, he could have called an election under the existing law while this vacancy existed, without the necessity of having this new bill introduced, is that not so?

Mr. CHARLES C. SMITH. Mr. Speaker, that depends entirely on how the gentleman from Philadelphia interprets the words, "special election" in that connection. We interpret it to be an election called for a special purpose for something other than councilmanic vacancies.

Mr. ROSE. Mr. Speaker, is it not true that the vacancy could have been filled by the President of City Council under the laws that now exist?

Mr. CHARLES C. SMITH. Mr. Speaker, I'm afraid that I cannot answer the gentleman's question. I am not in city council.

Mr. ROSE. Mr. Speaker, the gentleman from Philadelphia can read the bill there from lines 13 to 18 on page 3.

Mr. CHARLES C. SMITH. Mr. Speaker, that may be true, but if we take out the words "primary election," we do run into one thing, and that is if a vacancy would occur, for example, on October 3rd and we hold a general election on November 2nd, there would be a vacancy until November 3rd of the following year, which would be of thirteen months period. That could happen.

Mr. ROSE. Mr. Speaker, does the gentleman know whether any other office in Philadelphia is filled by a special election where a vacancy occurs?

Mr. CHARLES C. SMITH. I don't know, Mr. Speaker, I don't believe there are any other offices, as far as I know.

Mr. ROSE. Mr. Speaker, is it not true where there is any other vacancy of any other elective office in Philadelphia, in the judiciary or any other elective office, that vacancy is filled at the next general succeeding election?

Mr. CHARLES C. SMITH. That may be quite true, Mr. Speaker, but where a mayor and council are responsible for a program there should not be a vacancy for thirteen months, which could happen without this bill.

Mr. ROSE. Mr. Speaker, does the gentleman know how long the present vacancy in Council has existed?

Mr. CHARLES C. SMITH. Mr. Speaker, I think only for two or three months since the death of the late councilman.

Mr. ROSE. Mr. Speaker, how about the death of the first councilman?

Mr. CHARLES C. SMITH. I wouldn't know just when he died, Mr. Speaker.

Mr. ROSE. Mr. Speaker, I rise in support of the amendment offered by my colleague, the gentleman from Philadelphia, Mr. Pfaff.

I wish to point out to the Members of this House that under the present law if the authorities in Philadelphia were interested in seeing the present vacancy filled, they could have called an election, but they have failed to do so until the attention of the members was directed to the fact that this vacancy existed, and then there was a hue and cry raised in Philadelphia calling for this bill, and consequently this bill has been introduced.

I want to point out that all of the vacancies of elective offices in Philadelphia are filled at the regular general election which succeeds the vacancy, next succeeding the vacancy, and the effect of this bill would be positively to call upon the expenditure of large sums of money in Philadelphia at a special election which could well be called through the provisions of the amendment now being offered. We in Philadelphia today are trying to save money for the citizens of Philadelphia, and we may be called upon to spend huge sums of money which would be necessary to hold an election if this particular amendment is not accepted.

I do want to say again that under the presently existing law, if we had substituted the word "shall" for the word "may" on line 13, we could well have been able to provide for the exigency without passing this particular measure, and I call upon the Members of the House to support the amendment.

On the question recurring,

Will the House agree to the amendments?

The yeas and nays were required by Mr. Scanlon and Mr. Readinger and were as follows:

YEAS—85

Amarando,	Hamilton,	Monroe,	Rovansek,
Andrews,	Harris,	Munley,	Scanlon,
Bane,	Heatherington,	Musto,	Schmidt,
Beaver,	Hersch,	Nagel,	Schuster,
Boles,	Hoggard,	Needham,	Seyler,
Brandon,	Hunter,	Nixon,	Smith, W. B.,
Brown, H. S.,	Jenkins,	Olsen,	Snider,
Bucchin,	Jim,	Penglase,	Stank,
Cochran,	Jones, G. E.,	Pentrack,	Sternberg,
Cole,	Jones, J. M.,	Peta,	Swope,
Coleman,	Kamyk,	Petrosky,	Taylor,
Conway,	Kirley,	Pettigrew,	Varallo,
Dougherty,	Kolankiewicz,	Pfaff,	Verona,
Duffy,	Kondrath,	Polen,	Wargo,
Evans,	Lederer,	Posta,	Weiss,
Filo,	Leonard,	Price, R. A.,	Welsh,
Floyd,	Limper,	Reese,	Westrick,
Gaffney,	Lovett,	Reidenbach,	Wheeler,
Glembocki,	McGee,	Reynolds,	Williams,
Good,	McNally,	Rose,	Yester,
Guarnieri,	Mills,	Rosen,	Yetser,
Hagerty,			

NAYS—112

Altshuler,	Ferster,	Kent,	Riley, R. L.,
Barkdoll,	Firmstone,	Kline,	Robbins,
Baumunk,	Flack,	Kohl,	Robertson,
Bednarek,	Fleming,	Kratz,	Royer,
Blair,	Fox,	Kurtz,	Sax,
Bloom,	Frank,	Lee,	Scott,
Bomberger,	Frost,	Leisner,	Shoemaker,
Boorse,	Gallagher,	Loftus,	Smith, C. C.,
Bower,	George,	Madigan,	Sollenberger,
Brelschi,	Gibson,	McCormack,	Spencer,
Brice,	Goodling,	McCullough,	Stimmel,
Brown, W. E.,	Graybill,	McKinney,	Stuart,
Brunner,	Green,	Mikula,	Tahl,
Cadwalader,	Greenwood,	Miller,	Thompson,

Clapper,	Greer,	Milliken,	Tompkins,
Clendening,	Hall,	Mintess,	Toomey,
Cooper,	Harney,	Moore, C. E.,	Wachhaus,
Costa,	Haudenshield,	Moore, H. A.,	Wagner,
Dalrymple,	Helm,	Murray,	Waterhouse,
DeLong,	Herman,	Najaka,	Watkins,
Dennison,	Hewitt,	Neff,	Weidner,
Depuy,	Hocker,	O'Dare,	Wood,
Driscoll,	Hoffman,	O'Donnell,	Worley,
Dye,	Jennings,	Orban,	Yaffe,
Elder,	Johnson,	Price, H. W., Jr.,	Yeakel,
Erb,	Jump,	Probert,	Young,
Ewing,	Keller,	Reagan,	Ziegler,
Felton,	Kemp,	Reilly, J. M.,	Sorg,

Speaker

NOT VOTING—11

Breth,	McMillen,	Powers,	Varner,
Guthrie,	Mihm,	Readinger,	Wescott,
Krise,	Moran,	Sarra,	

So the question was determined in the negative and the amendments were not agreed to.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection,

Senate Bill No. 209, Printer's No. 32

was passed over at the request of the SPEAKER.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 22, as follows:

An Act providing that an appeal or certiorari to the court of common pleas in a suit or action by a landlord to recover possession of property shall be a supersedeas

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In every action or suit brought under any of the several acts of this Commonwealth by a landlord to recover possession of property leased for a term of years from year to year for any term less than a year or by the month or for an indeterminate time in which a certiorari or an appeal is now allowed by law such certiorari or appeal shall be a supersedeas until the final determination thereof by the court of common pleas out of which or to which the same shall issue or lie Provided That such certiorari or appeal shall be applied for or taken within the period now prescribed by law and the party applying for or taking the same shall otherwise comply with the provisions of the acts providing for such certiorari or appeal in such cases

Section 2 All acts or parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,

Barkdoll,	Gibson,	McCullough,	Sarra,
Baumunk,	Glembockl,	McGee,	Sax,
Beaver,	Good,	McKinney,	Scanlon,
Bednarek,	Goodling,	McMillen,	Schmidt,
Blair,	Graybill,	McNally,	Schuster,
Bloom,	Green,	Mihm,	Scott,
Boles,	Greenwood,	Mikula,	Seyler,
Bomberger,	Greer,	Miller,	Shoemaker,
Boorse,	Guarnieri,	Milliken,	Smith, C. O.,
Bower,	Guthrie,	Mills,	Smith, W. B.,
Brandon,	Hagerty,	Mintess,	Snider,
Breisch,	Hall,	Monroe,	Sollenberger,
Breth,	Hamilton,	Moore, C. E.,	Spencer,
Brice,	Harney,	Moore, H. A.,	Stank,
Brown, H. S.,	Harris,	Moran,	Sternberg,
Brown, W. E.,	Haudenschild,	Munley,	Stimmel,
Brunner,	Heatherington,	Murray,	Stuart,
Bucchin,	Helm,	Musto,	Swope,
Cadwalader,	Herman,	Nagel,	Tahl,
Clapper,	Hersch,	Najaka,	Taylor,
Clendenning,	Hewitt,	Needham,	Thompson,
Cochran,	Hocker,	Neff,	Tompkins,
Cole,	Hoffman,	Nixon,	Toomey,
Coleman,	Hoggard,	O'Dare,	Varallo,
Conway,	Hunter,	O'Donnell,	Varner,
Cooper,	Jenkins,	Olsen,	Verona,
Costa,	Jennings,	Orban,	Wachhaus,
Dalrymple,	Jim,	Penglase,	Wagner,
DeLong,	Johnson,	Pentrack,	Wargo,
Dennison,	Jones, G. E.,	Peta,	Waterhouse,
Depuy,	Jones, J. M.,	Petrosky,	Watkins,
Dougherty,	Jump,	Pettigrew,	Weidner,
Driscoll,	Kamyk,	Pfaff,	Weiss,
Duffy,	Keller,	Polen,	Welsh,
Dye,	Kemp,	Posta,	Wescott,
Elder,	Kent,	Powers,	Westrick,
Erb,	Kirley,	Price, H. W., Jr.,	Wheeler,
Evans,	Kline,	Price, R. A.,	Williams,
Ewing,	Kohl,	Propert,	Wood,
Felton,	Kolankiewicz,	Readinger,	Worley,
Ferster,	Kondrath,	Reagan,	Yaffe,
Filo,	Kratz,	Reese,	Yeakel,
Firmstone,	Kurtz,	Reidenbach,	Yester,
Flack,	Lederer,	Relly, J. M.,	Yetzer,
Fleming,	Lee,	Reynolds,	Young,
Floyd,	Leisey,	Riley, R. L.,	Ziegler,
Fox,	Leonard,	Robbins,	Sorg,
Frank,	Limper,	Robertson,	Speaker

NAYS—0

NOT VOTING—1

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order.

The House proceeded to the third reading and consideration of House Bill No. 26, as follows:

An Act to reenact section four of the act approved the fourth day of April one thousand seven hundred ninety-eight (3 Smith Laws 331) entitled "An act limiting the time during which judgment shall be a lien on real estate and suits may be brought against the sureties of public officers" relating to the time suits may be brought against sureties of public officers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four of the act approved the fourth day of April one thousand seven hundred ninety-eight (3 Smith Laws 331) entitled "An act limiting the time during which judgment shall be a lien on real estate and suits may be brought against the sureties of public officers" which was cited for repeal by the act approved the twenty-eighth day of May one thousand nine hundred forty-three (P. L. 774) is hereby reenacted to read as follows

Section 4 And whereas it is reasonable that persons entering into bonds or recognizances as sureties for any public officers should be exonerated from their responsi-

bility within a reasonable term after such officers respectively shall die resign or be removed from office Therefore Be it enacted by the authority aforesaid That it shall not be lawful for any person or persons whomsoever to commence and maintain any suit or suits on any bonds or recognizances which shall hereafter be given and entered into by any person or persons as sureties for any public officer from and after the expiration of the term of seven years to be computed from the time at which the cause of action shall have accrued and if any such suit or suits shall be commenced contrary to the intent and meaning of this act the defendant or defendants respectively shall and may plead the general issue and give this act and the special matter in evidence and if the plaintiff or plaintiffs be nonsuit or if a verdict or judgment pass against him or them respectively the defendant or defendants shall respectively recover double costs

Section 2 The purpose of this act is to correct an error in citing section four of said act approved the fourth day of April one thousand seven hundred ninety-eight (3 Smith Laws 331) for repeal such purported repeal being ineffective in that the subject matter of said section four is not germane to the title or subject matter of the act citing it for repeal

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Altshuler,	Frank,	Limper,	Robertson,
Amarando,	Frost,	Loftus,	Rose,
Andrews,	Gaffney,	Lovett,	Rosen,
Bane,	Gallagher,	Madigan,	Royer,
Barkdoll,	George,	McCormack,	Sarra,
Baumunk,	Gibson,	McCullough,	Sax,
Beaver,	Glembockl,	McGee,	Scanlon,
Bednarek,	Good,	McKinney,	Schmidt,
Blair,	Goodling,	McMillen,	Schuster,
Bloom,	Graybill,	McNally,	Scott,
Boles,	Green,	Mihm,	Seyler,
Bomberger,	Greenwood,	Mikula,	Shoemaker,
Boorse,	Greer,	Miller,	Smith, C. O.,
Bower,	Guarnieri,	Milliken,	Smith, W. B.,
Brandon,	Guthrie,	Mills,	Snider,
Breisch,	Hagerty,	Mintess,	Sollenberger,
Breth,	Hall,	Monroe,	Spencer,
Brice,	Hamilton,	Moore, C. E.,	Stank,
Brown, H. S.,	Harney,	Moore, H. A.,	Sternberg,
Brown, W. E.,	Harris,	Moran,	Stimmel,
Brunner,	Haudenschild,	Munley,	Stuart,
Bucchin,	Heatherington,	Murray,	Swope,
Cadwalader,	Helm,	Musto,	Tahl,
Clapper,	Herman,	Nagel,	Taylor,
Clendenning,	Hersch,	Najaka,	Thompson,
Cochran,	Hewitt,	Needham,	Tompkins,
Cole,	Hocker,	Neff,	Toomey,
Coleman,	Hoffman,	Nixon,	Varallo,
Conway,	Hoggard,	O'Dare,	Varner,
Cooper,	Hunter,	O'Donnell,	Verona,
Costa,	Jenkins,	Olsen,	Wachhaus,
Dalrymple,	Jennings,	Orban,	Wagner,
DeLong,	Jim,	Penglase,	Wargo,
Dennison,	Johnson,	Pentrack,	Waterhouse,
Depuy,	Jones, G. E.,	Peta,	Watkins,
Dougherty,	Jones, J. M.,	Petrosky,	Weidner,
Driscoll,	Jump,	Pettigrew,	Weiss,
Duffy,	Kamyk,	Pfaff,	Welsh,
Dye,	Keller,	Polen,	Wescott,
Elder,	Kemp,	Posta,	Westrick,
Erb,	Kent,	Powers,	Wheeler,
Evans,	Kirley,	Price, H. W., Jr.,	Williams,
Ewing,	Kline,	Price, R. A.,	Wood,
Felton,	Kohl,	Propert,	Worley,
Ferster,	Kolankiewicz,	Readinger,	Yaffe,
Filo,	Kondrath,	Reagan,	Yeakel,
Firmstone,	Kratz,	Reese,	Yester,

Flack,
Fleming,
Floyd,
Fox.

Kurtz,
Lederer,
Lee,
Lelsey,
Leonard,

Reidenbach,
Reilly, J. M.,
Reynolds,
Riley, R. L.,
Robbins,

Yetzer,
Young,
Ziegler,
Sorg.
Speaker

NAYS—0

NOT VOTING—1

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 89, as follows:

An Act relating to the admissibility in evidence and the proof of official records documents and proceedings both domestic and foreign and of copies thereof and extracts therefrom and certificates in reference thereto The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Federal Official Records Admissibility A book of records regularly kept by any public officer of the United States when acting under any law or regulation or other authority is admissible to evidence any matter recorded therein and pertaining to the duties of the office

Section 2 State Official Records Admissibility A book of records regularly kept by any public officer in this State or another State or a Territory or other jurisdiction of the United States or any other governmental subdivision hereof when acting under any law or regulation or other authority is admissible to evidence any matter recorded therein and pertaining to the duties of the office

Section 3 Foreign Official Records Admissibility A book of records regularly kept by any public officer in a foreign State recognized by the United States Department of State or in any dominion or colony or other possession thereof when acting under any law or regulation or other authority is admissible to evidence any matter recorded therein and pertaining to the duties of the office

Section 4 Federal Miscellaneous Documents Certified Copies of Official Records Authentication A book of records made by any public officer of the United States and kept in a public office when itself relevant and admissible for any purpose may be evidenced without producing the original by a copy certified by the officer or his deputy having lawful custody thereof under seal of the office if there be a seal or if not then under the seal of the United States Court of the district in which the office is located

Section 5 Federal Judicial Records Attested Copies under Seal Certificates The records and judicial proceedings of any court of the United States may be evidenced by a copy attested by the Clerk of the Court with the Seal of the Court annexed together with a certificate of the judge chief justice or presiding magistrate that the attestation is in due form

Section 6 State Legislative Records Certified Copies The proceedings and acts of the Legislature of any State or Territory or the legislative body of any other jurisdiction of the United States may be evidenced without producing the original by a copy certified by the officer having lawful custody thereof under the seal of the State or other jurisdiction

Section 7 State Judicial Records Attested Copies under Seal Certificates The records and judicial proceedings of a court of record of this State or any other State or Territory or other jurisdiction of the United States may be evidenced without producing the original by a copy attested by the Clerk of the Court with the seal of the Court annexed and when the record is without this State then

with a certificate annexed of the judge chief justice or presiding magistrate that the attestation is in due form

Section 8 State Miscellaneous Official Records How Admissible (a) The records kept in any public office of this State or any other State or a Territory or other jurisdiction of the United States not appertaining to a court may be evidenced by a copy attested by the keeper of the record with the seal of his office annexed if there be a seal

(b) If the office be without this State then shall also be annexed a certificate of the presiding justice of the court of the county or district or parish in which such office may be kept or of the governor or secretary of State or Chancellor or keeper of the seal of the State or Territory or other jurisdiction that the attestation is in due form and by the proper officer If the certificate is given by the presiding justice of a court it shall be further authenticated by the clerk or prothonotary of the Court who shall certify under his hand and seal of his office that the said presiding justice is duly commissioned and qualified or if the certificate is given by the governor or secretary or chancellor or keeper of the great seal it shall be under the great seal of the State or Territory or other jurisdiction in which it is made

Section 9 Foreign Legislative and Executive Records Certified Copies The proceedings and Acts of the Legislature or of the Executive in any foreign State recognized by the United States Department of State or in any dominion or colony or other possession thereof may be evidenced by a copy certified by the lawful custodian thereof under the great seal of the State or other government of which the Legislature or the Executive is a part

Section 10 Foreign Judicial Records Certified Copies under Seal Certificates The records of any court in a foreign State recognized by the United States Department of State or in any dominion or colony or other possession thereof may be evidenced by a copy certified by the lawful custodian thereof under seal of the court together with a certificate by a judge of the court that the attestation is in due form followed by the certificate of a diplomatic or a consular officer of the United States under the seal of his office that the person certifying is the lawful custodian of the records of such court or by a certificate to the same effect by the officer having custody of the great seal of the State or other government under which the court is held with that seal annexed

Section 11 Foreign Miscellaneous Official Records Certified Copies under Seal Certificates The records not appertaining to a court kept in any public office of a foreign State recognized by the United States Department of State or of any dominion or colony or other possession thereof or of any governmental subdivision thereof may be evidenced by a copy certified by the lawful custodian thereof under seal of his office together with a certificate by a diplomatic or a consular officer of the United States under seal of his office that the person certifying is the lawful custodian of such records or by a certificate to the same effect by the officer having custody of the great seal of the State or other government in which the office is located with that seal annexed

Section 12 Entries or Extracts of Records A copy certified as in sections four to eleven above of one or more entries or other separable parts of such a book of records is admissible if it purports to contain all of that part of the record that is relevant to the purpose for which it is offered

Section 13 Entries Lacking in Records A certificate made by any of the foregoing officers as provided in sections four to eleven stating that after diligent search no record or entry of a specified tenor is found to exist in the records or files of his office is admissible

Section 14 Federal and State Documents Filed in Public Office Certified Copies Original A copy of a document not being a conveyance of title or other interest in property required or allowed by law to be filed in a public office of the United States or of this State or any other State or a Territory or other jurisdiction of the United States is admissible to evidence the original when certified by the lawful custodian of the records of that office

under seal of office Provided That in any case the Court may on request of a party order the production of the original document for any purpose

Section 15 Official Certificates or Returns Copies Authentication A certificate or return required by law or regulation to be made and filed by any officer of the United States or of this State or any other State or a Territory or other jurisdiction of the United States having duties of administration or inspection or supervision stating that in the course of his duty he has personally done or observed a matter is admissible as well as a copy thereof if authenticated as provided in section eight

Section 16 Federal Official Documents Federal Register Printed Copies The official records and other documents being enactments or regulations or decisions or rulings or proceedings or reports or other official acts of the Congress or any Federal executive department or subdivision therein or of any Federal Court or commission or board or agency or public institution may be evidenced by the Federal Register or by a printed book or pamphlet or periodical purporting to be published by the Government Printing Office by authority

Section 17 State Official Documents Printed Copies The official records and other documents being enactments or regulations or decisions or rulings or proceedings or reports or other official acts of the legislative or executive or judicial branch of the government of this State or of any other State or a Territory or other jurisdiction of the United States or of any court or commission or board or agency or public institution thereof may be evidenced by a printed book or pamphlet or periodical purporting to be printed by authority

Section 18 Foreign Official Documents Printed Copies The official records and other documents being codes or statutes or judicial decisions or official acts of heads of executive departments in any foreign government recognized by the United States Department of State or any dominion or colony or possession thereof may be evidenced by a printed book or pamphlet or periodical purporting to be published by authority

Section 19 Unofficially Printed Judicial Opinions and Laws The judicial opinions of the Supreme Court of any State or Territory or other jurisdiction of the United States and the legislative act and resolutions thereof may be evidenced by a printed book proved to be commonly admitted as evidence in the courts of that jurisdiction

Section 20 Repeal All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer
Barkdoll,	Gibson,	McCullough,	Sarrafi,
Baumunk,	Glembocki,	McGee,	Sax,
Beaver,	Good,	McKinney,	Scanlon,
Bednarek,	Goodling,	McMillen,	Schmidt,
Blair,	Graybill,	McNally,	Schuster,
Bloom,	Green,	Mihm,	Scott,
Boles,	Greenwood,	Mikula,	Seyler,
Bomberger,	Greer,	Miller,	Shoemaker,
Boorse,	Guarnieri,	Milliken,	Smith, C. C.,
Bower,	Guthrie,	Mills,	Smith, W. B.,
Brandon,	Hagerty,	Mintess,	Snider,
Breisch,	Hall,	Monroe,	Sollenberger,
Breth,	Hamilton,	Moore, C. E.,	Spencer,
Brice,	Harney,	Moore, H. A.,	Stank,
Brown, H. S.,	Harris,	Moran,	Sternberg,
Brown, W. E.,	Haudenschild,	Munley,	Stimmel,
Brunner,	Heatherington,	Murray,	Stuart,

Bucchin,	Helm,	Musto,	Swope,
Cadwalader,	Herman,	Nagel,	Tahl,
Clapper,	Hersch,	Najaka,	Taylor,
Clendening,	Hewitt,	Needham,	Thompson,
Cochran,	Hocker,	Neff,	Tompkins,
Cole,	Hoffman,	Nixon,	Toomey,
Coleman,	Hoggard,	O'Dare,	Varallo,
Conway,	Hunter,	O'Donnell,	Varner,
Cooper,	Jenkins,	Olsen,	Verona,
Costa,	Jennings,	Orban,	Wachhaus,
Dalrymple,	Jim,	Penglase,	Wagner,
DeLong,	Johnson,	Pentrack,	Wargo,
Dennison,	Jones, G. E.,	Peta,	Waterhouse,
Depuy,	Jones, J. M.,	Petrosky,	Watkins,
Dougherty,	Jump,	Pettigrew,	Weidner,
Driscoll,	Kamyk,	Pfaff,	Weiss,
Duffy,	Keller,	Polen,	Welsh,
Dye,	Kemp,	Posta,	Wescott,
Elder,	Kent,	Powers,	Westrick,
Erb,	Kirley,	Price, R. A.,	Wheeler,
Evans,	Kline,	Price, H. W., Jr.,	Williams,
Ewing,	Kohl,	Probert,	Wood,
Felton,	Kolankiewicz,	Readinger,	Yaffe,
Ferster,	Kondrath,	Reagan,	Yeakel,
Filo,	Kratz,	Reese,	Yester,
Firmstone,	Kurtz,	Reidenbach,	Yetzer,
Flack,	Lederer,	Reilly, J. M.,	Young,
Fleming,	Lee,	Reynolds,	Ziegler,
Floyd,	Lelsey,	Riley, R. L.,	Sorg,
Fox,	Leonard,	Robbins,	Speaker.
Frank,	Limper,	Robertson,	

NAYS—1

Worley.

NOT VOTING—1

Krise.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 473, as follows:

An Act to amend section seven hundred twenty-eight of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by increasing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section seven hundred twenty-eight of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" is hereby amended to read as follows

Section 728 Cruelty to Minors Whoever cruelly ill-treats abuses or inflicts unnecessary cruel punishment upon any minor child shall [upon conviction thereof in a summary proceeding be sentenced to pay a fine not exceeding two hundred dollars (\$200) and upon default in the payment of the fine and costs shall be sentenced to imprisonment not exceeding ninety (90) days] be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars (\$1000) or to undergo imprisonment not exceeding one (1) year or both

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Altschuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarraff,
Baumunk,	Glembocki,	McGee,	Sax,
Beaver,	Good,	McKinney,	Scanlon,
Bednarek,	Goodling,	McMillen,	Schmidt,
Blair,	Graybill,	McNally,	Schuster,
Bloom,	Green,	Mihm,	Scott,
Boles,	Greenwood,	Mikula,	Seyler,
Bomberger,	Greer,	Miller,	Shoemaker,
Boorse,	Guarnieri,	Milliken,	Smith, C. O.,
Bower,	Guthrie,	Mills,	Smith, W. B.,
Brandon,	Hagerty,	Mintess,	Snider,
Brelsch,	Hall,	Monroe,	Sollenberger,
Breth,	Hamilton,	Moore, C. E.,	Spencer,
Brice,	Harney,	Moore, H. A.,	Stank,
Brown, H. S.,	Harris,	Moran,	Sternberg,
Brown, W. E.,	Haudenshield,	Munley,	Stimmel,
Brunner,	Heatherington,	Murray,	Stuart,
Bucchin,	Helm,	Musto,	Swope,
Cadwalader,	Herman,	Nagel,	Tahl,
Clapper,	Hersch,	Najaka,	Taylor,
Clendening,	Hewitt,	Needham,	Thompson,
Cochran,	Hocker,	Neff,	Tompkins,
Cole,	Hoffman,	Nixon,	Toomey,
Coleman,	Hoggard,	O'Dare,	Varallo,
Conway,	Hunter,	O'Donnell,	Varner,
Cooper,	Jenkins,	Olsen,	Verona,
Costa,	Jennings,	Orban,	Wachhaus,
Dalrymple,	Jim,	Penglass,	Wagner,
DeLong,	Johnson,	Pentrack,	Wargo,
Dennison,	Jones, G. E.,	Peta,	Waterhouse,
Depuy,	Jones, J. M.,	Petrosky,	Watkins,
Dougherty,	Jump,	Pettigrew,	Weidner,
Driscoll,	Kamyk,	Pfaff,	Weiss,
Duffy,	Keller,	Polen,	Welsh,
Dye,	Kemp,	Posta,	Wescott,
Elder,	Kent,	Powers,	Westrick,
Erb,	Kirley,	Price, H. W., Jr.,	Wheeler,
Evans,	Kline,	Price, R. A.,	Williams,
Ewing,	Kohl,	Propert,	Wood,
Felton,	Kolankiewicz,	Readinger,	Worley,
Ferster,	Kondrath,	Reagan,	Yaffe,
Filo,	Kratz,	Reese,	Yeakel,
Firmstone,	Kurtz,	Reidenbach,	Yester,
Flack,	Lederer,	Reilly, J. M.,	
Fleming,	Lee,	Reynolds,	
Floyd,	Leisey,	Riley, R. L.,	
Fox,	Leonard,	Robbins,	
Frank,	Limper,	Robertson,	Speaker

NAYS—0

NOT VOTING—1

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 626, as follows:

An Act requiring the reporting of cases of blindness or impaired vision by physicians examining or diagnosing such cases imposing powers and duties on the Department of Welfare and its authorized agents and providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Every physician who treats or examines any blind person or person with impaired vision approximating blindness or who diagnoses any case of blindness or impaired vision approximating blindness or which might possibly become blindness shall make a written report thereof to the Department of Welfare or its authorized agents upon forms provided by and in accordance with regulations prescribed by that department and in such

cases shall furnish such additional information as that department shall request

Section 2 For the purposes of this act "blind" or "blindness" shall mean visual acuity not to exceed twenty two-hundredths (20/200) in the better eye with correcting lenses or visual acuity greater than twenty two-hundredths (20/200) but with a limitation in the fields of vision such that the widest diameter of the visual field subtends an angle no greater than twenty (20) degrees

Section 3 The Department of Welfare shall compile and preserve statistics based on such reports. Such department shall make available to public and State-aided agencies whose function is the prevention of blindness or the education or the rehabilitation of the blind information relating to individuals who might be aided by the activities of such agencies

Section 4 The Department of Welfare shall cause a sufficient number of copies of this act to be printed and furnished to its authorized agents and to licensed physicians in this Commonwealth

Section 5 Any person who violates any provision of this act or regulation of the department promulgated thereunder shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of not less than ten dollars (\$10) nor more than twenty-five dollars (\$25) or in default of the payment thereof to undergo imprisonment for not less than one (1) day nor more than five (5) days

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Altschuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarraff,
Baumunk,	Glembocki,	McGee,	Sax,
Beaver,	Good,	McKinney,	Scanlon,
Bednarek,	Goodling,	McMillen,	Schmidt,
Blair,	Graybill,	McNally,	Schuster,
Bloom,	Green,	Mihm,	Scott,
Boles,	Greenwood,	Mikula,	Seyler,
Bomberger,	Greer,	Miller,	Shoemaker,
Boorse,	Guarnieri,	Milliken,	Smith, C. O.,
Bower,	Guthrie,	Mills,	Smith, W. B.,
Brandon,	Hagerty,	Mintess,	Snider,
Brelsch,	Hall,	Monroe,	Sollenberger,
Breth,	Hamilton,	Moore, C. E.,	Spencer,
Brice,	Harney,	Moore, H. A.,	Stank,
Brown, H. S.,	Harris,	Moran,	Sternberg,
Brown, W. E.,	Haudenshield,	Munley,	Stimmel,
Brunner,	Heatherington,	Murray,	Stuart,
Bucchin,	Helm,	Musto,	Swope,
Cadwalader,	Herman,	Nagel,	Tahl,
Clapper,	Hersch,	Najaka,	Taylor,
Clendening,	Hewitt,	Needham,	Thompson,
Cochran,	Hocker,	Neff,	Tompkins,
Cole,	Hoffman,	Nixon,	Toomey,
Coleman,	Hoggard,	O'Dare,	Varallo,
Conway,	Hunter,	O'Donnell,	Varner,
Cooper,	Jenkins,	Olsen,	Verona,
Costa,	Jennings,	Orban,	Wachhaus,
Dalrymple,	Jim,	Penglass,	Wagner,
DeLong,	Johnson,	Pentrack,	Wargo,
Dennison,	Jones, G. E.,	Peta,	Waterhouse,
Depuy,	Jones, J. M.,	Petrosky,	Watkins,
Dougherty,	Jump,	Pettigrew,	Weidner,
Driscoll,	Kamyk,	Pfaff,	Weiss,
Duffy,	Keller,	Polen,	Welsh,
Dye,	Kemp,	Posta,	Wescott,
Elder,	Kent,	Powers,	Westrick,
Erb,	Kirley,	Price, H. W., Jr.,	Wheeler,
Evans,	Kline,	Price, R. A.,	Williams,
Ewing,	Kohl,	Propert,	Wood,
Felton,	Kolankiewicz,	Readinger,	Worley,
Ferster,	Kondrath,	Reagan,	Yaffe,
Filo,	Kratz,	Reese,	Yeakel,
Firmstone,	Kurtz,	Reidenbach,	Yester,

Flack,	Lederer,	Reilly, J. M.,	Yetzer,
Fleming,	Lee,	Reynolds.	Young.
Floyd,	Leisey,	Riley, R. L.,	Ziegler.
Fox,	Leonard,	Robbins,	Sorg.
Frank.	Limper.	Robertson.	Speaker

NAYS—0

NOT VOTING—1

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 633, entitled:

An Act making an appropriation to the Pennsylvania Game Commission for the payment of certain moral claims and providing for the hearing adjustment and payment of moral claims of any corporation person or association suffering damage to or loss of its property or equipment through negligence of the Pennsylvania Game Commission its employees or independent contractors hired by the commission in breaking or rupturing oil lines belonging to any such corporation person or association.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. McKINNEY. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for further study.

The motion was agreed to.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. HELM asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

SENATE MESSAGES

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, March 7, 1949.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvenes on Monday, March 14, 1949, at four o'clock P. M., E.S.T., and when the House of Representatives adjourns this week it reconvene on Monday, March 14, 1949, at four-thirty o'clock, P. M., E.S.T.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence 30, 139, 250, 261, 273 and 335.

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned

bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 110.

An Act to amend subsection B of section twelve of the act approved the sixth day of April one thousand nine hundred thirty-seven (P. L. 200) entitled "An act licensing and regulating the business of pawnbrokers providing for the issuance of licenses by the Secretary of Banking authorizing the Secretary of Banking to make examinations and issue regulations limiting the interest and charges on loans and prescribing penalties for the violation of this act" to provide for receipt in duplicate

With the information that the Senate has passed the same without amendment.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HOUSE BILL No. 110.

An Act to amend subsection B of section twelve of the act approved the sixth day of April one thousand nine hundred thirty-seven (P. L. 200), entitled "An act licensing and regulating the business of pawnbrokers providing for the issuance of licenses by the Secretary of Banking authorizing the Secretary of Banking to make examinations and issue regulations limiting the interest and charges on loans and prescribing penalties for the violation of this act" to provide for receipt in duplicate.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. FILO asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. WEISS asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

COMMITTEE MEETINGS

Cities-County Second Class, Room 521, Tuesday, March 8, at 12:00 noon.

Education, Room 324, Tuesday, March 8, at 12:30 p. m.

Game and Forestry, Room 331, Tuesday, March 8, at 10:30 a. m.

Judiciary, Room 149, Tuesday, March 8, at 11:00 a. m.

Motor Vehicles, Room 522, Tuesday, March 8, at 11:00 a. m.

Municipal Corporations, Room 521, Tuesday, March 8, at 9:30 a. m.

Public Health and Sanitation, Room 522, Tuesday, March 8, at 12:45 p. m.

The regular Kiwanis, Rotary, Lions, Service Clubs Breakfast will be held Tuesday Morning, March 8, in the Cafeteria at 8:30 a. m.

ADJOURNMENT

Mr. HARRIS. Mr. Speaker, I move that this House do now adjourn until Tuesday, March 8, 1949, at 1:00 p. m.

The motion was agreed to, and (at 6:52 p. m.) the House adjourned.

Legislative Journal.

Session 1949.

138th of the General Assembly.

Vol. 31.

HARRISBURG, PA., TUESDAY, MARCH 8, 1949.

No. 24.

SENATE

TUESDAY, March 8, 1949.

The Senate met at 4:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

PRAYER

The Chaplain, Rev. FRANCIS E. REINBERGER offered the following prayer:

Thank you, Lord, for this beautiful day, and for the hope which it inspires of happy days in the approaching Spring. May the glory of Thy sunshine bring peace and prosperity to all Thy people here. From page boy to Senator, from clerk to Governor, send Thy blessing upon them all and make their lives a source of constant joy to them and to Thee. Today we ask Thy blessing also upon the representatives of the Press on whom so many people depend for insight and truth; be with them, our Father, in their important task; indeed, be with us all. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. WATSON, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

MEMBERS OF THE BOARD OF ARBITRATION OF CLAIMS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 8, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Board of Arbitration of Claims:

Charles H. Weidner, Attorney, Chairman, 18 South 5th Street, Reading, Berks County, to serve until July 21,

1949, and until his successor shall be duly appointed and qualified, vice Lorrie R. Holcomb, Wilkes-Barre, whose term expired.

T. C. Frame, Civil Engineer, 1328 Liberty Street, Franklin, Venango County, to serve until July 21, 1951, and until his successor shall be duly appointed and qualified, vice Norman S. Sprague, Pittsburgh, whose term expired.

James Long, Businessman, Blue Bell, Montgomery County, to serve until July 21, 1953, and until his successor shall be duly appointed and qualified, vice Paul L. Brogan, Glenolden, whose term expired.

JAMES H. DUFF.

MEMBER OF THE BOARD OF TRUSTEES OF LOCUST MOUNTAIN STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 8, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William R. Miller, Park Place, Mahanoy City, Schuylkill County, for reappointment as a Member of the Board of Trustees of Locust Mountain State Hospital, for the term of four years, and until his successor is qualified.

JAMES H. DUFF.

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on March 8, 1949.

Mr. WAGNER. Mr. President, I second the motion. The motion was agreed to. The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 8, 1949.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

ALLEGHENY COUNTY

Miss Regina S. Larkin, McKeesport.
Mrs. Marie A. Paulsen, Pittsburgh, 120 Ruskin Ave.
Miss Mary Jane Vogel, Pittsburgh, 1127 Grant Bldg.

BERKS COUNTY

Miss Flora R. Fix, Reading.

BUTLER COUNTY

Francis H. Logue, Butler.
Otto W. Sander, Butler.

LEHIGH COUNTY

Miss Emilie J. Diefenderfer, Whitehall Twp., Fullerton.

PHILADELPHIA COUNTY

Wm. Brucker, 3505 Kensington Ave. (34).
Miss Mildred Cross, 6600 Rutland St. (24).
Samuel Fisher, 6600 Rutland St. (24).
Mrs. M. Mossell Griffin, 1432 Lombard St.
Robert Taggart, 114 S. 4th St. (6).

WARREN COUNTY

Robert G. Hunzinger, Conewango Twp., R. F. D. 3, Warren.

WASHINGTON COUNTY

W. Robert Crawford, Union Twp., PRR Enginehouse, Elrama.

WESTMORELAND COUNTY

Carl H. Lattimore, Vandergrift.

YORK COUNTY

Walter B. Liggitt, York.

To compute from dates set opposite their names

ALLEGHENY COUNTY

Miss C. Moll, Pittsburgh, Dallas Ave., March 12, 1949.

DELAWARE COUNTY

John Lacusch, Chester, March 14, 1949.

NORTHAMPTON COUNTY

Miss Naomi I. Crouthamel, Easton, March 18, 1949.

VENANGO COUNTY

W. E. Crow, Oil City, March 24, 1949.

MONTGOMERY COUNTY

N. Lane Irwin, Lower Merion Twp., 800 Lancaster Ave., Bryn Mawr, March 28, 1949.

PHILADELPHIA COUNTY

Thomas A. Bianche, 2873 Kensington Ave., March 31, 1949.

WASHINGTON COUNTY

John S. McCans, Donora, March 31, 1949.

JAMES H. DUFF

A motion was made by Mr. WALKER and Mr. WAGNER,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced informed the Senate that the House has concurred in Resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, March 7, 1949.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, March 14, 1949, at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, March 14, 1949, at four-thirty o'clock, p. m., E. S. T.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 81, entitled:

An Act to amend section twenty-five of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 414), entitled "Uniform Vital Statistics Act," by eliminating the requirements for Local Registrars of Vital Statistics to endorse permits for burial, removal or other disposition of bodies of persons whose death or stillbirth occur outside of this State and requiring the filing of such permits with such Local Registrars.

House Bill No. 110, entitled:

An Act to amend subsection B of section twelve of the act, approved the sixth day of April, one thousand nine hundred thirty-seven (P. L. 200), entitled "Pawnbrokers License Act," to provide for receipt in duplicate.

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

FORMER SENATOR JOHN S. RICE PRESENTED TO THE SENATE

The PRESIDENT. At this time, the Chair would like to call the attention of the Senate to the presence of a distinguished guest and former member of this body,

The Honorable John S. Rice, the Senator from Adams County.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for fifteen minutes.

Mr. MALLERY. Mr. President, I second the motion. The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 22, entitled:

An Act providing that an appeal or certiorari to the court of common pleas in a suit or action by a landlord to recover possession of property shall be a supersedeas.

Which was committed to the Committee on Judiciary General.

House Bill No. 26, entitled:

An Act to reenact section four of the act approved the four day of April one thousand seven hundred ninety-eight (3 Smith Laws 331) entitled "An act limiting the time during which judgment shall be a lien on real estate and suits may be brought against the sureties of public officers" relating to the time suits may be brought against sureties of public officers.

Which was committed to the Committee on Judiciary General.

House Bill No. 89, entitled:

An Act relating to the admissibility in evidence and the proof of official records documents and proceedings both domestic and foreign and of copies thereof and extracts therefrom and certificates in reference thereto.

Which was committed to the Committee on Judiciary General.

House Bill No. 473, entitled:

An Act to amend section seven hundred twenty-eight of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by increasing penalties.

Which was committed to the Committee on Judiciary General.

House Bill No. 626, entitled:

An Act requiring the reporting of cases of blindness or impaired vision by physicians examining or diagnosing such cases; imposing powers and duties on the Department of Welfare and its authorized agents; and providing penalties.

Which was committed to the Committee on Public Health and Welfare.

REPORTS FROM COMMITTEES

Mr. WATSON, from the Committee on Forests and Waters, Game and Fish, reported as committed, Senate Bill No. 247, entitled:

An Act to amend section one of the act, approved the seventeenth day of May, one thousand nine hundred twenty-nine (P. L. 1798), entitled "An act providing a fixed charge, payable by the Commonwealth, on lands acquired by the State and the Federal Government for forest reserves, or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania, and preserving and maintaining the same as public places and parks; and the distribution of the same for county, school, township, and road purposes in the counties, school districts, and townships where such forests are located; and making an appropriation," by increasing the amounts which the counties will receive from the State for forest reserves.

He also from the Committee on Forests and Waters, Game and Fish, reported as committed, Senate Bill No. 350, entitled:

An Act to amend section seven hundred twenty of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by changing the period for field trials.

Mr. PEELOR, from the Committee on Forests and Waters, Game and Fish, reported as committed, Senate Bill No. 325, entitled:

An Act to further amend section three hundred two of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by providing for free hunting licenses to certain disabled war veterans.

Mr. WADE, from the Committee on State Government, reported as committed, Senate Bill No. 328, entitled:

An Act making appropriations to the Department of Property and Supplies and the Pennsylvania Historical and Museum Commission to be used to purchase property in Montgomery County, Pennsylvania and in restoration work at Pottsgrove, Pennsylvania.

REPORT FROM COMMITTEE ON CONSTITUTIONAL CHANGES AND FEDERAL RELATIONS

Mr. HARE. Mr. President, I am directed by the Committee on Constitutional Changes and Federal Relations to report out as amended Senate Bills Nos. 4, 5 and 292, with the understanding that these bills are to be referred to the Committee on Constitutional Changes and Federal Relations after they have been read for the second time.

Mr. HARE, from the Committee on Constitutional Changes and Federal Relations, reported as amended, Senate Bill No. 4, entitled:

An Act to amend the act, approved the thirtieth day of March, one thousand nine hundred thirty-seven (P. L. 115), entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of

qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commission, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, certain public service companies, persons, firms, and corporations operating vehicles for moving furniture and household goods, and boards of school directors; and imposing penalties," abolishing the registration commission in such cities and requiring the county commissioners at the expense of the county to act as a registration commission therefor.

He also, from the Committee on Constitutional Changes, and Federal Relations reported as amended, Senate Bill No. 5, entitled:

An Act to carry into effect section one of article fifteen of the Constitution giving cities of the first class the right and power to frame adopt and amend their own charters and to exercise the powers and authority of local self-government and providing the procedure therefor imposing certain restrictions limitations and regulations imposing duties upon city councils city officers county boards of elections courts and the Secretary of the Commonwealth and providing for the payment of certain expenses by such cities and imposing penalties.

He also, from the Committee on Constitutional Changes, and Federal Relations reported as amended, Senate Bill No. 292, entitled:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania by adding thereto section eight providing for the performance of county functions by officers of the City of Philadelphia

He also, from the Committee on Constitutional Changes, and Federal Relations reported as committed, Senate Bill No. 370, entitled:

A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania; authorizing agreements between Redevelopment Authorities and local taxing authorities; limiting for a term not exceeding twenty-five years, the amount of annual taxes to be levied upon land acquired for urban redevelopment.

Mr. MEADE, from the Committee on State Government, reported as committed, Senate Bill No. 349, entitled:

An Act establishing within the limits of Philadelphia, the Eastern Pennsylvania Psychiatric Institute, as a State institution; providing for a board of trustees and a medical advisory board therefor; conferring powers and imposing duties upon the Department of Property and Supplies, the Department of Welfare, the board of trustees and the medical advisory board and making an appropriation.

Mr. HOLLAND, from the Committee on Public Health and Welfare, reported as amended, Senate Bill No. 278, entitled:

An Act to establish regulatory measures and licensures for stated institutions, and to make available to such institutions for scientific investigation, experiment or instruction, unclaimed and unredeemed dogs and cats impounded in public pounds in any city, county, borough or township within the Commonwealth.

BILL RE-REFERRED

Mr. PECHAN, from the Committee on State Government, reported as committed, Senate Bill No. 364, entitled:

A Further Supplement to the act, approved the first day of April, one thousand eight hundred sixty-three (P. L. 213), entitled "An act to accept the grant of Public Lands, by the United States, to the several states, for the endowment of Agricultural Colleges," making an appropriation for carrying the same into effect.

Which was re-referred to the Committee on Appropriations.

REPORTS FROM COMMITTEES

Mr. WADE, from the Committee on Rules, re-reported as committed, Senate Bill No. 298, entitled:

An Act to further amend section one of the act approved the twenty-fourth day of June one thousand nine hundred nineteen (P. L. 579) entitled "An act to fix the salary and mileage of the members of the General Assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith" by increasing the rate of mileage

Mr. ROSENFELD, from the Committee on State Government, reported as committed, Senate Bill No. 394, entitled:

An Act to repeal the act, approved the twenty-first day of June, one thousand nine hundred forty-seven (P. L. 793), entitled "An act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a certain tract of land in the city of Harrisburg, Dauphin County, Pennsylvania, containing approximately twenty-seven acres, for use as a site for a Veterans' Administration Hospital, and ceding jurisdiction to the United States."

Mr. WALKER, from the Committee on State Government, reported as committed, Senate Bill No. 245, entitled:

An Act to further amend section fourteen of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by increasing the minimum amount to be paid to certain members on retirement.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 246, entitled:

An Act to further amend the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by increasing retirement allowances from the one one-

hundred sixtieth (1/160) basis to the one one-hundred fortieth (1/140) basis; permitting retirement while under age sixty-two on full allowances after completing thirty-five years of credited service, or on reduced allowances after twenty-five years of such service; increasing the scale of disability benefits; and providing supplemental State annuities to bring certain members' annuities up to the corresponding State annuities for like periods of service.

BILLS INTRODUCED AND REFERRED

Mr. MALLERY read in his place and presented to the Chair Senate Bill No. 523, entitled:

An Act to further amend sections ten and fifteen of the act, approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," by providing that certain claims may be signed by or have stamped thereon, the facsimile signature of the chief of the delinquent tax bureau.

Which was committed to the Committee on Local Government.

Mr. DOEHLA read in his place and presented to the Chair Senate Bill No. 524, entitled:

An Act to further amend section one thousand five hundred eight of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by setting forth the qualifications of school nurses.

Which was committed to the Committee on Education.

Mr. ROBINSON read in his place and presented to the Chair Senate Bill No. 525, entitled:

An Act making an appropriation to the Tyler Memorial Hospital at Meshoppen, Wyoming County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. WATKINS read in his place and presented to the Chair Senate Bill No. 526, entitled:

An Act to amend subsection (c) of section one of the act, approved the thirty-first day of March, one thousand nine hundred thirty-seven (P. L. 160), entitled "An act creating a commission to be known as the Pennsylvania Public Utility Commission; defining in part the powers and duties of such commission; abolishing The Public Service Commission of the Commonwealth of Pennsylvania, terminating the terms of the members thereof, and transferring to the Pennsylvania Public Utility Commission the records, employes, property, and equipment of The Public Service Commission of the Commonwealth of

Pennsylvania; authorizing the Pennsylvania Public Utility Commission to appear in and complete all pending proceedings, legal or otherwise, instituted before, by or against The Public Service Commission of the Commonwealth of Pennsylvania; providing that all certificates of public convenience, contracts, orders, and rules and regulations of the latter commission shall remain effective until repealed, changed or modified by the Pennsylvania Public Utility Commission and transferring and appropriating to the Pennsylvania Public Utility Commission any unexpended balance of any existing appropriation to The Public Service Commission of the Commonwealth of Pennsylvania," increasing the salaries of the chairman and other commissioners.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 527, entitled:

An Act to further amend subsection (a) of section two hundred ten of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by providing how the salaries of the chairman and members of the Pennsylvania Public Utility Commission shall be ascertained.

Which was committed to the Committee on State Government.

Mr. HARE read in his place and presented to the Chair Senate Bill No. 528, entitled:

An Act to further amend section four hundred fifteen of the act, approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34), entitled, as amended, "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by permitting holders of importers' licenses to sell liquor, when in original containers of ten gallons or greater capacity, to licensed manufacturers within this Commonwealth.

Which was committed to the Committee on Law and Order.

Messrs. STEVENSON and MAHANY read in place and presented to the Chair Senate Bill No. 529, entitled:

An Act to further amend section three hundred nine of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," by authorizing the county commissioners, during the last fifteen days of any fiscal year, to transfer and reappropriate any institution district funds to the General County Fund.

Which was committed to the Committee on Local Government.

Mr. STEVENSON read in his place and presented to the Chair Senate Bill No. 530, entitled:

An Act to amend section ten of the act, approved the seventh day of July, one thousand nine hundred forty-seven, (P. L. 1410), entitled "An act to fix the salaries and compensation of the judges of the Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County, certain associate judges not learned in the law, and repealing certain acts inconsistent herewith," by increasing the minimum annual salaries of associate judges not learned in the law.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 531, entitled:

An Act to further amend sections three hundred seventy and three hundred seventy-one of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by authorizing the county commissioners, during the last fifteen days of any fiscal year, to transfer and reappropriate any county funds to the institution district and increasing millage rate in seventh and eighth class counties.

Which was committed to the Committee on Local Government.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 532, entitled:

An Act to further amend the act approved the second day of June, one thousand eight hundred ninety-one (P. L. 176), entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection

and preservation of property connected therewith," by providing for the establishment of anthracite mine inspection districts, the assignment of inspectors and their duties, and operators' reports.

Which was committed to the Committee on Mines and Mining.

He also read in his place and presented to the Chair Senate Bill No. 533, entitled:

An Act to amend section two of the act, approved the twenty-fifth day of April, one thousand nine hundred forty-five (P. L. 289), entitled "An act providing for the health and safety of persons employed in and about the coal mines of the Commonwealth of Pennsylvania; the protection and preservation of property connected therewith; the appointment of electrical inspectors by the Secretary of Mines with the consent and approval of the Governor; the fixing of their salaries and necessary expenses incurred in the performance of their duties; and the fixing of the qualifications which shall be possessed by persons appointed to the position of electrical inspector," by providing for an increase in salary of such electrical inspectors.

Which was committed to the Committee on Mines and Mining.

He also read in his place and presented to the Chair Senate Bill No. 534, entitled:

An Act to amend section four of the act approved the twenty-ninth day of May, one thousand nine hundred forty-five (P. L. 1132) entitled "An act providing for the health and safety of persons employed in and about coal mines in the Commonwealth of Pennsylvania; the protection and preservation of property connected therewith; the appointment of first aid and mine rescue instructors by the Secretary of Mines, with the approval of the Governor, fixing their salaries and qualifications; providing for the purchase of trucks and necessary equipment to carry on the work; and making an appropriation therefor," providing for an increase in salary of first aid and mine rescue instructors.

Which was committed to the Committee on Mines and Mining.

He also read in his place and presented to the Chair Senate Bill No. 535, entitled:

An Act to amend Rule fifty-four of Article twelve of the act, approved the second day of June, one thousand eight hundred ninety-one (P. L. 176), entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania, and for the protection and preservation of property connected therewith," by providing for the posting of said act in pamphlet form at or near a mine or colliery.

Which was committed to the Committee on Mines and Mining.

He also read in his place and presented to the Chair Senate Bill No. 536, entitled:

An Act to further amend the act approved the second day of June, one thousand eight hundred ninety-one (P. L. 176) entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith," by further prescribing the duties of the mine foreman and assistant mine foreman in anthracite mines; and by prescribing additional safety rules for employes.

Which was committed to the Committee on Mines and Mining.

He also read in his place and presented to the Chair Senate Bill No. 537, entitled:

An Act to amend section one of article seventeen of the act approved the second day of June, one thousand eight hundred ninety-one, (P. L. 176), entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith," by further regulating the criminal remedies.

Which was committed to the Committee on Mines and Mining.

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 538, entitled:

An Act to amend section seventeen of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled as amended "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are practically, and commercially suitable for use in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by providing for refunds to distributors for taxes paid on certain credit sales.

Which was committed to the Committee on Finance.

Messrs. STIEFEL and DiSILVESTRO read in place and presented to the Chair Senate Bill No. 539, entitled:

An Act making the insurer of defendant in an action in tort involving a motor vehicle a proper party defendant with the defendant and providing for the effect of such joinder.

Which was committed to the Committee on Judiciary General.

Mr. STIEFEL read in his place and presented to the Chair Senate Bill No. 540, entitled:

An Act making voidable releases of claims for personal injuries or death given within thirty days and providing for the avoidance of the same.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 541, entitled:

An Act relating to the legal effect of the failure of an operator of a motor vehicle to stop, look and listen before crossing railroad tracks.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 542, entitled:

An Act relating to the granting of a new trial by reason of excessive damages or inadequacy of damages.

Which was committed to the Committee on Judiciary General.

Mr. MAHANY read in his place and presented to the Chair Senate Bill No. 543, entitled:

An Act to amend section three hundred five of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children, prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the state department of welfare, and the state department of public assistance in respect thereto, abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them, providing for the transfer, vesting sale and disposition of the property of poor districts and the payment of their obligations, imposing existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished, revising, amending, changing and consolidating the law relating to the care of the poor and repealing existing laws," by requiring the approval of the court of quarter sessions for acquiring real property and for selling or leasing real and personal property.

Which was committed to the Committee on Local Government.

Mr. T. N. WOOD read in his place and presented to the Chair Senate Bill No. 544, entitled:

An Act to further amend the first paragraph of section eight of the act, approved the fourth day of June, one thousand nine hundred forty-three (P. L. 886), entitled as amended "An act creating a Municipal Employees' Retirement System for the payment of retirement allowances to officers and employees of political subdivisions and municipal authorities and of institutions supported and maintained by political subdivisions, and providing for the administration of the same by a board composed of certain state officers and others appointed by the Governor; imposing certain duties on the State Employees' Retirement Board and the actuary thereof; providing the procedure whereby political subdivisions and municipal authorities may join such system, and imposing certain liabilities and obligations on such political subdivisions and municipal authorities in connection therewith, and as to certain existing retirement and pension systems, and upon officers and employees of such political subdivisions; institutions supported and maintained by political subdivisions, and upon municipal authorities; providing certain exemptions from taxation, execution, attachment, levy and sale; and making an appropriation," by further prescribing the number of eligible employees necessary for municipalities to join said retirement system.

Which was committed to the Committee on Local Government.

Mr. RUTH read in his place and presented to the Chair Senate Bill No. 545, entitled:

A Joint Resolution proposing an amendment to section twenty-five, article five of the Constitution of the Commonwealth of Pennsylvania, establishing a method for the selection of judges of the appellate courts, and the courts of record of First and Fifth Judicial Districts, and the adoption of the same method for other courts of record upon approval of the electors.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. LORD, JR., read in his place and presented to the Chair Senate Bill No. 546, entitled:

An Act to repeal section five hundred fifty of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1242), entitled "An act relating to roads, streets, highways and bridges; amending, revising, consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto," so as to remove the limit of expenditures of Commonwealth funds for highway purposes on streets in cities of the first class.

Which was committed to the Committee on Highways.

Mr. YOSKO read in his place and presented to the Chair Senate Bill No. 547, entitled:

An Act to require operators of certain vehicles to carry compulsory liability insurance.

Which was committed to the Committee on Insurance.

Messrs. TARR and HALUSKA read in place and presented to the Chair Senate Bill No. 548, entitled:

An Act relative to printing done for the Commonwealth of Pennsylvania; establishing the requirements of responsible bidders and prescribing penalties.

Which was committed to the Committee on State Government.

They also read in place and presented to the Chair Senate Bill No. 549, entitled:

An Act authorizing the county commissioners of counties of the first and second class to establish by resolution the requirements of responsible bidders for county printing.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 550, entitled:

An Act permitting the governing bodies of cities of the first, second, and second class A, to establish by ordinance the requirements of responsible bidders for city printing.

Which was committed to the Committee on Local Government.

Messrs. HALUSKA, MAHANY and STEVENSON read in place and presented to the Chair Senate Bill No. 551, entitled:

An Act relating to the disposition of unclaimed moneys in the treasuries of municipalities; providing for the title of accounts of moneys placed in municipal depositories, the crediting to the appropriate municipalities of amounts held for the payment of checks issued and outstanding for two years or more, and the escheat for the use of the municipality of any sums appropriated for their payment when such checks are not presented within seven years from date of issue; providing further for the paying over to the municipal treasurer of any moneys originally paid to any municipal officer that do not belong to such officer and remain unclaimed for a period of one year, for the presenting of claims to such moneys by the persons legally entitled thereto, and for the escheat for the use of the municipality of any such moneys unclaimed within seven years.

Which was committed to the Committee on Local Government.

Messrs. BARRETT and PECHAN read in place and presented to the Chair Senate Bill No. 552, entitled:

An Act to further amend subsection (b) of section nine hundred thirteen of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by providing that no filing fee shall be paid for any nomination petition for councilman in any borough.

Which was committed to the Committee on Elections.

Mr. LANE read in his place and presented to the Chair Senate Bill No. 553, entitled:

An Act to further amend section one of the act, approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities co-extensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," by providing for determination of the annual rate of such tax by the county commissioners.

Which was committed to the Committee on Local Government.

Mr. LANE on behalf of Mr. BARR read in place and presented to the Chair Senate Bill No. 554, entitled:

An Act to further amend section one of the act, approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," by making taxable for county purposes certain additional classes of personal property.

Which was committed to the Committee on Local Government.

FAMILIES AND FRIENDS OF SENATORS PRESENTED TO SENATE

The PRESIDENT. At this time, the Chair would like to call attention to the fact that a good many of the wives, members of their families, and friends of the Senators are present here this afternoon.

We are very glad to welcome you, and hope you will all enjoy the session.

SENIOR CLASS OF MOUNT UNION HIGH SCHOOL PRESENTED TO THE SENATE

Mr. MALLERY. Mr. President, I am pleased to announce that we have in the gallery as our guests, the

Senior Class of Mount Union High School, accompanied by Professor Rowe.

The PRESIDENT. On behalf of the Members of the Senate, I am happy to welcome Professor Rowe and the Members of the Senior Class of Mount Union High School.

We hope your visit to the Capitol will be both pleasant and interesting.

REPORTS FROM COMMITTEES

Mr. TOOLE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. TOOLE from the Committee on State Government, reported as committed, Senate Bill No. 436, entitled:

An Act authorizing the Department of Property and Supplies to lease to the University of Pittsburgh the Western State Psychiatric Institute and Clinic in Allegheny County and providing for the management thereof by the University of Pittsburgh.

Mr. LLOYD H. WOOD. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LLOYD H. WOOD from the Committee on State Government, reported as committed, Senate Bill No. 338, entitled:

An Act authorizing the Department of Property and Supplies to convey a property in Somerset County, Pennsylvania.

He also from the Committee on Public Health and Welfare, reported as committed, Senate Bill No. 444, entitled:

An Act to add section two hundred two to the act, approved the eleventh day of July, one thousand nine hundred twenty-three (P. L. 998), entitled "An act for the prevention and treatment of mental diseases, mental defect, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate rendition, and deportation of mental patients; providing for the payment by individuals, counties or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties," by providing for out-patients and psychiatric clinical services, and establishing charges.

Mr. FRAZIER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FRAZIER from the Committee on Public Health and Welfare, reported as committed, Senate Bill No. 371, entitled:

An Act authorizing and directing the Department of Health to establish and maintain one or more clinics and diagnostic centers for the treatment and rehabilitation of children suffering from cleft lip, cleft palate, and associated abnormalities; and making an appropriation.

He also from the Committee on State Government, reported as amended, Senate Bill No. 105, entitled:

An Act to further amend sections two hundred five and two hundred nine and to amend section four hundred forty-two of the act approved the ninth day of April one

thousand nine hundred twenty-nine (P. L. 177) entitled "An Act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by changing the salaries of certain officers of the Commonwealth.

CALENDAR

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 63, as follows:

An Act to amend section one of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 806) entitled "An act limiting the number of licenses for the retail sale of liquor malt or brewed beverages or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board defining hotels and prescribing the accommodations required of hotels in certain municipalities" changing the requirements necessary for a hotel to qualify under said act. The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 806) entitled "An act limiting the number of licenses for the retail sale of liquor malt or brewed beverages or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board defining hotels and prescribing the accommodations required of hotels in certain municipalities" is hereby amended to read as follows

Section 1 Definitions The word "hotel" as used in this act shall mean any reputable place operated by a responsible person of good reputation where the public may for a consideration obtain sleeping accommodations at least one-half of the required number of bedrooms shall be regularly available to transient guests seven days weekly except in resort areas which have been defined by the board at least one-third of such bedrooms shall be equipped with hot and cold water a lavatory commode bathtub or shower and a clothes closet and an additional one-third of the total of such required rooms shall be equipped with lavatory and commode

(a) In municipalities having a population of less than [one] three thousand shall have at least [six] twelve permanent bedrooms for the use of guests

(b) In municipalities having a population of [one] three thousand and more but less than [three] ten thousand inhabitants shall have at least [ten] sixteen permanent bedrooms for the use of guests

(c) In municipalities having a population of [three] ten thousand and more but less than [one hundred] twenty-five thousand inhabitants shall have at least [twelve] thirty permanent bedrooms for the use of guests [and]

(d) In municipalities having a population of [one hundred] twenty-five thousand and more but less than one hundred thousand inhabitants shall have at least [fifteen] forty permanent bedrooms for the use of guests and

(e) In municipalities having a population of one hundred thousand or more inhabitants shall have at least fifty permanent bedrooms for the use of guests

All such hotels shall have a public dining room or rooms operated by the same management accommodating at least thirty persons at one time and a kitchen apart from the dining room or rooms in which food is regularly prepared for the public

The word "person" shall mean every natural person association or corporation

The word "municipality" shall mean any city borough incorporated town or township

The term "bedrooms" shall mean bedrooms each of which shall have an area of not less than eighty square feet and an outside window

Section 2 The provisions of this amending act shall not apply to hotel licenses heretofore granted nor to any renewal or transfer thereof or hotels under construction or for which a bona fide contract has been entered into for construction at time of enactment

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. TARR. Mr. President and Members of the Senate, I find myself faced with a decision to make whether or not to vote for Senate Bill No. 63, which changes the provisions of licensees under the Liquor Control Board.

I am a Member of the Committee from which this bill was reported, and I am deeply in sympathy with the idea being put forth by this bill. However, I am wondering if all of the provisions of this bill are clear enough to let the Members of the Senate know just what they are voting on.

We find on page 2, section 1, in the definitions of the word "hotel", that at least one-half of the required number of bedrooms shall be regularly available to transient guests, seven days weekly.

Now, I am wondering, Mr. President, whether anyone can define a transient guest, and I wonder just what the possibilities may be of finding a hotel in which one-half of the rooms are available for transient guests.

The bill goes on further and states that one-third of the bedrooms shall be equipped with hot and cold water, a lavatory, commode, bathtub or shower, and a clothes closet, and an additional one-third shall be equipped with lavatory and commode.

It is going to be very difficult, Mr. President, in small municipalities to secure a liquor license, even with a bona fide hotel. I know that there are fifty men in this Senate who are definitely pledged to wiping out the throwing up of clapboard and cardboard buildings along the highways and byways of the Commonwealth, and, after complying with the present liquor laws, receive a liquor license. I know that situation is bad, and I hate to find myself in the position of voting against something which I know is going to do some good, but I am going to vote against this bill because I am not certain, and I do not believe any Member of the Senate is certain of the provisions of section 1, in the definitions of the word "hotel", and in section 2, on the changing of the required population for the issuance of a license.

Mr. President, I am not asking anyone else in the Senate to go along with my views on this. I am merely mak-

ing this statement as a reason for my voting "no" on the bill.

Mr. MALLERY. Mr. President, I shall endeavor to clarify that section of the bill for the Senator, and state that part of the bill was prepared by several hotelmen, none of whom I know, except Mr. Moore, proprietor of the Penn-Harris Hotel.

Mr. President, there is a distinction between a rooming house and a hotel. A hotel is a place that holds itself out for the accommodation of the traveling public. The principal object of this bill—there are two objects in fact—one is to prevent the circumvention of the quota law. Today in many places where the quota is filled, people desiring to operate a restaurant with a liquor license are acquiring a large house, and making application for a hotel license. The requirement that one-third of the rooms, bedrooms, be equipped with modern conveniences is simply a move to have hotels that at least have some accommodations which the average transient or member of the traveling public would like to enjoy when stopping at a hotel.

Mr. BARR. Mr. President, I would like to cite an example of what would happen, if this bill should pass with that definition of a hotel.

The boys from Allegheny County will know of the two hotels I am speaking of. One is the Kenmar Hotel, located at the corner of Walnut Street and Shady Avenue, in Pittsburgh. If that license should happen to be transferred by the man who has it, they could not get a license again for that hotel due to the fact that ninety per cent of their guests are permanent.

The same thing is true, Mr. President, of the hotel right down the street, known as the Penn Shady Hotel, on Shady Avenue. Ninety per cent of their guests are permanent, and the people who have the license now, if they should transfer it, it would be impossible for them under this bill to get a license again.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—41

Berger.	Gelts.	McPherson, Jr.	Tallman.
Blass.	Hare.	Meade.	Taylor.
Chapman.	Homsher.	Pechan.	Wade.
Crowe.	Kephart.	Peelor.	Wagner.
Dent.	Lane.	Robinson.	Walker.
Diehm.	Leader.	Rosenfeld.	Watkins.
DiSilvestro.	Letzler.	Scarlett.	Watson.
Doehla.	Lord.	Snowden.	Wolfe.
Donlan.	Mahany.	Stevenson.	Wood, L. H.
Farrell.	Mallery.	Stiefel.	Wood, T. N.
Frazier.			

NAYS—9

Barr.	Holland.	Ruth.	Toole.
Barrett.	Neff.	Tarr.	Yosko.
Haluska.			

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS RECOMMITTED

Mr. WALKER. Mr. President, I move that Senate Bill No. 178, on the third reading, entitled:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" requiring school districts of the first class to levy additional taxes to pay rentals to authorities created by the General Assembly having State-wide jurisdiction authorizing boards of school directors to make additional appropriations or to increase existing appropriations and to pay over money raised from bond issues to meet leases or contracts to lease from the State School Building Authority authorizing school districts to enter into contracts of insurance of leased property authorizing school districts singly or jointly with other districts to convey or lease property to the State Public School Building Authority to acquire additional property for such purposes and to contract with and lease property from said Authority authorizing the levy of a tax to pay rentals due the Authority requiring withholding of State appropriations for nonpayment of rental and authorizing payment to the Authority authorizing payment by school districts for operation and maintenance of leased buildings furnishings and equipment and permitting appropriation of school district funds to the State Public School Building Authority.

be recommitted to the Committee on State Government, for the purpose of further study.

Mr. TALLMAN. Mr. President, I second the motion.
The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 180, on third reading, entitled:

An Act to further amend subsection (h) of section five hundred eight of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the board of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" authorizing the Department of Property and Supplies to construct certain buildings and facilities under contract with the State Public School Building Authority or any other authority created by the General Assembly having State-wide jurisdiction.

be recommitted to the Committee on State Government, for the purpose of further study.

Mr. TALLMAN. Mr. President, I second the motion.
The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 217, as follows:

An Act to further amend the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs town and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employees' Retirement Fund for certain purposes" by further defining municipal police force

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one point one of the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employees' Retirement Fund for certain purposes" as added by the act approved the fifth day of June one thousand nine hundred forty-seven (P. L. 433) is hereby amended to read as follows

Section 1.1 Every municipality which [has a police force] makes application and certifies that it has a police force comprising at least one full-time paid policeman but which does not have a Municipal Employees' Retirement Fund a Police Pension or Retirement Fund as provided in section one of this act shall be paid in the manner provided in this act the amount that would be allocated had the municipality made provision through a Municipal Employees' Retirement Fund a Police Pension or Retirement Fund all of which sum so allocated shall be expended by the municipal authorities to secure Pension Annuity Contracts for their policemen Warrants for this purpose shall be drawn by the Auditor General payable to the treasurers of the municipalities and the municipal authorities are hereby directed to use the allocations to forthwith secure Pension Annuity Contracts until such time as they shall have made provision therefor through a Municipal Employees' Retirement Fund a Police Pension or Retirement Fund

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS—50

Barr,	Gelts,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homshar,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,
Dent,	Lane,	Ruth,	Watkins,
Diehm,	Leader,	Scarlett,	Watson,
DiSilvestro,	Letzler,	Snowden,	Wolfe,
Doehla,	Lord,	Stevenson,	Wood, L. H.,
Donlan,	Mahany,	Stiefel,	Wood, T. N.,
Farrell,	Mallery,	Tallman,	Yosko,
Frazier,	McPherson, Jr.,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 442, as follows:

An Act making it lawful for the Board of Directors of any railroad company to elect a chairman of said Board in such manner and with such powers and duties and compensation including pensions as may be fixed by said Board making it lawful for the Board of Directors of any such company to select from among their number or from the stockholders a president and one or more vice-presidents in such manner and with such powers and duties and compensation including pensions as may be fixed by said Board making it lawful for the Board of Directors of any such company to provide for the number of Directors as thereof not less than three and providing for the effectiveness of action taken by any such Board in accordance herewith without further corporate action and notwithstanding any contrary or inconsistent provision and any previously enacted Act or in any existing charter or by-laws of any such company and for other purposes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 It shall be lawful for the Board of Directors of any railroad company incorporated under or by any general or special Act of Assembly of this Commonwealth to elect from among their number at such time or times and in such manner as the said Board may determine a chairman of said Board who shall have such powers and duties as may from time to time be prescribed by resolution of said Board and who shall be entitled to receive for discharging his duties as such chairman such compensation including pensions as may be fixed by resolutions of said Board

Section 2 It shall be lawful for the Board of Directors of any railroad company incorporated under or by any general or special Act of Assembly of this Commonwealth to select from among their number or from the body of the stockholders of said company at such time or times and in such manner as said Board may determine a president and one or more vice-presidents of said company who if selected from among the Directors may continue to serve as Director or Directors or who if selected from the body of the stockholders may but need not serve as Director or Directors and who in any case shall have such powers and duties and receive such compensation including pensions as may be prescribed by resolution of said Board

Section 3 It shall be lawful for the Board of Directors of any railroad company incorporated under or by any general or special Act of Assembly of this Commonwealth to provide for the number of Directors of said Company but said number shall be not less than three

Section 4 Action of the Board of Directors taken in accordance with the provisions of this Act shall be effective without further corporate action and notwithstanding any contrary or inconsistent provision in any special or general Act of Assembly of this Commonwealth or in any charter or by-laws of any such railroad company

Section 5 This Act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Geltz,	Meade,	Tarr,
Barrett,	Haluska,	Neff,	Taylor,
Berger,	Hare,	Pechan,	Toole,
Blass,	Holland,	Peelor,	Wade,
Chapman,	Homsher,	Robinson,	Wagner,
Crowe,	Kephart,	Rosenfeld,	Walker,

Dent,
Diehm,
DiSilvestro,
Doehla,
Donlan,
Farrell,
Frazier,

Lane,
Leader,
Letzler,
Lord,
Mahany,
Mallery,
McPherson, Jr.,

Ruth,
Scarlett,
Snowden,
Stevenson,
Stiefel,
Tallman,

Watkins,
Watson,
Wolfe,
Wood, L. H.,
Wood, T. N.,
Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 107, on second reading, entitled:

An Act to add section one thousand two hundred two point one to the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace and the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" further regulating prosecutions for violations and the suspension and revocation of operators' licenses and learners' permits.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 240, on second reading, entitled:

An Act to further amend subsection (b) of section one thousand one hundred ten of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing

for refunds" by authorizing the Department of Highways and counties to appropriate funds to pay the cost of erecting traffic signals in second class townships

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 332, on second reading, entitled:

An Act to further amend the act approved the twelfth day of June one thousand nine hundred and thirty-one (P. L. 510) entitled "An act providing for the licensure and regulation of certain private nursing homes and private hospitals conferring certain powers and duties upon the Department of Welfare and providing penalties" by including private boarding homes operated for profit and excluding private boarding homes operated on a non-profit basis.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears None.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 368, entitled:

An Act to further amend sections ten and fourteen of the act approved the third day of May one thousand nine hundred and thirty-three (P. L. 252) entitled as amended "An act to regulate and restrain the traffic in malt and brewed beverages as herein defined providing for the licensing of the manufacture transportation sale and distribution of such beverages imposing license and permit fees and providing for collection and distribution thereof restricting ownership and interest in licensed places permitting municipalities and townships by vote of the electors to prevent the licensing therein of places where such beverages may be sold for consumption on the premises and regulating elections for this purpose imposing duties upon the Pennsylvania Liquor Control Board quarter sessions courts district attorneys the Department of Justice proper authorities of political subdivisions of the State and election officers providing penalties and repealing existing acts" further regulating applications for and transfers of retail dispensers' licenses to new locations or to other licensees and hearings on such proceedings and providing adequate notice of such applications and transfers.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. MALLERY offered the following amendments:

Amend Section 1 (sec. 10), page 4, line 1, by inserting after the word "Applicant" the following: "for a new retail dispenser's license or for the transfer of such a license to a new location"; Amend Section 1 (sec. 10), page 4, line 1, by inserting after the word "file" the following: "such"; Amend Section 1 (sec. 10), page 4, line 2, by striking out the following: "for a retail dispenser's license or for the transfer of such a license"; Amend Section 1 (sec. 10), page 4, line 15, by inserting after the word "a" the following: "new"; Amend Section 1 (sec. 10), page 4, line 15, by inserting after the word "license" the following: "or the transfer of such a license to a new location"; Amend Section 1 (sec. 14), page 6, line 7, by inserting after the word "for" the following: "new";

Amend Section 1 (sec. 14), page 6, line 7, by inserting after the word "licenses" at the end of the line, the following: "and transfers of such licenses."

They were agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. MALLERY. Mr. President, I ask unanimous consent that Senate Bill No. 368, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 369, entitled:

An Act to further amend sections four hundred two and four hundred eight of the act approved the twenty-ninth day of November one thousand nine hundred and thirty-three (P. L. 15, 1933-34) entitled as amended "An Act to regulate and restrain the sale manufacture possession transportation importation traffic in and use of alcohol and alcoholic and malt or brewed beverages conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents the Department of Public Instruction other officers of the State government courts and district attorneys authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises and the granting of licenses subject to local option to sell such beverages for consumption on and off the premises forbidding importation or bringing of such beverages into the State except as herein provided prohibiting certain sales or practices in connection with and transactions in such beverages by licensees and others providing for the forfeiture of certain property making disposition of the receipts from State stores and of fees and imposing penalties" further regulating applications for transfers of hotel liquor licenses restaurant liquor licenses or club liquor licenses to new locations or to other licensees and hearings in such proceedings and providing adequate notice of such applications and transfers.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. MALLERY offered the following amendments:

Amend Section 1 (sec. 402), page 6, line 5, by inserting after the word "Applicant" the following: "for a new hotel liquor license, or new restaurant liquor license or new club liquor license or for the transfer of any such license to a new location"; Amend Section 1 (sec. 402), page 6, line 6, by inserting before the word "application" at the beginning of the line, the following: "such"; Amend Section 1 (sec. 402), page 6, lines 6 and 7, by striking out the words "for a hotel liquor license restaurant liquor license or club" in line 6, and the words "liquor license or for the transfer of such a license" in line 7; Amend Section 1 (sec. 402), page 6, line 20, by inserting before the

word "hotel" at the beginning of the line, the following: "new"; Amend Section 1 (sec. 402), page 6, line 20, by inserting after the word "a" the following: "new"; Amend Section 1 (sec. 402), page 6, line 20, by inserting after the word "or" where it appears the second time in said line the following: "new"; Amend Section 1 (sec. 402), page 6, line 20, by inserting after the word "license" at the end of the line the following: "or for the transfer of such a license to a new location"; Amend Section 1 (sec. 408), page 8, line 3, by inserting after the word "for" the following: "new"; Amend Section 1 (sec. 408), page 8, line 3, by inserting after the word "licenses" the following: "or transfers of such licenses."

They were agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, as amended.

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. MALLERY. Mr. President, I ask unanimous consent that Senate Bill No. 369, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 386, entitled:

An Act to repeal route three hundred ninety-one of the act approved the eighth day of April one thousand nine hundred and twenty-five (P. L. 191) entitled "An act establishing certain public roads as State highways and providing for their construction and maintenance at the expense of the Commonwealth" as amended.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 4, entitled:

An Act to amend the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and

duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" abolishing the registration commission in such cities and requiring the county commissioners at the expense of the county to act as a registration commission therefor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 5, entitled:

An Act to carry into effect section one of article fifteen of the Constitution giving cities of the first class the right and power to frame adopt and amend their own charters and to exercise the powers and authority of local self-government and providing the procedure therefor imposing certain restrictions limitations and regulations imposing duties upon city councils city officers county boards of elections courts and the Secretary of the Commonwealth and providing for the payment of certain expenses by such cities and imposing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 105, entitled:

An Act to further amend sections two hundred five and two hundred nine and to amend section four hundred forty-two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by changing the salaries of certain officers of the Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 245, entitled:

An Act to further amend section fourteen of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system, and

creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by increasing the minimum amount to be paid to certain members on retirement.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 246, entitled:

An Act to further amend the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by increasing retirement allowances from the one one-hundred sixtieth (1/160) basis to the one one-hundred fortieth (1/140) basis; permitting retirement while under age sixty-two on full allowances after completing thirty-five years of credited service, or on reduced allowances after twenty-five years of such service; increasing the scale of disability benefits; and providing supplemental State annuities to bring certain members' annuities up to the corresponding State annuities for like periods of service.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 247, entitled:

An Act to amend section one of the act, approved the seventeenth day of May, one thousand nine hundred twenty-nine (P. L. 1798), entitled "An act providing a fixed charge, payable by the Commonwealth, on lands acquired by the State and the Federal Government for forest reserves, or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania, and preserving and maintaining the same as public places and parks; and the distribution of the same for county, school, township, and road purposes in the counties, school districts, and townships where such forests are located; and making an appropriation," by increasing the amounts which the counties will receive from the State for forest reserves.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 278, entitled:

An Act to establish regulatory measures and licensure for stated institutions and to make available to such institutions for scientific investigation experiment or instruction unclaimed and unredeemed dogs and cats impounded in public pounds in any city county borough or township within the Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 292, entitled:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania by adding thereto section eight providing for the performance of county functions by officers of the City of Philadelphia.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 325, entitled:

An Act to further amend section three hundred two of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled, "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by providing for free hunting licenses to certain disabled war veterans.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 328, entitled:

An Act making appropriations to the Department of Property and Supplies and the Pennsylvania Historical and Museum Commission to be used to purchase property in Montgomery County, Pennsylvania and in restoration work at Pottsgrove, Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 338, entitled:

An Act authorizing the Department of Property and Supplies to convey a property in Somerset County, Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 349, entitled:

An Act establishing within the limits of Philadelphia, the Eastern Pennsylvania Psychiatric Institute, as a State institution; providing for a board of trustees and a medical advisory board therefor; conferring powers and imposing duties upon the Department of Property and Supplies, the Department of Welfare, the board of trustees and the medical advisory board and making an appropriation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 350, entitled:

An Act to amend section seven hundred twenty of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act con-

cerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by changing the period for field trials.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 370, entitled:

A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania; authorizing agreements between Redevelopment Authorities and local taxing authorities; limiting for a term not exceeding twenty-five years, the amount of annual taxes to be levied upon land acquired for urban redevelopment.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 371, entitled:

An Act authorizing and directing the Department of Health to establish and maintain one or more clinics and diagnostic centers for the treatment and rehabilitation of children suffering from cleft lip, cleft palate, and associated abnormalities; and making an appropriation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 394, entitled:

An Act to repeal the act, approved the twenty-first day of June, one thousand nine hundred forty-seven (P. L. 793), entitled "An act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a certain tract of land in the city of Harrisburg, Dauphin County, Pennsylvania, containing approximately twenty-seven acres, for use as a site for a Veterans' Administration Hospital, and ceding jurisdiction to the United States."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 436, entitled:

An Act authorizing the Department of Property and Supplies to lease to the University of Pittsburgh the Western State Psychiatric Institute and Clinic in Allegheny County and providing for the management thereof by the University of Pittsburgh.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 444, entitled:

An Act to add section two hundred two to the act, approved the eleventh day of July, one thousand nine hundred twenty-three (P. L. 998), entitled "An act for the prevention and treatment of mental diseases, mental defectives, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate ren-

dition, and deportation of mental patients; providing for the payment by individuals, counties or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties," by providing for out-patient and psychiatric clinical services, and establishing charges.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Wednesday, March 9, 1949, at 4:00 o'clock, p. m., Eastern Standard Time.

Mr. MEADE. Mr. President, I second the motion.
The motion was agreed to.

The Senate adjourned at 5:18 o'clock, p. m., Eastern Standard Time until Wednesday, March 9, 1949, at 4:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, March 8, 1949.

The House met at 1:30 p. m.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Reverend William Hugh Fryer offered the following prayer:

O God, the strength of all who put their trust in Thee; mercifully accept our prayers; and because, through the weakness of our mortal nature, we can do no good thing without Thee, grant us the help of Thy grace, that we may faithfully serve Thee and Thy people, and in keeping Thy commandments we may please Thee, both in will and deed.

We commend to Thy loving protection those of our members who are ill, give them comfort, courage and patience in their illness and we pray that Thou wilt be their constant companion and strength. Amen

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Monday, March 7, 1949.

The Clerk proceeded to read the Journal of Monday, March 7, 1949, when, on motion of Mr. REAGAN unanimously agreed to, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Messrs. EWING and HAUDENSHIELD.

HOUSE BILL No. 1061.

An Act providing for the payment of salary, wages, medical and hospital expenses of employes of a jail, prison, workhouse, penitentiary, penal reformatory or correctional institution, hospitals for the insane, or any institution for the feeble minded or epileptic persons, for inebriates or for juvenile delinquent and dependents, maintained in whole or in part by the Commonwealth or any county within the Commonwealth, who are injured in the performance of their duty; and providing that absence during such injury shall not reduce any usual sick leave period, and also providing for recourse to pension privileges in the event of permanent disability.

Referred to the Committee on State Government.

By Mr. BLAIR.

HOUSE BILL No. 1062.

An Act to further amend section two thousand seven hundred eighteen of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending and consolidating the law relating to boroughs," by authorizing boroughs to make appropriations from the general borough funds for recreation purposes.

Referred to the Committee on Boroughs.

By Messrs. BLOOM and ROBERTSON.

HOUSE BILL No. 1063.

An Act to amend clause four of section one thousand seven hundred nine of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by removing the limitations upon special tax levies for town houses.

Referred to the Committee on Townships.

By Mr. BOWER.

HOUSE BILL No. 1064.

An Act to eliminate and prevent discrimination in employment because of race, creed, color, national origin, or ancestry; to make equal opportunity in employment and union membership a civil right; to create a commission in the Department of Labor and Industry to effect such elimination and prevention; conferring powers and imposing duties on the courts of common pleas and the Superior Court; and making an appropriation.

Referred to the Committee on Labor Relations.

By Mr. CLAPPER.

HOUSE BILL No. 1065.

An Act to further amend section seven of the act, approved the fifth day of January, one thousand nine hundred thirty-four (1933-34 P. L. 223), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War, the war between the United States and Spain, the China Relief Expedition, or in the Philippines or Guam; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation; and repealing inconsistent legislation; and providing penalties," by reopening the time in which applications for payments may be received.

Referred to the Committee on Military Affairs.

By Mr. KENT.

HOUSE BILL No. 1066.

An Act to further amend subsections (a) and (b) of section seven hundred four of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by authorizing the hunting of game by one-armed persons with semi-automatic weapons upon obtaining a special permit therefor.

Referred to the Committee on Game and Forestry.

By Mr. MILLIKEN.

HOUSE BILL No. 1067.

An Act to amend section six hundred twenty-five of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and

maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by requiring the incorporation of elevators or ramps in new school buildings or in additions to existing school buildings.

Referred to the Committee on Education.

By Mr. O'DONNELL.

HOUSE BILL No. 1068.

An Act to further amend section six hundred twenty-seven of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by authorizing the leasing of school buildings or athletic fields for charitable purposes.

Referred to the Committee on Education.

By Messrs. SOLLENBERGER and HELM.

HOUSE BILL No. 1069.

An Act to provide for the creation within the Department of Public Instruction of a Division of Radio and Audio-Visual Education; establishing within such Division a lending and exchange library of records, transcripts, scripts, films, slides, projectors and other necessary equipment and material; imposing certain duties upon the Superintendent and Department of Public Instruction; and making an appropriation.

Referred to the Committee on Education.

By Messrs. ZIEGLER and HERMAN.

HOUSE BILL No. 1070.

An Act to amend the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 947), entitled "An act relating to the annual salaries of certain county officers of counties of the fourth class," by correcting an error in the salary of the coroner.

Referred to the Committee on Counties.

By Messrs. HAMILTON and DeLONG.

HOUSE BILL No. 1071.

An Act to further amend sections one thousand one hundred thirty-two and one thousand one hundred thirty-three of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by prescribing a minimum period of total service and in certain cases a minimum age for police retirement and a minimum rate for police pensions.

Referred to the Committee on Boroughs.

By Messrs. HAMILTON and HAUDENSHIELD.

HOUSE BILL No. 1072.

An Act making an appropriation to the Pennsylvania Historical and Museum Commission to complete the restoration of the property at Ambridge, Beaver County, Pennsylvania, known as "Old Economy."

Referred to the Committee on Appropriations.

By Messrs. WOOD and BOWER. HOUSE BILL No. 1073.

An Act to amend subsection five of section seven of the act, approved the twenty-seventh day of June, one thou-

sand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes; defining the uses and purposes thereof, and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; expecting annuities, allowances, returns, benefits and rights from taxation and judicial process; and providing penalties," by providing for determining the amount earnable by members of the General Assembly.

Referred to the Committee on State Government.

By Mr. WARGO.

HOUSE BILL No. 1074.

An Act to further amend the act approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by providing that a waiting week or work week need not be of consecutive days.

Referred to the Committee on Workmen's Compensation.

By Mr. NEFF.

HOUSE BILL No. 1075.

An Act to further amend subsection (2) of section eleven of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration hereof, establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by further regulating the rights of contributors who have separated from and return to the employ of the Commonwealth.

Referred to the Committee on State Government.

By Mr. NEFF.

HOUSE BILL No. 1076.

An Act to further amend Section eight hundred three of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for payments to school directors for expenses and mileage when attending meetings called by the county superintendent.

Referred to the Committee on Education.

By Messrs. COOPER and McNALLY.

HOUSE BILL No. 1077.

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of certain tracts of land in Allegheny County, Pennsylvania, for use in connection with the Moon Township Airport and ceding jurisdiction to the United States.

Referred to the Committee on State Government.

By Mr. LEE.

HOUSE BILL No. 1078.

An Act to further amend the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 242), entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture; defining beauty culture, and regulating beauty culture shops, schools, students, apprentices, teachers, managers and operators; conferring powers and duties upon the Department of Public Instruction; providing for appeals to certain courts by applicants and licensees; and providing penalties," by further defining "Beauty Culture"; providing for licensing, training and examination of State examiners; fixing eligibility requirements for examination as managers and teachers changing requirements of schools of beauty culture, providing for temporary permits for teachers and reciprocity in granting temporary permits to teachers and operators; requiring issuance of rules of the board; changing time for examinations and further regulating the revocation of certificates.

Referred to the Committee on State Government.

By Messrs. KURTZ and GIBSON.

HOUSE BILL No. 1079.

An Act relating to the retail sale of goods, wares and merchandise, on the layaway merchandising plan as herein defined, requiring the licensure of persons engaged in selling goods by such a plan; conferring powers and imposing duties upon the Department of Banking; imposing certain conditions upon the sale of goods by such plans, and prescribing penalties.

Referred to the Committee on Banking and Building and Loan Associations.

By Messrs. OLSEN and LEONARD.

HOUSE BILL No. 1080.

An Act to further amend section twelve of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-three (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; creating a board for the management thereof; providing the mode and manner of payment to beneficiaries, and for the care and disposition of its funds; and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created," by changing the payment of death benefits and adding another classification.

Referred to the Committee on Cities and County—Second Class.

By Mrs. DYE.

HOUSE BILL No. 1081.

An Act to further amend section two thousand six hundred twenty-eight of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing

revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by further providing for certain compensation of auditors.

Referred to the Committee on Education.

By Messrs. BRANDON and McNALLY.

HOUSE BILL No. 1082.

An Act relating to mental defectives in counties of the second class; providing for their examination and commitment in certain cases, and conferring certain powers and duties on courts, district attorneys and magistrates in regard thereto.

Referred to the Committee on Cities and County—Second Class.

By Messrs. MADIGAN and TOMPKINS.

HOUSE BILL No. 1083.

An Act to amend section three of the act, approved the twenty-fourth day of July, one thousand nine hundred thirteen (P. L. 1013), entitled "An act regulating the issuance of licenses to marry; prohibiting the issuance of such licenses to certain persons; regulating the time during which licenses shall be valid, and the time when returns shall be made of marriages solemnized to the clerk of the orphans' court; and prescribing the duties of the clerk of the orphans' court," by prohibiting the issuance of such licenses to certain persons.

Referred to the Committee on Judiciary.

By Mrs. MUNLEY and Mr. NEEDHAM.

HOUSE BILL No. 1084.

An Act to amend the act approved the twenty-seventh day of May, one thousand nine hundred thirty-seven (P. L. 917), entitled "An act for the protection of the health and welfare of women and minors, by regulating under the police power, the minimum fair wages which shall be paid by employers; providing for wage boards, and defining the powers and duties of such boards and of the Department of Labor and Industry; imposing duties on employers; providing for directory and mandatory orders on employers and the publication of the names of employers who do not comply with such orders; exempting certain persons from the provisions of this act and providing penalties," by further providing a limit on compensation to be paid.

Referred to the Committee on Labor Relations.

By Messrs. PETROSKY and WEISS.

HOUSE BILL No. 1085.

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by eliminating employers' experience rating provisions; increasing maximum weekly payments; increasing minimum weekly payments; and increasing the duration of benefit weeks.

Referred to the Committee on Workmen's Compensation.

By Mr. COSTA.

HOUSE BILL No. 1086.

An Act authorizing the recorder of deeds in counties of the first class to appoint and empower clerks employed in his office to administer oaths and affirmations.

Referred to the Committee on City and County—First Class.

By Mr. DENNISON.

HOUSE BILL No. 1087.

An Act to amend section four of the act, approved the twenty-second day of May, one thousand nine hundred forty-five (P. L. 837), entitled as amended "An Act providing for and requiring in certain cases preference in appointments to and retention in public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged; and in certain cases for the widows and wives of such persons," by further prescribing the preference to be given veterans in appointments and promotions, in certain cases.

Referred to the Committee on Military Affairs.

By Mr. ALTSHULER.

HOUSE BILL No. 1088.

An Act to amend section one of the act, approved the twenty-second day of March, one thousand nine hundred seven (P. L. 31), entitled "An act to provide for the assignment of counsel in murder cases, and for the allowance of expenses and compensation in such cases," by further providing for the payment of compensation in such cases.

Referred to the Committee on Judiciary.

By Mr. BRUNNER.

HOUSE BILL No. 1089.

An Act relating to the regaining of possession by owners of dwelling houses, apartments and rooms furnished to their servants or tenant farmers as part of their contracts of employment; conferring jurisdiction upon aldermen and justices of the peace to hear and determine such cases, and to issue writs of possession for the recovery of the same, and prescribing procedure therefor.

Referred to the Committee on Judiciary.

By Mr. COSTA.

HOUSE BILL No. 1090.

An Act authorizing the recorder of deeds of counties of the first class to destroy certain uncalled for written instruments.

Referred to the Committee on City and County—First Class.

By Mr. DeLONG.

HOUSE BILL No. 1091.

An Act to amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards commissions, and officers hereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assist-

ants and employes of certain departments, boards, and commissions shall be determined," by creating the Inter-scholastic Athletics Board as a departmental administrative board within the Department of Public Instruction; providing for the appointment and compensation of the members thereof; and defining its powers and duties.

Referred to the Committee on State Government.

By Mr. READINGER. HOUSE BILL No. 1092.

An Act to further amend subsection (c) of section two of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1216), entitled "An act to define real estate brokers and real estate salesmen; and providing for the licensing, regulation, and supervision of resident and nonresident real estate brokers and real estate salesmen and their business," by further defining real estate brokers and real estate salesmen.

Referred to the Committee on Judiciary.

By Mr. TOMPKINS. HOUSE BILL No. 1093.

An Act establishing a certain section of road over State-owned lands as a State Highway, and providing for the construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Messrs. WEISS, PETROSKY, and MILLS.
HOUSE BILL No. 1094.

An Act to further amend the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by increasing retirement allowances from the one one-hundred sixtieth (1/160) basis to the one one-hundred fortieth (1/140) basis; permitting retirement while under age sixty-two on full allowances after completing thirty-five years of credited service or on reduced allowances after twenty-five years of such service; increasing the scale of disability benefits and providing supplemental State annuities to bring certain members' annuities up to the corresponding State annuities for like periods of service.

Referred to the Committee on Education.

By Messrs. HAMILTON and HAUDENSCHILD.
HOUSE BILL No. 1095.

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for essential repairs to buildings of the property as Ambridge, Beaver County, Pennsylvania, known as "Old Economy."

Referred to the Committee on Appropriations.

By Mr. WATKINS. HOUSE BILL No. 1096.

An Act to further amend subsection one of section four of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employes retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes; defining the uses and purposes thereof, and the manner of

payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," increasing the membership of the Public School Employes' Retirement Board.

Referred to the Committee on Education.

By Messrs. FILO, HAUDENSCHILD, BOIES, and COOPER.
HOUSE BILL No. 1097.

An Act to further amend subsection (c) of section one thousand four hundred six and subsection (a) of section one thousand four hundred eighteen of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by further providing for transportation of pupils at the expense of the district, and for reimbursement of the district by the Commonwealth for furnishing transportation to pupils.

Referred to the Committee on Education.

By Messrs. ERB and MILLER. HOUSE BILL No. 1098.

An Act to further amend section fourteen of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of such funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing for an additional option at superannuation.

Referred to the Committee on State Government.

By Mr. ERB. HOUSE BILL No. 1099.

An Act to add section one thousand thirty-five to Article X of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by prohibiting the use of highways by trucks tractors and trailers during certain periods.

Referred to the Committee on Motor Vehicles.

By Messrs. GEORGE and DENNISON.

HOUSE BILL No. 1100.

An Act to further amend subsections (a) and (b) of section four hundred eleven and to amend section five hundred six of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for the transfer of motor vehicles, trailers, and semi-trailers from a husband to his wife and from a wife to her husband or from either or both jointly.

Referred to the Committee on Motor Vehicles.

By Mr. BLAIR.

HOUSE BILL No. 1101.

An Act to further amend subdivision (5) of section six hundred two of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (1933-34 P. L. 15), entitled, as amended, "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by prohibiting purchases for intoxicated or insane persons, and drunkards.

Referred to the Committee on Liquor Control.

By Mr. GRAYBILL.

HOUSE BILL No. 1102.

An Act defining cold storage, requiring licenses to operate cold storage warehouses and locker plants, requiring records, reports, marking, wrapping, protecting, limiting time of storage, disposition, sale, return or transfer of foods in cold storage, conferring powers on the Department of Agriculture including adoption of rules and regulations, special permits for storage of feeding stuffs for animal use and providing penalties for violation of this act.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. GOOD and GAFFNEY,

HOUSE BILL No. 1103.

An Act to add section two hundred nine to the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1368), entitled "An act amending, revising, and consolidating the laws relating to delinquent county, city, except of the first and second class and second class A, borough, town, township, school district, except of the first class and school districts within cities of the second class A, and institution district taxes; providing when, how and upon what property, and to what extent liens shall be allowed for such taxes; the return and entering of claims therefor; the collection and adjudication of such claims, sales of real property, including seated and unseated lands, subject to the lien of such tax claims; the disposition of the proceeds thereof, including State taxes and municipal claims recovered and the redemption of property; providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property, and the proceedings therefor; creating a Tax Claim Bureau in each county, except a county of the first class, to act as agent for taxing districts; defining its powers and duties, including sales of property, the management of property taken in sequestration, and the management, sale and disposition of property heretofore sold to the county commissioners, taxing districts and trustees at tax sales; providing a method for the service of process and notices; imposing duties on taxing districts and their officers and on tax collectors, and certain expenses on counties and for their reimbursement by taxing districts; and repealing existing laws," providing for the payment of a commission to the tax collector by the taxing district.

Referred to the Committee on Municipal Corporations.

By Mr. LEE.

HOUSE BILL No. 1104.

An Act relating to the annual salaries of Sheriffs in Counties of the second, third, fourth, fifth, sixth, seventh, and eighth class.

Referred to the Committee on Counties.

By Mr. LEE.

HOUSE BILL No. 1105.

An Act requiring persons, associations, partnerships, corporations and their agents, herein defined as Dealers engaging in the business of buying, receiving, selling, exchanging, negotiating or soliciting the sale, re-sale, exchange or transfer of junk, scrap iron, used or second hand iron, steel, cooper, brass, lead, aluminum or other metal; used or second hand wire, rope, rails of iron, steel or other metal, or cables, to be registered by the sheriff; providing for the revocation or suspension of such registration; imposing a registration fee; imposing certain duties on such dealers and their agents; conferring powers and duties on Sheriffs, Chief of Police of Political sub-divisions, Pennsylvania State Police; and the Attorney General of Pennsylvania; prescribing penalties and punishments for violation of this act, and the means and method of its enforcement; regulating certain matters of evidence in such procedure; providing appeals.

Referred to the Committee on Judiciary.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 30.

An Act to further amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled "An act relating to the support of indigent persons publicly cared

for or assisted providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by changing the definition of the word court.

Referred to the Committee on Judiciary.

SENATE BILL No. 39.

An Act to further amend section two of the act approved the tenth day of July one thousand nine hundred thirty-five (P. L. 645) entitled "An act imposing certain requirements on certain hospitals receiving State aid authorizing the withholding of appropriations and imposing duties on the Department of Welfare" making war-time provisions permanent.

Referred to the Committee on Welfare.

SENATE BILL No. 139.

An Act to further amend section one of the act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 851) entitled "An act fixing the pay and mileage of jurors and witnesses" changing the compensation to be received.

Referred to the Committee on Judiciary.

SENATE BILL No. 177.

An Act to amend the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1217) entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania creating a State Public School Building Authority as a body corporate and politic with power to construct improve and operate projects and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing school districts to enter into contracts to lease authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof granting the right of eminent domain increasing the powers and duties of the Department of Public Instruction and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act and making an appropriation to said Authority to pay expenses incident to its formation" changing membership of the Authority and prescribing the members' bonds and salaries stating the purposes for which money may be borrowed further defining the basis for establishing the fees rentals and charges for the use of its projects authorizing school districts singly or jointly with other districts to contract to lease and lease the projects of the Authority extending the authorized term of leases and bond issues providing for facsimile and manual signatures on bonds making bonds of the Authority legal investments providing for the issuance of refunding bonds permitting public or private sale of bonds permitting the board to delegate powers to officers agents employees and the Department of Property and Supplies providing for a sinking fund and providing that property lease owned acquired or held in any manner by the Authority shall be tax exempt.

Referred to the Committee on Education.

SENATE BILL No. 179.

An Act to further amend clause six of section one of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by

the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" further defining State employee to include officers and employees of the State Public School Building Authority.

Referred to the Committee on State Government.

SENATE BILL No. 181.

An Act declaring bonds, issued by the State Public School Building Authority, legal investments for the School Employees' Retirement Fund.

Referred to the Committee on Education.

SENATE BILL No. 212.

An Act to further amend section nine of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by making certain children placed in foster homes by the court eligible for assistance.

Referred to the Committee on Welfare.

SENATE BILL No. 250.

An Act to amend section thirty-one of the act approved the second day of May 1929 (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by reclassifying counties of the first and second classes.

Referred to the Committee on Counties.

SENATE BILL No. 251.

An Act to amend section one of the act approved the tenth day of July 1919 (P. L. 887) entitled "An act dividing the counties of this Commonwealth into eight classes designating the mode of ascertaining and changing the classification of counties and providing for the regulation of their affairs according to their respective classes" by reclassifying counties of the first class.

Referred to the Committee on Counties.

SENATE BILL No. 265.

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employee's retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain said funds imposing powers and duties upon boards having the em-

ployment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by requiring the retirement board to submit annual statements to contributors.

Referred to the Committee on Education.

SENATE BILL No. 273.

An Act to reenact the title and section one of the act approved the twentieth day of April one thousand eight hundred seventy-four (P. L. 110) entitled "An act to enable the officers of dissolved corporations to convey real estate held by such corporations" as amended.

Referred to the Committee on Judiciary.

SENATE BILL No. 335.

An Act to add section four hundred fifty-two to the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by authorizing boards of county commissioners to make appropriations to county firemen's associations.

Referred to the Committee on Counties.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. BUCCHIN. RESOLUTION No. 31.

In the House of Representatives, March 7, 1949.

Whereas, The Federal Government has made available to the states considerable sums of money for use in connection with Mental Health Programs, of none of which this Commonwealth has availed itself, although the need for such funds is clearly manifest; therefore be it

Resolved, That the Secretary of Welfare is hereby requested to advise the House of Representatives of the reason for the neglect on the part of the officials of this Commonwealth to secure for its benefit and the benefit of its political subdivisions all the funds that are available from the Federal Government for much needed mental health programs in Pennsylvania; and be it further

Resolved, That the Secretary of Welfare is hereby directed to carry out the necessary administrative requirements set forth in such Federal Law, to make available such sums of money for the mental health programs in this State; and be it further

Resolved, That the Chief Clerk certify a copy of this resolution and transmit the same to the Secretary of Welfare.

Referred to the Committee on Rules.

By Mr. WATERHOUSE. RESOLUTION No. 32.

In the House of Representatives, March 7, 1949.

Whereas, The health and well-being of many citizens of the Commonwealth is vitally affected by the number of nurses in and the degree of proficiency with which the Bureau of Public Health Nursing of the Department of Health is administered; and

Whereas, To determine the needs of the citizens of the Commonwealth in the field of public health nursing and the degree to which such needs are being filled by the aforesaid Bureau of Public Health Nursing requires the study and investigation of an impartial agency; therefore be it

Resolved, That the Joint State Government Commission is hereby directed to make a study and investigation of the Bureau of Public Health Nursing of the Department of Health, the methods used by it in attracting nurses into public health service, in determining qualifications for advancement and similar administrative matters and to ascertain whether or not there are sufficient numbers of public health nurses throughout the various counties of the Commonwealth to meet the needs of the people of such counties; and be it further

Resolved, That the Commission make a report of its findings and recommendations to the next regular session of the General Assembly.

Referred to the Committee on Rules.

By Messrs. CHARLES C. SMITH, BOWER,
HELM and YEAKEL. RESOLUTION No. 33.

In the House of Representatives, March 7, 1949.

Whereas, It is necessary for the proper conduct of the work of the General Assembly that the printing of bills, calendars, journals and other legislative documents, papers and pamphlets be speedily and accurately done, that the distribution thereof be handled in such manner that a sufficient number of copies thereof shall at all times be available for the use of the General Assembly and its officers and members, and that sufficient funds be allocated and used for these purposes; therefore, be it

Resolved, That the Speaker of the House of Representatives appoint a select committee to investigate the cost of legislative printing, the prevalence of errors therein, the allocation of moneys therefor, the diversion of such allocations for other purposes, the distribution of printed legislative documents, pamphlets and papers, and all other matters pertaining to the printing necessary for the conduct of legislation; that the select committee hereby provided for shall continue after the adjournment of the present session of the General Assembly, and shall have power to sit and continue its investigations during the interim between legislative sessions; that said select committee shall have power to cooperate with, or to combine its investigation with that of any committee of the Senate with the same or like powers; and that the committee report its findings and recommendations to the House of Representatives at such time or times as it shall deem proper.

Referred to the Committee on Rules.

By Messrs. WEISS, ROSE, STERNBERG, ROSEN,
YAFFE, BLOOM, SCHMIDT, ALTSHULER, SAX and
FOHL. (Concurrent) Resolution No. 34.

In the House of Representatives, March 1, 1949.

Whereas, The Congress of the United States, in a Joint Resolution adopted on June 30, 1922, and reaffirmed in subsequent resolutions, viewed with favor the establishment in Palestine of a national home for the Jewish people; and

Whereas, Under the leadership of the United States Government, the General Assembly of the United Nations on November 29, 1947, adopted its historic resolution in favor of a Jewish State in Palestine; and

Whereas, Pursuant to said decision, the Jewish people in Palestine on May 14, 1948, proclaimed the free and independent State of Israel in Palestine; and

Whereas, The President of the United States extended immediate de facto recognition to the Provisional Government of Israel and de jure recognition upon the holding of a free, popular election to the Constituent Assembly of the Republic of Israel; and

Whereas, These friendly acts of the Government of the United States toward the Jewish people and the Republic of Israel have had full bipartisan support of the American people; therefore be it

Resolved, (if the Senate concurs) That the General Assembly of the Commonwealth of Pennsylvania felicitates the Jewish people upon the great historic event of the restoration of the free and independent State of Israel and hereby memorializes the President of the United States and his Secretary of State, to continue the full support by the United States of the Republic of Israel by exercising their good offices for the admission of Israel to the United Nations at the next session of its General Assembly, and by extending American economic assistance to the new state through the consummation of

the Export-Import Bank loan to Israel; and be it further Resolved, That a copy of this resolution be transmitted to the President of the United States and to the Secretary of State of the United States.

Referred to the Committee on Rules.

MT. UNION HIGH SCHOOL WELCOMED

The SPEAKER. The Chair at this time takes pleasure in welcoming to the Hall of the House, the Senior Class in Problems of Democracy, of the Mt. Union High School, Huntingdon County, under the supervision of Mr. Howard Row, and Mrs. Margaret Sheffer. They are the guests of the gentleman from Huntingdon, Mr. Neff.

SUNBURY SCHOOL WELCOMED

The SPEAKER. The Chair also takes pleasure in welcoming to the Hall of the House, the History Class, 5th grade, 6th Ward of Sunbury, under the supervision of Mr. Rovenolt. They are the guests of the gentleman from Northumberland, Mr. Bower.

REPORTS FROM COMMITTEES

Mr. WEISS from the Committee on Judiciary, reported as committed, House Bill No. 325, entitled:

An Act to amend section eight hundred two of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "An act relating to nonprofit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by further regulating the method of approval of joint plans of merger or consolidation of nonprofit corporations by the members thereof.

Mr. DALRYMPLE from the Committee on Municipal Corporations, reported as committed, House Bill No. 340, entitled:

An Act to further amend the act, approved the fourteenth day of April, one thousand nine hundred five (P. L. 162), entitled "An act regulating the method and procedure in the erection of line or partition fences," by eliminating township and borough auditors and councils of cities of the third class as fence viewers and substituting the county surveyor of the county or an adjoining county as the fence viewer.

Mr. CLARENCE E. MOORE from the Committee on Game and Forestry, reported as committed, House Bill No. 343, entitled:

An Act to amend section seven hundred twenty of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by changing the period of holding field trials.

Mr. DeLONG from the Committee on Municipal Cor-

porations, reported as committed, House Bill No. 355, entitled:

An Act to further amend section thirty-three of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "An act relating to the collection of taxes levied by counties, county institution districts, cities of the third class, boroughs, towns, townships, certain school districts and vocational school districts; conferring powers and imposing duties on tax collectors, courts and various offices of said political subdivisions; and prescribing penalties," by further prescribing the pro rata payments to be made by cities of the third class, counties and school districts for certain salaries and expenses in connection with the collection of taxes by the city treasurer.

Mr. LEDERER from the Committee on Municipal Corporations, reported as amended, House Bill No. 448, entitled:

An Act relating to police pension funds in boroughs, towns and townships, and authorizing such political subdivisions to appropriate monies thereto.

Mr. MILLER from the Committee on Game and Forestry, reported as amended, House Bill No. 486, entitled:

An Act to further amend section seven hundred nineteen of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," by changing the dog training period.

Mr. TOOMEY from the Committee on Game and Forestry, reported as committed, House Bill No. 487, entitled:

An Act to repeal subsection (v) of section one thousand four hundred one of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by eliminating the special fund for game lands.

Mr. YETZER from the Committee on Game and Forestry, reported as committed, House Bill No. 532, entitled:

An Act to amend sections one thousand two hundred two and one thousand two hundred six of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by providing for reimbursement by the Pennsylvania Game Commission to counties for maintenance of prisoners in certain cases and for the payment of costs in certain enforcement proceedings.

Mr. ALTSHULER from the Committee on Public Health and Sanitation, reported as amended, House Bill No. 534, entitled:

An Act to amend paragraph six of section two of the act of June seventh, one thousand nine hundred one (P. L. 493) entitled "An act providing for the examination, licensure, and registration of persons, firms, or corporations engaged or engaging in the business or work of plumbing or house drainage, in prescribing certain rules, regulations and requirements for the construction of plumbing, house drainage, and cesspools in cities of the second class; and imposing fines, penalties, and forfeitures for violation thereof," as amended, to permit only registered master plumbers, or registered journeyman plumbers to alter, repair, or make any connection with any water-pipe or any pipe connected therewith.

Mr. SNIDER from the Committee on Game and Forestry, reported as committed, House Bill No. 582, entitled:

An Act to amend section eight hundred ten of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by further limiting parties hunting small game.

Mr. ALTSHULER from the Committee on Judiciary, reported as committed, House Bill No. 598, entitled:

An Act to amend section ten of the act, approved the twelfth day of May, one thousand nine hundred twenty-five (P. L. 603), entitled "An act concerning conditional sales; and to make uniform the law relating thereto," by changing the fee for filing conditional sales contracts in the office of the prothonotary.

Mr. READINGER from the Committee on Judiciary, reported as committed, House Bill No. 619, entitled:

An Act to amend the act approved the twenty-fourth day of May, one thousand nine hundred forty-five (P. L. 967) entitled "An act making it unlawful for any individual or individuals to carry on any business under an assumed or fictitious name, style or designation, unless upon advertisement and the filing of an application to that effect in the office of the Secretary of the Commonwealth and of the prothonotary; requiring nonresident applicants to have a resident agent; prescribing the effect of failure to file such application; providing that certificates of the Secretary of the Commonwealth shall be admitted in evidence; requiring county commissioners, at the expense of the County, to provide books or other means of reproduction for the entry of such applications; requiring the cancellation of such application or the withdrawal from the business; providing methods therefor; fixing the fees of the Secretary of the Commonwealth and prothonotary; and providing penalties," by providing for supplemental applications to be filed by persons entering an existing business, the fictitious name of which has been filed under said act.

Mr. HEATHERINGTON from the Committee on Cities and County—Second Class, reported as committed, House Bill No. 652, entitled:

An Act to further amend section eleven of the act approved the twenty-second day of May, one thousand nine hundred thirty-five (P. L. 233), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employees of the Bureau of Police in cities of the second class; providing a pension fund for said employees; and providing for the payment of certain dues, fees, assessments, fines, and appropriations thereto; regulating membership therein; creating a board for the management thereof; providing the amount, mode, and manner of payment to beneficiaries thereof, and for the care and disposition of said fund; providing for the payment into this fund by cities of the second class of all monies heretofore payable into any other funds, organizations, corporations, or associations having the same or similar purposes, and of such additional monies as may be necessary to carry out the provisions of this act," by further regulating the use of dues and monies paid into the fund.

Mr. TOOMEY from the Committee on Motor Vehicles, reported as committed, House Bill No. 677, entitled:

An Act to add section eight hundred twenty-three point one to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, peder-

trians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by authorizing the Secretary of Revenue to require proof of inspection to be displayed on nonresident motor vehicles.

Mr. McGEE from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 680, entitled:

An Act to reenact and further amend the act, approved the twelfth day of May, one thousand nine hundred thirty-nine (P. L. 133), entitled "An act to regulate the sale and possession of sulfanilamide and its derivatives in the interest of public health."

Mr. ROBERTSON from the Committee on Judiciary, reported as committed, House Bill No. 739, entitled:

An Act to further amend clause (c) of section two of the act, approved the fourth day of April, one thousand nine hundred twenty-five (P. L. 127), entitled "An act relating to Adoption," by further providing for consent to adoption by mothers of illegitimate children.

Mr. MINTESS from the Committee on Judiciary, reported as committed, House Bill No. 723, entitled:

An Act making it a misdemeanor to install or permit or procure the installation of any pipe, appliance, or fixture for the use of water in any building without securing a permit from the water company or municipality or municipal authority supplying such water, or to bypass any meter or registering device, or in any other manner to secure the introduction or use of water with intent to evade payment of the charges made therefor; and providing penalties therefor.

Mr. O'DONNELL from the Committee on Judiciary, reported as committed, House Bill No. 795, entitled:

An Act relating to the administration and distribution of decedents' estates, trust estates, minors' estates and absentees' estates, both as to real and personal property, and the procedure relating thereto; including the disposition of such estates or portions thereof in the determination of title thereto without the appointment of a fiduciary in certain cases; the appointment bond, removal and discharge of fiduciaries of such estates, their powers, duties, and liabilities; the rights of persons dealing with such fiduciaries, and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees, and containing provisions concerning guardians of the person of minors, the powers, duties and liabilities of sureties and of foreign fiduciaries, the abatement, survival and control of actions and rights of action, and the presumption of death; and also generally dealing with the jurisdiction powers and procedure of the orphan's court and of the register of wills in all matters relating to fiduciaries.

Mr. O'DONNELL from the Committee on Judiciary, reported as committed, House Bill No. 798, entitled:

An Act concerning the investment powers and duties of guardians, committees, trustees, and other fiduciaries except personal representatives, and prescribing the nature and kind of investments which may be made and retained by such fiduciaries.

Mr. SCHMIDT from the Committee on Cities and County—Second Class, reported as committed, House Bill No. 840, entitled:

An Act to amend the title and section one of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment, and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," by extending the provisions thereof to counties of the second class and institution districts of counties of the second class.

Mr. FOX from the Committee on Game and Forestry, reported as committed, House Bill No. 925, entitled:

An Act to amend subsection (a) of section nine hundred thirty-eight of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," by increasing the number of permits for special dog training areas throughout the Commonwealth.

Mr. SCHUSTER from the Committee on Municipal Corporations, reported as committed, House Bill No. 1040, entitled:

An Act authorizing and requiring cities boroughs townships municipal authorities and public utility companies engaged in the supplying of water to shut-off the supply of water for nonpayment of sewer sewerage or sewage treatment rentals rates or charges imposed by municipal authorities organized by counties of the second class authorizing and requiring them to supply to such authorities lists of metered water readings and flat-rate water bills and other data authorizing them to act as billing and collecting agents for such authorities and conferring certain powers upon the Pennsylvania Public Utility Commission in connection therewith.

Mr. SCHUSTER from the Committee on Municipal Corporations, reported as committed, House Bill No. 1041, entitled:

An Act to amend sections four and eight of the act, approved the sixteenth day of May, one thousand nine hundred twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and

collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," by authorizing the assignment by municipal authorities of their municipal claims and liens to and the purchase thereof by cities boroughs and townships in which the property subject to such municipal claims or liens is located.

Mr. REYNOLDS from the Committee on Municipal Corporations, reported as committed, House Bill No. 1044, entitled:

An Act to amend the title of and the act, approved the twenty-sixth day of May, one thousand nine hundred forty-three (P. L. 629), entitled "An act relating to the filing and revival of liens for taxes and water rates in the office of the prothonotary of common pleas court on real estate within the territorial limits of cities of the second class, prescribing duties and fees of prothonotaries; establishing the office of solicitor for delinquent tax and water rate liens, defining the powers and duties of said office; providing for enforced collection of said taxes and water rates; imposing duties upon cities of the second class, and school districts within the territorial limits of cities of the second class," by extending the powers and duties of the solicitor and of the office of the solicitor to include the filing and revival of liens for delinquent sewer rates and for all other municipal claims and charges.

Mr. REYNOLDS from the Committee on Municipal Corporations, reported as committed, House Bill No. 1045, entitled:

An Act to further amend the title of and the act, approved the eighteenth day of July, one thousand nine hundred thirty-five (P. L. 1286), entitled, as amended "An act empowering cities, boroughs, incorporated towns, and townships to charge and collect annual rentals for the use of certain sewers, sewage systems and treatment works, including charges for operation, inspection, maintenance, repair, depreciation, and the amortization of indebtedness and interest thereon," by extending to counties the powers granted therein clarifying and extending the provisions thereof with respect to the purposes for which and the circumstances under which rentals rates or charges may be imposed and the proceeds thereof used empowering counties cities boroughs incorporated towns and townships to contract with authorities for sewage sewerage and sewage treatment services to grant convey lease transfer encumber mortgage and pledge to such authorities their sewers sewage systems and sewage treatment works to assign and pledge to such authorities rentals rates and charges charged and collected by them for the use thereof and to assign to such authorities their power to charge and collect the same and validating all such contracts grants conveyances leases transfers assignments encumbrances mortgages and pledges heretofore made.

Mr. LEDERER from the Committee on Municipal Corporations, reported as committed, Senate Bill No. 44, entitled:

An Act requiring the consent of the electors of any political subdivision when such political subdivision, or any part thereof is to be annexed by a city of the first class.

Mr. TOMPKINS from the Committee on Game and Forestry, reported as amended, Senate Bill No. 69, entitled:

An Act to amend Article IV, Sections four hundred eight, four hundred nine, four hundred ten, four hundred eleven, four hundred twelve, and four hundred nineteen, of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the

law relating thereto," to correct an error in the provisions concerning the size of mesh to be used by propagating permittees; changing the method of tagging propagated game or eggs; providing penalties for failure to maintain proper records of propagation transactions, and submission of annual reports of special permittees; and adding bobwhite quail to list of birds authorized to be killed on Regulated Shooting Grounds.

LEAVE OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. HALL for himself for the remainder of the week after today's session.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. LOVETT asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

ANNOUNCEMENT

The SPEAKER. The Bureau of Publications under date of January 4, 1949, sent to each member a letter requesting your personal biography and a photograph. To date only 61 members have complied with this request. The responsibility for delay in publication of the Manual is principally due to delay in furnishing copy promptly to the editors. If you want the Manual early do your part by sending in your biography and photographs immediately.

MEETING OF COMMITTEE CHAIRMEN AND VICE CHAIRMEN

The SPEAKER. There will be a very brief meeting of the Committee Chairmen and Vice-Chairmen in the New House Caucus room immediately after adjournment of today's session.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the house.

Mr. Speaker, I have been instructed by the Democratic Caucus to present the following statement as to policy. This is with reference to mine cave-ins.

Subsidence from mining operations in the anthracite region have been a menace to life and property since the turn of the century. Perhaps they were a menace even before that time. Pennsylvania's General Assembly, at Session after Session, has gone through the motions of considering methods designed to protect life and property from the mine cave-in menace.

The mine cave-in problem has never actually been attacked from the proper angle. Surface subsidence losses, if they are not the result of careless mining operations, are the result of industrial accidents.

Pennsylvania has long recognized the fact that loss of life, or injuries sustained by industrial workers are compensable. The loss of property as a result of an industrial accident should be properly compensable.

Pennsylvania is spending millions for stream clearance purposes. It is spending millions, or plans to do so, for flood control projects. It is spending money on educational campaigns designed to minimize traffic accidents. The Commonwealth, it is hoped, is planning to increase the benefits to be received by industrial accident victims.

Sound policy should, it would seem, decree that industrial accidents which occasion the loss of property,—property essential to the workers' needs,—should be as clearly compensable as are accidents which result in the loss of a hand, an arm, a foot, or a leg.

The losses occasioned as a result of mine cave-ins are losses that have accumulated as a result of an industrial service—the mining of coal. Private individuals should not be required to shoulder losses which have been occasioned by an essential industrial service. Such losses represent a social obligation and should be compensable under any proper theory of industrial compensation benefits. It is therefore the view of the Democratic Members of the House that it is the duty of the General Assembly now in Session, in cooperation with the Administration, at long last to formulate a policy with reference to mine cave-ins which recognizes the fact that essential industrial activities should not be permitted to continue to inflict uncompensated losses upon the part of communities and individuals when these communities and individuals have in no way, by means of negligence, contributed to the losses which they have sustained.

FORMER MEMBERS WELCOMED

The SPEAKER. The Chair is pleased to welcome to the Hall of the House, a former Member, the gentleman from Armstrong, Honorable Herbert G. Gates.

The Chair is also pleased to welcome another former Member of the House, the gentleman from Huntingdon, Honorable Paul V. Heffner.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 220, entitled:

An Act to add section two thousand one hundred fourteen to the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" requiring the Department of Health to compile and maintain statistics on the rehabilitation of alcoholics.

The first section was read.

On the question,

Will the House agree to the section?

Mr. BRUNNER offered the following amendment:

Amend Sec. 1 (Sec. 2114), page 4, lines 5 and 6, by striking out "to reduce and prevent alcoholism" and inserting in lieu thereof "in the treatment and rehabilitation of alcoholics".

It was agreed to.

The section was agreed to as amended.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 221, entitled:

An Act relating to, and regulating the practice of massage; creating a "State Board of Massage" as a departmental administrative board in the Department of Public Instruction; and prescribing its powers and duties.

The first to fourth sections inclusive were separately read and agreed to.

The fifth section was read.

On the question,

Will the House agree to the section?

Mr. GALLAGHER offered the following amendment:

Amend Sec. 5, page 6, line 11, by striking out the words "forty-seven" and inserting in lieu thereof "forty-nine".

It was agreed to.

The section was agreed to as amended.

The sixth to twentieth sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

MOTION TO RECOMMIT

Mr. LEE. Mr. Speaker, I move that this bill be recommitment to the Committee on Professional Licensure for further study.

On the question,

Will the House agree to the motion?

Mr. GALLAGHER. Mr. Speaker, I rise to oppose this motion to recommit this bill at this particular time, and ask for a roll call if I may have it.

The yeas and nays were required by Mr. Gallagher and Mr. Altshuler and were as follows:

YEAS—75

Amarando,	Hagerty,	Limper,	Reynolds,
Andrews,	Harney,	McGee,	Sarraf,
Bane,	Harris,	McNally,	Scanlon,
Boies,	Heatherington,	Mihm,	Schmidt,
Brandon,	Herman,	Mohroe,	Seyler,
Breth,	Hersch,	Moore, C. E.,	Smith, W. B.,
Bucchin,	Hoggard,	Moran,	Snider,
Cochran,	Hunter,	Munley,	Sternberg,
Cole,	Jenkins,	Musto,	Toomey,
Coleman,	Jim,	Needham,	Varallo,
Dougherty,	Jones, G. E.,	Nixon,	Wargo,
Duffy,	Jones, J. M.,	Penglase,	Welsh,
Filo,	Kamyk,	Pentrack,	Westrick,
Floyd,	Kirley,	Peta,	Wheeler,
Gaffney,	Kolankiewicz,	Pettigrew,	Yetzer,
Glembocki,	Kondrath,	Polen,	Young,
Goodling,	Lederer,	Price, R. A.,	Ziegler,
Guarnieri,	Lee,	Readinger,	Sorg,
Guthrie,	Leonard,	Reidenbach,	Speaker

NAYS—91

Altshuler,	George,	McCullough,	Scott,
Barkdoll,	Gibson,	McKinney,	Shoemaker,
Bednarek,	Graybill,	Mikula,	Smith, C. C.,
Bloom,	Green,	Miller,	Sollenberger,
Bomberger,	Greenwood,	Milliken,	Spencer,
Brelschi,	Hall,	Mintess,	Stank,

Brice,	Helm,	Moore, H. A.,	Stimmel,
Brunner,	Hewitt,	Murray,	Swope,
Cadwalader,	Hoffman,	Nagel,	Taylor,
Clendenning,	Jennings,	Najaka,	Thompson,
Costa,	Johnson,	Neff,	Tompkins,
Dalrymple,	Jump,	O'Dare,	Varner,
DeLong,	Keller,	O'Donnell,	Wachhaus,
Driscoll,	Kemp,	Orban,	Wagner,
Dye,	Kent,	Pfaff,	Watkins,
Ewing,	Kline,	Posta,	Weiss,
Felton,	Kohl,	Price, H. W., Jr.,	Wescott,
Ferster,	Kratz,	Propert,	Wood,
Firmstone,	Kurtz,	Reilly, J. M.,	Worley,
Flack,	Leisey,	Riley, R. L.,	Yaffe,
Fox,	Loftus,	Robbins,	Yeakel,
Frank,	Lovett,	Rose,	Yester,
Gallagher,	McCormack,	Sax,	

NOT VOTING—42

Baumunk,	Depuy,	Krise,	Rosen,
Beaver,	Elder,	Madigan,	Rovansek,
Blair,	Erb,	McMillen,	Royer,
Boorse,	Evans,	Mills,	Schuster,
Bower,	Fleming,	Olsen,	Stuart,
Brown, H. S.,	Frost,	Petrosky,	Tahl,
Brown, W. E.,	Good,	Powers,	Verona,
Clapper,	Greer,	Reagan,	Waterhouse,
Conway,	Hamilton,	Reese,	Weidner,
Cooper,	Haudenshield,	Robertson,	Williams,
Dennison,	Hocker,		

So the question was determined in the negative and the motion was not agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 265, entitled:

An Act to further amend clause (j) of section two thousand four hundred six of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by further regulating the distribution to the public of documents published by the Department of Property and Supplies

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 326, entitled:

An Act to further amend section one hundred eighty-five of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by further providing for the purposes for which expenditures of moneys paid in lieu of erecting devices shall be made

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 425, entitled:

An Act to further amend sections two hundred two and two hundred three of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" to include the Unemployment Compensation Board of Review Unemployment Compensation Referees and the Pennsylvania Labor Relations Board in the Department of Labor and Industry and to delete the Industrial Board as an Advisory Board.

The first section was read.

On the question,

Will the House agree to the section?

Mr. WATKINS offered the following amendments:

Amend Sec. 1, page 3, lines 18 and 19, by striking out both of said lines.

Amend Sec. 1, page 4, lines 1 and 2, by striking out all of line 1, and the words "nine hundred forty-seven (P. L. 211)" in line 2, and inserting in lieu thereof "twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1015) and the sixth day of June, one thousand nine hundred forty-five (P. L. 1398)"

It was agreed to.

The section was agreed to as amended.

The second and third sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 533, entitled:

An Act to add section two hundred seventy-eight point one to the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by providing in certain cases for the payment of costs in enforcement proceedings by the Board of Fish Commissioners and reimbursement to counties for maintenance of prisoners.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

BLAIN HIGH SCHOOL WELCOMED

The SPEAKER. The Chair at this time takes pleasure in welcoming to the Hall of the House, the Senior Class in Problems of Democracy of Blain High School, Perry County, under the supervision of their Principal, Mr. Kuntzleman and Teacher, Mr. Magill. They are the guests of the gentleman from Perry, Mr. Toomey.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 616, entitled:

An Act to amend section three of the act approved the tenth day of June one thousand nine hundred forty-seven (P. L. 529) entitled "An act concerning liens of factors on merchandise and on any proceeds arising from the sale of such merchandise and defining "factor" as one that lends or advances money on the security of merchandise whether or not employed to sell such merchandise" changing the fee for filing notice of liens in the office of the prothonotary.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 793, entitled:

An Act to further amend section two hundred sixty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by authorizing the catching and taking of ter-rapin on Sunday.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 900, entitled:

An Act to further amend section one thousand two hundred seven of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county board of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by clarifying provisions for payment of compensation of constables and their deputies.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 901, entitled:

An Act to repeal the act approved the twenty-sixth day of May, one thousand eight hundred ninety-seven (P. L.

106), entitled "An act prohibiting the discharge from public positions of Union soldiers without a reasonable cause, and prohibiting the abolishment of or changing the emoluments of public offices occupied by Union soldiers except for good reason."

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 902, entitled:

An Act to amend sections one and two of the act, approved the sixteenth day of May, one thousand nine hundred twenty-one (P. L. 579), entitled "An act providing for the better management of the jails or county prisons in the several counties of this Commonwealth of the third and fourth classes by creating, in such counties, a board to be known by the name and style of inspectors of the jail or county prison, with authority to appoint a warden of such prison, and by vesting in said board, and the officers appointed by it, the safe-keeping, discipline, and employment of prisoners and the government and management of said jails or county prisons," by changing membership of the board of inspectors and provisions relating to fixing salaries of warden, deputies, assistants and keepers.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 903, entitled:

An Act to repeal section twenty-eight of the act approved the fifth day of April, one thousand seven hundred ninety (2 Sm. L. 531), entitled "An act to reform the penal laws of this state," relating to obsolete provisions for the custody and treatment of convicts in county jails and workhouses and to the appointment of keepers by sheriffs.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 904, entitled:

An Act to repeal section eleven of the act approved the fourth day of June, one thousand nine hundred fifteen (P. L. 833), entitled "An act establishing under the Department of Labor and Industry a system of regulation of employers seeking employees and of persons seeking employment; and prescribing, as incidental thereto, certain duties of employers, and of county, municipal, township, and school authorities, and of agencies procuring employees for others; and prescribing penalties."

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 905, entitled:

An Act repealing certain acts and parts of acts relating to taxation.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 906, entitled:

An Act to repeal the act approved the eighteenth day of May, one thousand nine hundred thirty-three (P. L. 815), entitled "An act to require county commissioners, poor boards, public officers, trustees, and others having jurisdiction of funds available for poor or unemployment relief, or to tax or borrow for such purposes, to furnish information and exhibit their records to the State Emergency Relief Board; and providing penalties."

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 907, entitled:

An Act repealing certain acts and parts of acts relating to counties.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

MIFFLINBURG HIGH SCHOOL WELCOMED

The SPEAKER. The Chair is pleased to welcome to the Hall of the House, the Senior Class in Problems of Democracy of the Mifflinburg High School, Union County, under the direction of Mr. Harry Haney. They are the guests of the gentleman from Union, Mr. Reagan.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bil No. 909, entitled:

An Act to amend section two of the act approved the seventeenth day of March, one thousand nine hundred thirty-three (P. L. 14), entitled "An act fixing the salary of sheriffs in counties of the seventh class; providing for the payment for the care and maintenance of prisoners where the sheriff is the keeper or warden of the jail; providing for deputies and their compensation; requiring all fees and mileage earned by sheriffs in such counties to be paid into the county treasury for the use of the county; and prescribing penalties," empowering salary board to fix the number of deputies and their salaries.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bil No. 910, entitled:

An Act to further amend section seventy-five of the act, approved the thirty-first day of March, one thousand eight hundred sixty (P. L. 427), entitled "An act to consolidate, revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings," by authorizing sheriffs, deputy sheriffs and wardens to guard prisoners employed on county grounds and buildings; and providing for their compensation.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection

Senate Bill No. 10, Printer's No. 22 and

Senate Bill No. 209, Printer's No. 32,

were passed over at the request of the SPEAKER.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 104 as follows:

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the township of Upper Providence Delaware County Pennsylvania with the approval of the Governor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Secretary of Property and Supplies with the approval of the Governor is hereby authorized on behalf of the Commonwealth of Pennsylvania to sell and convey for such consideration as may be agreed upon and to make and execute a deed conveying the following described tract of land situate in Upper Providence Township Delaware County Pennsylvania

Beginning at a point at the intersection of the line dividing the land of Samuel H Sharpless and Susie A his wife from the land of J Frederick Lawton with the center line of Providence Road (State Highway Route No 144) thence South twenty-six degrees forty-five minutes East along the center line of Providence Road a distance of one hundred fifty-six feet to a point thence South sixty-one degrees seven minutes West along the land of Samuel H Sharpless and Susie A his wife a distance of two hundred forty-three feet to a point thence North twenty-six degrees forty-five minutes West along the land of Samuel H Sharpless and Susie A his wife and parallel with the center line of Providence Road a distance of one hundred forty-four and eighty-seven one-hundredths feet more or less to a point in the line dividing the land of Samuel H Sharpless and Susie A his wife from the land of J Frederick Lawton thence North fifty-eight degrees thirty minutes East along the line dividing the land of Samuel H Sharpless and Susie A his wife from the land of J Frederick Lawton a distance of two hundred forty-three and sixty-nine one-hundredths feet more or less to the place of beginning and containing 839/1000 acres of land more or less being land now owned by the Commonwealth and presently used by the Department of Highways

Section 2 The deed of conveyance shall be approved by the Department of Justice and shall be executed by the Secretary of Property and Supplies in the name of the Commonwealth of Pennsylvania

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, time considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206.

Altshuler,
Amarando,
Andrews,
Bane,
Barkdoll,
Beaver,
Bednarek,
Blair,

Frost,
Gaffney,
Gallagher,
George,
Gibson,
Glembockl,
Good,
Goodling,

Lottus,
Lovett,
Madigan,
McCormack,
McCullough,
McGee,
McKinney,
McMillen,

Rose,
Rosen,
Rovanssek,
Royer,
Sarraf,
Sax,
Scanlon,
Schmidt,

Bloom,
Boles,
Bomberger,
Boorse,
Bower,
Brandon,
Breisch,
Breth,
Brice,
Brown, H. S.,
Brown, W. E.,
Brunner,
Bucchin,
Cadwalader,
Clapper,
Clendenning,
Cochran,
Cole,
Coleman,
Conway,
Cooper,
Costa,
Dalrymple,
DeLong,
Dennison,
Dufuy,
Dougherty,
Driscoll,
Duffy,
Dye,
Elder,
Erb,
Evans,
Ewing,
Felton,
Ferster,
Filo,
Firmstone,
Flack,
Fleming,
Floyd,
Fox,
Frank,

Graybill,
Green,
Greenwood,
Greer,
Guarnieri,
Guthrie,
Hagerty,
Hall,
Hamilton,
Harney,
Harris,
Haudenschild,
Heatherington,
Helm,
Herman,
Hersch,
Hewitt,
Hocker,
Hoffman,
Hoggard,
Hunter,
Jenkins,
Jennings,
Jim,
Johnson,
Jones, G. E.,
Jones, J. M.,
Jump,
Kamyk,
Keller,
Kemp,
Kent,
Kirley,
Kline,
Kohl,
Kolankiewicz,
Kondrath,
Kratz,
Kurtz,
Lederer,
Lee,
Lelsey,
Leonard,
Lamper,

McNally,
Mihm,
Mikula,
Miller,
Milliken,
Mills,
Mintess,
Monroe,
Moore, C. E.,
Moore, H. A.,
Moran,
Munley,
Murray,
Musto,
Nagel,
Najaka,
Needham,
Neff,
Nixon,
O'Dare,
O'Donnell,
Olsen,
Orban,
Penglase,
Pentrack,
Peta,
Petrosky,
Pettigrew,
Pfaff,
Polen,
Posta,
Powers,
Price, H. W., Jr.,
Price, R. A.,
Probert,
Readinger,
Reagan,
Reese,
Reidenbach,
Reilly, J. M.,
Reynolds,
Riley, R. L.,
Robbins,
Robertson,

Schuster,
Scott,
Seyler,
Shoemaker,
Smith, C. O.,
Smith, W. B.,
Snider,
Sollenberger,
Spencer,
Stank,
Sternberg,
Stimmel,
Stuart,
Swope,
Tahl,
Taylor,
Thompson,
Tompkins,
Toomey,
Varallo,
Varner,
Verona,
Wachhaus,
Wagner,
Wargo,
Waterhouse,
Watkins,
Weidner,
Weiss,
Welsh,
Wescott,
Westrick,
Wheeler,
Williams,
Wood,
Worley,
Yaffe,
Yeakel,
Yester,
Yetzer,
Young,
Ziegler,
Sorg,

Speaker

NAYS—0.

NOT VOTING—2.

Baumunk,

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 142, as follows

An Act to further amend sections one thousand eight hundred two and one thousand eight hundred six of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as last

amended further regulating the maximum price that may be paid for land acquired for state forestry purposes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (a) of Section one thousand eight hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as amended by the act approved the eighth day of April one thousand nine hundred thirty-seven (P. L. 282) and the act approved the twenty-first day of June one thousand nine hundred thirty-seven (P. L. 1865) is hereby further amended to read as follows

Section 1802 Forest Powers and Duties The Department of Forests and Waters shall have the power and its duty shall be

(a) With the approval of the Governor and the State Forest Commission to acquire in the name of the Commonwealth by purchase gift lease or condemnation and hold as State forests subject to the conditions of any such lease and subject to such reservations if any of mineral rights stumpage rights rights of way or other encumbrances as the department and the State Forest Commission deem to be consistent with such holding any lands including tax delinquent lands which in the judgment of the department the Commonwealth should hold manage control protect maintain utilize and regulate as State forests or for reforestation and adding to and extending the existing State forests for the purpose of lessening soil erosion and silting up of reservoirs control the flow of streams and extinguish interior holdings or for the establishment and maintenance of fire observation towers and stations and such adjoining lands as may be deemed necessary to control maintain and develop such towers and stations and to furnish access to them The purchase price of any such lands shall not exceed [ten] twenty dollars per acre except such as are acquired for fire observation tower and station purposes except the price paid for interior holdings and farms and marginal farms along State forest lands which shall not exceed [twenty] thirty dollars per acre The amount expended for the acquisition of lands for State forest purposes in any biennial appropriation period shall not exceed the appropriation for that purpose for such period and the amount expended for other land acquisitions shall not exceed appropriations made for such purposes

Section 2 Section one thousand eight hundred six is hereby further amended by adding thereto after section (h) paragraph (i) and (j) as follows

Section 1806 Parks The Department of Forests and Waters shall have the power and its duties shall be

(i) To sell or exchange with the approval of the Governor State parks as provided by law whenever it shall be to the advantage of State park interests Provided That such action has been authorized by the Secretary of the Department of Forests and Waters and has been approved by the Governor

(j) To lease to any city borough or township of the

State with the approval of the Governor for a period not exceeding ten (10) years on such terms and conditions as may be considered reasonable such portion of any State park land whether owned or leased by the Commonwealth as the Department may deem to be to the advantage of the State

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler.	Frost,	Loftus;	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarrafa,
Beaver,	Glembocki,	McGee,	Sax,
Bednarek,	Good,	McKinney,	Scanlon,
Blair,	Goodling,	McMillen,	Schmidt,
Bloom,	Graybill,	McNally,	Schuster,
Boies,	Green,	Mihm,	Scott,
Bomberger,	Greenwood,	Mikula,	Seyler,
Boorse,	Greer,	Miller,	Shoemaker,
Bower,	Guarnieri,	Milliken,	Smith, C. C.,
Brandon,	Guthrie,	Mills,	Smith, W. B.,
Breisch,	Hagerty,	Mintess,	Snider,
Breth,	Hall,	Monroe,	Sollenberger,
Brice,	Hamilton,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harney,	Moore, H. A.,	Stank,
Brown, W. E.,	Harris,	Moran,	Sternberg,
Brunner,	Haudenshield,	Munley,	Stimmel,
Bucchin,	Heatherington,	Murray,	Stuart,
Cadwalader,	Helm,	Musto,	Swope,
Clapper,	Herman,	Nagel,	Tahl,
Clendenning,	Hersch,	Najaka,	Taylor,
Cochran,	Hewitt,	Needham,	Thompson,
Cole,	Hocker,	Neff,	Tompkins,
Coleman,	Hoffman,	Nixon,	Toomey,
Conway,	Hoggard,	O'Dare,	Varallo,
Cooper,	Hunter,	O'Donnell,	Varner,
Costa,	Jenkins,	Olsen,	Verona,
Dalrymple,	Jennings,	Orban,	Wachhaus,
DeLong,	Jim,	Penglass,	Wagner,
Dennison,	Johnson,	Pentrack,	Wargo,
Depuy,	Jones, G. E.,	Peta,	Waterhouse,
Dougherty,	Jones, J. M.,	Petrosky,	Watkins,
Driscoll,	Jump,	Pettigrew,	Weidner,
Duffy,	Kamyk,	Pfaff,	Weiss,
Dye,	Keller,	Polen,	Welsh,
Elder,	Kemp,	Posta,	Wescott,
Erb,	Kent,	Powers,	Westrick,
Evans,	Kirley,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kline,	Price, R. A.,	Williams,
Felton,	Kohl,	Probert,	Wood,
Ferster,	Kolankiewicz,	Readinger,	Worley,
Filo,	Kondrath,	Reagan,	Yaffe,
Firmstone,	Kratz,	Reese,	Yeakel,
Flack,	Kurtz,	Reidenbach,	Yester,
Fleming,	Lederer,	Reilly, J. M.,	Yetzer,
Floyd,	Lee,	Reynolds,	Young,
Fox,	Lelsey,	Riley, R. L.,	Ziegler,
Frank,	Leonard,	Robbins,	Sorg,
	Limper,	Robertson,	Speaker

NAYS—0

NOT VOTING—2

Baumunk,

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 146, as follows:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers College abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" further providing for the membership of certain State boards and commissions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections four hundred twelve four hundred thirteen four hundred fifteen four hundred sixteen and four hundred seventeen of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" are hereby amended to read as follows

Section 412 State Board of Medical Education and Licensure shall consist of seven members two of whom shall be the Superintendent of Public Instruction and the Secretary of Health [ex officio] Of the five remaining members one shall be appointed from the Medical Society of the State of Pennsylvania one from the Homeopathic Medical Society of the State of Pennsylvania and one from the Eclectic Medical Society of the State of Pennsylvania The two remaining members shall not be of the same school or system of practice

Each of the five members appointed shall at the time of his appointment be licensed and qualified under the existing laws of this Commonwealth to practice medicine and surgery and shall have practiced the same in this Commonwealth for a period of not less than ten years prior to his appointment No member of the board shall be a member of the faculty or any undergraduate school or college or university teaching medicine or surgery

The terms of members of the board shall be four years from the respective dates of their appointment

Four members of the board shall constitute a quorum The board shall select from among their number a chairman and shall elect a secretary who need not be a member of the board

Each member of the board other than the Superintendent of Public Instruction and the Secretary of Health shall receive fifteen dollars per diem while actually en-

gaged in the work of the board The secretary shall receive such reasonable compensation as shall be determined by the board with the approval of the Superintendent of Public Instruction

Section 413 State Board of Pharmacy The State Board of Pharmacy shall consist of the Superintendent of Public Instruction [ex officio] and five persons who shall be appointed for terms of six years from among the most skillful pharmacists in Pennsylvania who are not teachers or instructors in any educational institution teaching pharmacy Each appointee must have been registered as a pharmacist in Pennsylvania at least ten years previous to his appointment and he must be actually engaged in conducting a pharmacy

Three members of the board shall constitute a quorum The board shall select from their number a chairman and shall elect a secretary who need not be a member of the board

The members of the board other than the Superintendent of Public Instruction shall be paid fifteen dollars per diem when actually engaged in the performance of their official duties and the secretary shall receive such reasonable compensation as the board shall determine with the approval of the Superintendent of Public Instruction

Section 415 State Board of Optometrical Examiners The State Board of Optometrical Examiners shall consist of the Superintendent of Public Instruction [ex officio] and seven members all of whom shall be optometrists citizens of Pennsylvania who possess the requisite qualifications to practice optometry under the laws of this Commonwealth and who shall have been so practicing in this Commonwealth during the five years immediately preceding their appointment

The terms of members of the board shall be four years from the respective dates of their appointment

No member of the board shall be a member of the faculty of any undergraduate school or college teaching optometry

Four members of the board shall constitute a quorum and the board shall select from its membership a chairman and shall elect a secretary who need not be a member of the board

The members of the board other than the Superintendent of Public Instruction shall receive fifteen dollars per diem for each day actually devoted to the work of the board and the secretary shall receive such reasonable compensation as shall be determined by the board with the approval of the Superintendent of Public Instruction

Section 416 State Board of Osteopathic Examiners The State Board of Osteopathic Examiners shall consist of the Superintendent of Public Instruction [ex officio] and five members each of whom shall be a graduate of a legally incorporated and reputable college of osteopathy and shall have been licensed to practice osteopathy under the laws of this Commonwealth and shall not be in any manner financially interested in or connected with the faculty or management of any osteopathic school or college and shall have been engaged in the practice of osteopathy in this Commonwealth for a period of at least three years

The members of the board qualified as aforesaid shall be appointed from a full list of the members in good standing of the Pennsylvania Osteopathic Association which list shall be furnished to the Governor by the president and secretary of such association annually In the case of the failure of the Pennsylvania Osteopathic Association to submit such a list to the Governor the Governor shall appoint members in good standing of such association without restriction

The terms of members of the board shall be four years from the respective dates of their appointment

Three members of the board shall constitute a quorum and the board shall annually select from among its number a chairman and shall elect a secretary who need not be a member of the board

The members of the board other than the Superintendent of Public Instruction shall receive fifteen dollars per

diem when actually engaged in the performance of their official duties and the secretary shall receive such reasonable compensation as the board shall determine with the approval of the Superintendent of Public Instruction

Section 417 Osteopathic Surgeons' Examining Board The Osteopathic Surgeons' Examining Board shall consist of five members and the Superintendent of Public Instruction [ex officio] One of the members shall be a deputy or other officer or employee of the Department of Public Instruction who shall have charge of the department's work in connection with pre-professional and professional credentials Such deputy officer or employee shall be designated by the Superintendent of Public Instruction Two of the members of the board shall be appointed from four persons nominated by the State Board of Medical Education and Licensure who at the time of their appointment are licensed and qualified to practice medicine and surgery and have practiced the same in this Commonwealth for a period of not less than ten years immediately prior to their appointment The remaining two members shall be appointed from four persons nominated by the State Board of Osteopathic Examiners who at the time of their appointment are licensed and qualified to practice osteopathy and have practiced the same in this Commonwealth for a period of not less than ten years and who have practiced surgery for a period of not less than five years immediately prior to their appointment

Three members of the board shall constitute a quorum

The board shall select from its membership a chairman and shall elect a secretary who need not be a member of the board

The members of the board other than the Superintendent of Public Instruction and the members designated by him shall receive fifteen dollars per diem for each day actually devoted to the work of the board and the secretary shall receive such reasonable compensation as shall be determined by the board with the approval of the Superintendent of Public Instruction

Section 2 Section four hundred eighteen of said act as amended by the act approved the twenty-ninth day of April one thousand nine hundred thirty-five (P. L. 91) is hereby further amended to read as follows

Section 418 State Board of Examiners for Registration of Nurses The State Board of Examiners for Registration of Nurses shall consist of the Superintendent of Public Instruction [ex officio] and five members who shall be registered nurses graduated from schools of nursing where practical and theoretical instruction is given in general surgical and medical nursing and who shall have been engaged in nursing in the Commonwealth of Pennsylvania for at least five years since registration

The Governor shall upon the expiration of the term of office of any member appoint a person with the above specified qualifications from a list of not less than ten names submitted to him by the board of directors of the Pennsylvania State Nurses' Association for a term of six years and until a successor is appointed and qualified Vacancies shall be filled in like manner

Three members of the board shall constitute a quorum and the board shall select from among its members a chairman and shall elect a secretary who need not be a member of the board

The board with the approval of the Superintendent of Public Instruction shall also appoint and fix the compensation of one or more State educational advisors of schools of nursing who shall have the same qualifications as the members of the board

The members of the board other than the Superintendent of Public Instruction shall receive fifteen dollars per diem when actually engaged in the transaction of official business and the secretary shall receive such reasonable compensation as shall be determined by the board with the approval of the Superintendent of Public Instruction

Section 3 Sections four hundred twenty four hundred twenty-one four hundred twenty-two and four hundred twenty-five of said act are hereby amended to read as follows

Section 420 State Board of Veterinary Medical Examiners The State Board of Veterinary Medical Examiners shall consist of the Superintendent of Public Instruction [ex officio] and five members who shall be of good standing in the veterinary profession and shall be graduates of a legally incorporated and reputable veterinary school They shall have practiced veterinary medicine for at least five years immediately preceding their appointment

Three members of the board shall constitute a quorum

The board shall select from among their number a chairman and shall elect a secretary who need not be a member of the board

Each member of the board other than the Superintendent of Public Instruction shall receive fifteen dollars per diem while actually engaged in the transaction of official business and the secretary shall receive such reasonable compensation as the board shall determine with the approval of the Superintendent of Public Instruction

Section 421 State Board of Examiners of Public Accountants The State Board of Examiners of Public Accountants shall consist of the Superintendent of Public Instruction [ex officio] and five members two of whom shall be appointed from the eastern part of the State two from the western part and one from the central part Three of them shall be certified public accountants holding degrees of the same from the Commonwealth of Pennsylvania The other two shall be practicing attorneys in good standing in any of the courts of the Commonwealth

The terms of the members of the board shall be four years from the respective dates of their appointment

Three members of the board shall constitute a quorum

The board shall select from among their number a chairman and shall elect a secretary who need not be a member of the board

Each member of the board other than the Superintendent of Public Instruction shall receive fifteen dollars per diem when actually engaged in the work of the board and the secretary shall receive such reasonable compensation as the board shall determine with the approval of the Superintendent of Public Instruction

Section 422 Board of Examiners of Architects The State Board of Examiners of Architects shall consist of the Superintendent of Public Instruction [ex officio] and five members all of whom shall be architects who have been in active practice in this Commonwealth for not less than ten years prior to their appointment

The terms of members of the board shall be six years

Three members of the board shall constitute a quorum

The board shall annually select from among their number a president and shall elect a secretary who need not be a member of the board

Each member of the board except the Superintendent of Public Instruction shall receive fifteen dollars per diem while actually engaged in the work of the board and the secretary shall receive such reasonable compensation as shall be determined by the board with the approval of the Superintendent of Public Instruction

Section 425 State Registration Board for Professional Engineers The State Registration Board for Professional Engineers shall consist of the Superintendent of Public Instruction [ex officio] and five members all of whom shall be registered professional engineers and full corporate members in good standing in at least one of the following societies American Society of Civil Engineers American Institute of Mining and Metallurgical Engineers American Society of Mechanical Engineers or American Institute of Electrical Engineers The members of the board shall be so selected that not more than two of them shall be members of the same society Each member of the board shall be a citizen of the United States and a resident of this Commonwealth shall have been engaged in the practice of the profession of engineering for at least ten years and shall have been in responsible charge of engineering work for at least five years

The terms of members of the board shall be six years

Three members of the board shall constitute a quorum

The board shall select from their number annually a

president and shall elect a secretary who need not be a member of the board

Each member of the board except the Superintendent of Public Instruction shall receive fifteen dollars per diem when actually attending to the work of the board and the secretary shall receive such reasonable compensation as shall be determined by the board with the approval of the Superintendent of Public Instruction

Section 4 Section four hundred fifty-three of said act as added by the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1015) is hereby amended to read as follows

Section 453 State Real Estate Commission The State Real Estate Commission is hereby created and shall consist of the Superintendent of Public Instruction (ex officio) and five other persons each of whom shall at the time of his appointment be a licensed and qualified real estate broker under the existing law of this Commonwealth and shall have been engaged in the real estate business in this Commonwealth for a period of not less than ten years immediately prior to his appointment Each of said five members of the board shall be appointed by the Governor

The term of office of each of said five members shall be five years from his appointment or until his successor has been appointed and qualified except that of the original members one shall be appointed for a term of one year one for a term of two years one for a term of three years one for a term of four years one for a term of five years from the date of his appointment or until his successor is appointed and qualified In the event that any of said members shall die or resign during his term of office his successor shall be appointed in the same way and with the same qualifications as above set forth and shall hold office for the unexpired term

Three members of the commission shall constitute a quorum The board shall elect a chairman from among its members and a secretary who need not be a member of the commission The secretary shall serve at the pleasure of the commission and shall receive such reasonable compensation as it with the approval of the Superintendent of Public Instruction shall fix The secretary shall have such powers and perform such duties not contrary to law as the commission may prescribe

Each member of the commission other than the Superintendent of Public Instruction shall receive actual traveling expenses and per diem compensation at the rate of fifteen dollars (\$15) per day for the time actually devoted to the business of the commission

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altahuler,	Gaffney,	Lovett,	Rose,
Amarando,	Gallagher,	Madigan,	Rosen,
Andrews,	George,	McCormack,	Rovansek.
Bane,	Gibson,	McCullough,	Royer,
Barkdoll,	Glembockl,	McGee,	Sarrafi,
Beaver,	Good,	McKinney,	Sax,
Bednarek,	Goodling,	McMillen,	Scanlon,
Blair,	Graybill,	McNally,	Schmidt,
Bloom,	Green,	Mihm,	Schuster,
Boles,	Greenwood,	Mikula,	Scott,
Bomberger,	Greer,	Miller,	Seyler,
Boorse,	Guarnieri,	Milliken,	Shoemaker,
Bower,	Guthrie,	Mills,	Smith, O. O.,
Brandon,	Hagerty,	Mintess,	Smith, W. B.,
Breisch,	Hall,	Monroe,	Snider,
Breth,	Hamilton,	Moore, C. E.,	Sollenberger,
Brice,	Harney,	Moore, H. A.,	Spencer,
Brown, H. S.,	Harris,	Moran,	Stank,
Brown, W. E.,	Haudenshield,	Munley,	Sternberg,
Brunner,	Heatherington,	Murray,	Stimmel,
Bucchin,	Helm,	Musto,	Stuart,

Cadwalader,	Herman,	Nagel,	Swope,
Clapper,	Hersch,	Najaka,	Tahl,
Clendening,	Hewitt,	Needham,	Taylor,
Cochran,	Hocker,	Neff,	Thompson,
Cole,	Hoffman,	Nixon,	Tompkins,
Coleman,	Hoggard,	O'Dare,	Toomey,
Conway,	Hunter,	O'Donnell,	Varallo,
Cooper,	Jenkins,	Olsen,	Varner,
Costa,	Jennings,	Orban,	Verona,
Dalrymple,	Jim,	Penglass,	Wachhaus,
DeLong,	Johnson,	Pentrack,	Wagner,
Dennison,	Jones, G. E.,	Peta,	Wargo,
Depuy,	Jones, J. M.,	Petrosky,	Waterhouse,
Dougherty,	Jump,	Pettigrew,	Watkins,
Driscoll,	Kamyk,	Pfaff,	Weidner,
Duffy,	Keller,	Polen,	Weiss,
Dye,	Kemp,	Posta,	Welsh,
Elder,	Kent,	Powers,	Westcott,
Erb,	Kirley,	Price, H. W., Jr.,	Westrick,
Evans,	Kline,	Price, R. A.,	Wheeler,
Ewing,	Kohl,	Probert,	Williams,
Felton,	Kolankiewics,	Readinger,	Wood,
Fenster,	Kondrath,	Reagan,	Worley,
Filo,	Kratz,	Reese,	Yaffe,
Firmstone,	Kurtz,	Reidenbach,	Yeakel,
Flack,	Lederer,	Reilly, J. M.,	Yester,
Fleming,	Lee,	Reynolds,	Yetzer,
Floyd,	Leisey,	Riley, R. L.,	Young,
Fox,	Leonard,	Robbins,	Ziegler,
Frank,	Lamper,	Robertson,	Sorg,
Frost,	Loftus,		Speaker

NAYS—0

NOT VOTING—2

Baumunk,

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 159, as follows:

An Act to further amend sections five and six of the act approved the fourteenth day of April one thousand nine hundred twenty-five (P. L. 234) entitled "An act relating to boarding houses for infants providing for the licensing thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare and fixing penalties" eliminating the provisions authorizing the collection of fees for licenses issued under the act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections five and six of the act approved the fourteenth day of April one thousand nine hundred twenty-five (P. L. 234) entitled "An act relating to boarding houses for infants providing for the licensing thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare and fixing penalties" as last amended by the act approved the twenty-eighth day of April one thousand nine hundred thirty-three (P. L. 95) are hereby amended to read as follows

Section 5 Issuance of License The Department of Welfare shall when satisfied that the applicant or applicants for such license are proper persons and that the place sought to be used as a boarding house for infants is a fit and suitable place for such purpose and when all the requirements of this act and the rules and regulations of the department have been complied with [and upon the payment of a license fee of five dollars (\$5.00)] issue such license and keep a record thereof and of the application therefor

Section 6 Terms and Contents of License All licenses granted by the department shall be for a period of not more than one year [and may be renewed upon the payment of an annual fee of five dollars (\$5.00)] The license

shall state the name of the licensee or licensees the particular premises where such boarding house may be maintained operated and conducted and the number of infants which may be boarded therein at one time [All license fees collected and received by the Department of Welfare under the provisions of this act shall be paid into the State Treasury through the Department of Revenue]

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarra,
Beaver,	Glembocki,	McGee,	Sax,
Bednarek,	Good,	McKinney,	Scanlon,
Blair,	Goodling,	McMillen,	Schmidt,
Bloom,	Graybill,	McNally,	Schuster,
Boies,	Green,	Mihm,	Scott,
Bomberger,	Greenwood,	Mikula,	Seyler,
Boorse,	Greer,	Miller,	Shoemaker,
Bower,	Guarnieri,	Milliken,	Smith, C. C.,
Brandon,	Guthrie,	Mills,	Smith, W. B.,
Brelsch,	Hagerty,	Mintess,	Snider,
Breth,	Hall,	Monroe,	Sollenberger,
Brice,	Hamilton,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harney,	Moore, H. A.,	Stank,
Brown, W. E.,	Harris,	Moran,	Sternberg,
Brunner,	Haudenshield,	Munley,	Stimmel,
Bucchin,	Heatherington,	Murray,	Stuart,
Cadwalader,	Helm,	Musto,	Swope,
Clapper,	Herman,	Nagel,	Tabl,
Clendening,	Hersch,	Najaka,	Taylor,
Cochran,	Hewitt,	Nedham,	Thompson,
Cole,	Hocker,	Neff,	Tompkins,
Coleman,	Hoffman,	Nixon,	Toomey,
Conway,	Hoggard,	O'Dare,	Varallo,
Cooper,	Hunter,	O'Donnell,	Varner,
Costa,	Jenkins,	Olsen,	Verona,
Dalrymple,	Jennings,	Orban,	Wachhaus,
DeLong,	Jim,	Penglase,	Wagner,
Dennison,	Johnson,	Pentrack,	Wargo,
Depuy,	Jones, G. E.,	Peta,	Waterhouse,
Dougherty,	Jones, J. M.,	Petrosky,	Watkins,
Driscoll,	Jump,	Pettigrew,	Weidner,
Duffy,	Kamyk,	Pfaff,	Welss,
Dye,	Keller,	Polen,	Welsh,
Elder,	Kemp,	Posta,	Wescott,
Erbe,	Kent,	Powers,	Westrick,
Evans,	Kirley,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kline,	Price, R. A.,	Williams,
Felton,	Kohl,	Propert,	Wood,
Ferster,	Kolankiewicz,	Readinger,	Worley,
Filo,	Kondrath,	Reagan,	Yaffe,
Firmstone,	Kratz,	Reese,	Yeakel,
Flack,	Kurtz,	Reidenbach,	Yester,
Fleming,	Lederer,	Reilly, J. M.,	Yetzer,
Floyd,	Lee,	Reynolds,	Young,
Fox,	Lelsey,	Riley, R. L.,	Ziegler,
Frank,	Leonard,	Robbins,	Sorg,
	Limper,	Robertson,	Speaker

NAYS—0

NOT VOTING—2

Baumunk, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 167, as follows:

An Act to further amend subsection (b) of section two of the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) entitled as amended "An act relating to institutions of counties cities wards boroughs townships institution districts and other political subdivisions for the care maintenance and treatment of mental patients providing for the transfer of such institutions to the Commonwealth providing for the management and operation or closing and abandonment thereof and the maintenance of mental patients therein including the collection of maintenance in certain cases providing for the retransfer of certain property to counties cities wards boroughs township institution districts and other political subdivisions under certain circumstances conferring and imposing upon the Governor the Department of Welfare the courts of common pleas and counties cities wards boroughs townships institution districts and other political subdivisions certain powers and duties prohibiting cities counties wards boroughs townships institution districts and other political subdivisions from maintaining and operating institutions in whole or in part for the care and treatment of mental patients and repealing inconsistent laws" changing the date for the transfer to the Commonwealth of institutions used in the care and maintenance of indigent persons by certain political subdivisions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (b) of section two of the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) entitled as amended "An act relating to institutions of counties cities wards boroughs townships institution districts and other political subdivisions for the care maintenance and treatment of mental patients providing for the transfer of such institutions to the Commonwealth providing for the management and operation or closing and abandonment thereof and the maintenance of mental patients therein including boroughs townships institution districts and other political the collection of maintenance in certain cases providing for the retransfer of certain property to counties cities wards subdivisions under certain circumstances conferring and imposing upon the Governor the Department of Welfare the courts of common pleas and counties cities wards boroughs townships institution districts and other political subdivisions certain powers and duties prohibiting cities counties wards boroughs townships institution districts and other political subdivisions from maintaining and operating institutions in whole or in part for the care and treatment of mental patients and repealing inconsistent laws" as last amended by the act approved the fifth day of June one thousand nine hundred forty-seven (P. L. 418) and the act approved the twentieth day of June one thousand nine hundred forty-seven (P. L. 706) is hereby further amended to read as follows

Section 2

* * * * *

(b) Any county city ward borough township institution district or other political subdivision presently operating or maintaining in whole or in part any existing institutions for the care and maintenance of indigent persons shall cease to operate and shall vacate such institutions and forthwith surrender all such institutions to the Commonwealth but not later than the thirtieth day of November one thousand nine hundred [forty-nine] fifty-one Provided however That the transfer of title and the vacating of any of such institutions shall not be made until the first notice shall have been given by the Commonwealth to the political subdivision that owns such institution that the Commonwealth elects to purchase such institution and second that the Commonwealth and such political subdivision have agreed on the purchase price and that the purchase price therefor has been paid in full, so as to enable the political subdivision to enter into contracts for the building or purchase of land and suitable building or buildings for the care of its indigents and third that possession of such institution shall not be given

to the Commonwealth until such time as it may be mutually agreed to by the Commonwealth and such political subdivision. The purchase price agreed upon as aforesaid may in addition to the payment of money by the Commonwealth also include the transfer by the Commonwealth to the institution district of the county in which the same is located for the care and maintenance of indigent persons of lands buildings furnishings equipment and other chattels heretofore used by the Commonwealth for the care of mental patients upon certification by the Department of Welfare approved by the Governor that the same are no longer required by the Commonwealth for the purposes of a mental hospital. An authenticated copy of such certification and approval with reference to the provisions of this act when duly recorded in the office of recorder of deeds of the proper county shall operate as a good and sufficient deed of conveyance and assignment of such property from the Commonwealth to the institution district of said county.

And said bill having been read at length the third time. considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Gaffney,	Loftus,	Rose,
Amarando,	Gallagher,	Lovett,	Rosen,
Andrews,	George,	Madigan,	Rovansek.
Bane,	Gibson,	McCormack,	Royer,
Barkdoll,	Glembocki,	McCullough,	Sarra,
Beaver,	Good,	McGee,	Sax,
Bednarek,	Goodling,	McKinney,	Scanlon,
Blair,	Graybill,	McMillen,	Schmidt,
Bloom,	Green,	McNally,	Schuster,
Boles,	Greenwood,	Mihm,	Scott,
Bomberger,	Greer,	Mikula,	Seyler,
Boorse,	Guarnieri,	Miller,	Shoemaker,
Bower,	Guthrie,	Milliken,	Smith, C. C.,
Brandon,	Hagerty,	Mills,	Smith, W. B.,
Breisch,	Hall,	Mintess,	Snider,
Breth,	Hamilton,	Monroe,	Sollenberger,
Brice,	Harney,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harris,	Moore, H. A.,	Stank,
Brown, W. E.,	Haudenschild,	Moran,	Sternberg,
Brunner,	Heatherington,	Munley,	Stimmel,
Bucchin,	Helm,	Murray,	Stuart,
Cadwalader,	Herman,	Musto,	Swope,
Clapper,	Hersch,	Nagel,	Tahl,
Clendenning,	Hewitt,	Najaka,	Taylor,
Cochran,	Hocker,	Needham,	Thompson,
Cole,	Hoffman,	Neff,	Tompkins,
Coleman,	Hoggard,	Nixon,	Toomey,
Conway,	Hunter,	O'Dare,	Varallo,
Cooper,	Jenkins,	O'Donnell,	Varner,
Costa,	Jennings,	Olsen,	Verona,
Dairymple,	Jim,	Orban,	Wachhaus,
DeLong,	Johnson,	Penglase,	Wagner,
Dennison,	Jones, G. E.,	Pentrack,	Wargo,
Depuy,	Jones, J. M.,	Peta,	Waterhouse,
Dougherty,	Jump,	Petrosky,	Watkins,
Driscoll,	Kamyk,	Pettigrew,	Weidner,
Duffy,	Keller,	Pfaff,	Weiss,
Dye,	Kemp,	Polen,	Welsh,
Elder,	Kent,	Posta,	Wescott,
Erb,	Kirley,	Powers,	Westrick,
Evans,	Kline,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kohl,	Price, R. A.,	Williams,
Felton,	Kolankiewicz,	Probert,	Wood,
Ferster,	Kondrath,	Readinger,	Worley,
Filo,	Kratz,	Reagan,	Yaffe,
Firmstone,	Kurtz,	Reese,	Yeakel,
Flack,	Lederer,	Reldenbach,	Yester,
Fleming,	Lee,	Reilly, J. M.,	Yetzer,
Floyd,	Lelsey,	Reynolds,	Young,
Fox,	Leonard,	Riley, R. L.,	Ziesler,
Frank,	Limper,	Robbins,	Sorg,
Frost,		Robertson,	

Speaker

NAYS—0

NOT VOTING—2

Baumunk,

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 172, as follows:

An Act to amend clause (2) of section seven and section nine of the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1046) entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation" by changing the requirements relating to the furnishing of reports in counties of the first class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (2) of section seven and section nine of the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1046) entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation" are hereby amended to read as follows

Section 7 General Powers and Duties of the Board The board shall have the power and its duties shall be

* * * * *

(2) To require in counties of the first class the board of revision of taxes of such county and the county commissioners of each county other than a county of the first class to furnish to it monthly a list of all conveyances or other transfers of real estate or any interest therein recorded within such county during the preceding month stating the value of the Federal tax stamps affixed to the deed for each such conveyance and the assessed valuations for county tax purposes of such real estate

Section 9 Monthly Reports by Counties Commonwealth Payments (a) It shall be the duty of the board of revision of taxes in all counties of the first class and of the county commissioners of each county other than a county of the first class on the fifteenth day of each month to prepare certify and deliver to the board for its use and in such form and manner as the board may prescribe a list of all conveyances or other transfers of real estate or any interest therein recorded within the county during the preceding month stating the value of the Federal tax stamps affixed to the deed for each such conveyance or transfer as set forth within such instrument and the assessed valuation for county tax purposes of such real estate Pursuant to the requirements of this section the recorder of deeds of each county of the first class shall prepare and deliver to the board of revision of taxes of such county and in all other counties the recorder of deeds of each such other county shall prepare and deliver to the county commissioners at the end of each month a list of all the real estate so conveyed or transferred within such county during such month stating the value of Federal tax stamps affixed to the instrument so conveying or transferring such real estate or any interest therein

(b) The board shall pay to the board of revision of taxes of counties of the first class and to the county commissioners of each county other than a county of the first class the sum of ten cents (10c) for each such conveyance

or transfer of real estate on each list so prepared certified and delivered to the board for its use

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206.

Altshuler,	Gaffney,	Loftus,	Rose,
Amarando,	Gallagher,	Lovett,	Rosen,
Andrews,	George,	Madigan,	Rovansek,
Bane,	Gibson,	McCormack,	Royer,
Barkdoll,	Glembocki,	McCullough,	Sarra,
Beaver,	Good,	McGee,	Sax,
Bednarek,	Goodling,	McKinney,	Scanlon,
Blair,	Graybill,	McMillen,	Schmidt,
Bloom,	Green,	McNally,	Schuster,
Boles,	Greenwood,	Mihm,	Scott,
Bomberger,	Greer,	Mikula,	Seyler,
Boorse,	Guarnieri,	Miller,	Shoemaker,
Bower,	Guthrie,	Milliken,	Smith, C. C.,
Brandon,	Hagerty,	Mills,	Smith, W. B.,
Brelsch,	Hall,	Mintess,	Snider,
Breth,	Hamilton,	Monroe,	Sollenberger,
Brice,	Harney,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harris,	Moore, H. A.,	Stank,
Brown, W. E.,	Haudenschild,	Moran,	Sternberg,
Brunner,	Heatherington,	Munley,	Stimmel,
Bucchin,	Helm,	Murray,	Stuart,
Cadwalader,	Herman,	Musto,	Swope,
Clapper,	Hersch,	Nagel,	Tahl,
Clendenning,	Hewitt,	Najaka,	Taylor,
Cochran,	Hocker,	Needham,	Thompson,
Cole,	Hoffman,	Neff,	Tompkins,
Coleman,	Hoggard,	Nixon,	Toomey,
Conway,	Hunter,	O'Dare,	Varallo,
Cooper,	Jenkins,	O'Donnell,	Varner,
Costa,	Jennings,	Olsen,	Verona,
Dalrymple,	Jim,	Orban,	Wachhaus,
DeLong,	Johnson,	Penglass,	Wagner,
Dennison,	Jones, G. E.,	Pentrack,	Wargo,
Depuy,	Jones, J. M.,	Peta,	Waterhouse,
Dougherty,	Jump,	Petrosky,	Watkins,
Driscoll,	Kamyk,	Pettigrew,	Weidner,
Duffy,	Keller,	Pfaff,	Weiss,
Dye,	Kemp,	Polen,	Welsh,
Elder,	Kent,	Posta,	Wescott,
Erb,	Kirley,	Powers,	Westrick,
Evans,	Kline,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kohl,	Price, R. A.,	Williams,
Felton,	Kohlankiewicz,	Propert,	Wood,
Ferster,	Kondrath,	Readinger,	Worley,
Filo,	Kratz,	Reagan,	Yaffe,
Firmstone,	Kurtz,	Reese,	Yeakel,
Flack,	Lederer,	Reldenbach,	Yester,
Fleming,	Lee,	Reilly, J. M.,	Yetzer,
Floyd,	Leisey,	Reynolds,	Young,
Fox,	Leonard,	Riley, R. L.,	Ziegler,
Frank,	Limper,	Robbins,	Sorg,
Frost,		Robertson,	Speaker

NAYS—0.

NOT VOTING—2.

Baumunk, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 287, as follows:

An Act to further amend section five of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1007) entitled "An act to prevent fraud and deception regulating the weights and

measures in the sale or offering for sale of fruits and vegetables in this Commonwealth regulating sales of fruits and vegetables in original unbroken standard containers imposing certain powers and duties on the Department of Internal Affairs and county and city inspectors of weights and measures and prescribing penalties" prescribing minimum penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section five of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1007) entitled "An act to prevent fraud and deception regulating the weights and measures in the sale or offering for sale of fruits and vegetables in this Commonwealth regulating sales of fruits and vegetables in original unbroken standard containers imposing certain powers and duties on the Department of Internal Affairs and county and city inspectors of weights and measures and prescribing penalties" as amended by the act approved the thirty-first day of May one thousand nine hundred forty-seven (P. L. 340) is hereby further amended to read as follows

Section 5 Any person copartnership association or corporation or his or its servants agents or employees who shall violate any of the provisions of this act shall upon conviction thereof in a summary proceeding be sentenced for a first offense to pay a fine of not less than twenty-five dollars or more than fifty dollars and costs of prosecution and in default of the payment of such fine and costs of prosecution shall be sentenced to imprisonment for not less than ten days or more than twenty days and for conviction in a summary proceeding for a second offense shall be sentenced to pay a fine of not less than fifty dollars nor more than one hundred dollars or in default of such fine and costs of prosecution shall be sentenced to imprisonment for [not more than] forty days and any person copartnership association or corporation or his or its servants agents or employees who shall violate any of the provisions of this act for a third or subsequent time shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than two hundred and fifty dollars nor more than five hundred dollars or to undergo imprisonment for sixty days or both at the discretion of the court

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Gaffney,	Loftus,	Rose,
Amarando,	Gallagher,	Lovett,	Rosen,
Andrews,	George,	Madigan,	Rovansek,
Bane,	Gibson,	McCormack,	Royer,
Barkdoll,	Glembocki,	McCullough,	Sarra,
Beaver,	Good,	McGee,	Sax,
Bednarek,	Goodling,	McKinney,	Scanlon,
Blair,	Graybill,	McMillen,	Schmidt,
Bloom,	Green,	McNally,	Schuster,
Boles,	Greenwood,	Mihm,	Scott,
Bomberger,	Greer,	Mikula,	Seyler,
Boorse,	Guarnieri,	Miller,	Shoemaker,
Bower,	Guthrie,	Milliken,	Smith, C. C.,
Brandon,	Hagerty,	Mills,	Smith, W. B.,
Brelsch,	Hall,	Mintess,	Snider,
Breth,	Hamilton,	Monroe,	Sollenberger,
Brice,	Harney,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harris,	Moore, H. A.,	Stank,
Brown, W. E.,	Haudenschild,	Moran,	Sternberg,
Brunner,	Heatherington,	Munley,	Stimmel,
Bucchin,	Helm,	Murray,	Stuart,
Cadwalader,	Herman,	Musto,	Swope,
Clapper,	Hersch,	Nagel,	Tahl,
Clendenning,	Hewitt,	Najaka,	Taylor,
Cochran,	Hocker,	Needham,	Thompson,
Cole,	Hoffman,	Neff,	Tompkins,
Coleman,	Hoggard,	Nixon,	Toomey,
Conway,	Hunter,	O'Dare,	Varallo,

Cooper,	Jenkins,	O'Donnell,	Varner,
Costa,	Jennings,	Olsen,	Verona
Dalrymple,	Jim,	Orban,	Wachhaus.
DeLong,	Johnson,	Penglase,	Wagner,
Dennison,	Jones, G. E.,	Pentrack,	Wargo,
Depuy,	Jones, J. M.,	Peta,	Waterhouse.
Dougherty,	Jump,	Petrosky,	Watkins.
Driscoll,	Kamyk,	Pettigrew,	Weidner.
Duffy,	Keller,	Pfaff,	Weiss.
Dye,	Kemp,	Polen,	Welsh,
Elder,	Kent,	Posta,	Wescott,
Erb,	Kirley,	Powers,	Westrick.
Evans,	Kline,	Price, H. W., Jr.,	Wheeler.
Ewing,	Kohl,	Price, R. A.,	Williams.
Felton,	Kolankiewicz,	Probert,	Wood,
Ferster,	Kondrath,	Readinger,	Worley.
Filo,	Kratz,	Reagan,	Yaffe.
Firmstone,	Kurtz,	Reese,	Yeakel.
Flack,	Lederer,	Reidenbach,	Yester.
Fleming,	Lee,	Reilly, J. M.,	Yetzer.
Floyd,	Lelsey,	Reynolds,	Young.
Fox,	Leonard,	Riley, R. L.,	Ziegler.
Frank,	Limper,	Robbins,	Sorg.
Frost,		Robertson,	Speaker

NAYS—0.

NOT VOTING—2.

Baumunk, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 288 as follows:

An Act to further amend subsections (3) and (4) of section three and section seven of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" further defining the powers of weighmasters and the inspectors of weights and measures

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsections (3) and (4) of section three of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" as last amended by the act approved the twenty-seventh day of May one thousand nine hundred forty-three (P. L. 684) is hereby further amended to read as follows

Section 3
* * * * *

(3) The original weighmaster's certificate shall be typewritten or made out in ink or indelible pencil and the original and each copy thereof shall show

(a) The kind and size of the solid fuel
(b) The name and address of the seller of the solid fuel

(c) The name and address of the purchaser
(d) The license number of the vehicle and trailer
(e) The signature and license number of the licensed weighmaster by whom weighed and who issued the weighmaster's certificate

(f) The date and hour when weighed
(g) The gross weight in avoirdupois pounds of vehicle and local the tare weight and the net weight of the solid fuel and where the load is divided into lots the net weight of each such lot all of which must be determined

by the same weighmaster in accordance with the rules and regulations of the department except where reweighing is required by ordinance within the limits of a city borough town or township of the first class in which delivery is made in which case the gross weight of the vehicle and load shall first be determined without dumping and after the delivery of the entire load of solid fuel the vehicle shall immediately return to the same scale for the determination of the tare weight

(4) The original copy of a weighmaster's certificate shall be delivered to the purchaser of the solid fuel specified in the certificate at the time of delivery. One copy thereof shall be retained at the place of weighing and one copy shall be retained by the person delivering the solid fuel. Copies of weighmaster's certificates in possession of licensed weighmasters and persons delivering solid fuel shall be retained for a period of two years and shall be subject to inspection or confiscation for use as evidence by any State county or city inspector of weights and measures during business hours

* * * * *

Section 2 Section seven of said act as last amended by the act approved the eighth day of May one thousand nine hundred forty-seven (P. L. 173) is hereby further amended to read as follows

Section 7 It shall be unlawful for any weighmaster to issue a false or incorrect weighmaster's certificate or for any person to solicit him to do so or for any person to use or issue any weighmaster's certificate except one prepared on a form issued or approved by the department for any person to print or distribute any forms of weighmaster's certificates unless authorized so to do by the department or to use a false or incorrect weighmaster's certificate or a weighmaster's certificate not bearing the signature and license number of a licensed weighmaster and the license number of the vehicle and trailer or for any weighmaster knowingly to permit any weighmaster's certificate to be issued or used which purports to bear his signature and which was not in fact signed by him at the time of weighing or which expresses a gross tare or net weight not ascertained by him or for any person to deliver solid fuel without an official weighmaster's certificate or for any person to furnish a false name or address of a purchaser to the licensed weighmaster at the time of weighing or to permit any diminution of the load of solid fuel before its delivery to the purchaser or purchasers thereof or except as otherwise provided in this act to fail neglect or refuse to deliver a correct and lawful weighmaster's certificate to the purchaser of solid fuel whose name and address appears on said weighmaster's certificate or to otherwise directly or indirectly violate any of the provisions of this act

Whenever solid fuel is sold and delivered to the purchaser named in the approved weighmaster's certificate and whenever the seller or his representative neglects fails or refuses to deliver an approved weighmaster's certificate at the time of delivery or the net weight of the solid fuel shall be determined to be less than the net amount stated on the approved weighmaster's certificate or as otherwise represented to the purchaser such determination shall constitute prima facie evidence of short weight and the seller shall be prosecuted under this provision for short weight

Whenever the gross weight of a vehicle and load the tare weight and the net weight of solid fuel has been determined in accordance with the provisions of this act and the net weight of the solid fuel shall be determined to be less than that stated in a weighmaster's certificate proof of such determination shall constitute prima facie evidence of the diminution of the load of solid fuel before delivery to the purchaser

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Gaffney,	Loftus,	Rose,
Amarando,	Gallagher,	Lovett,	Rosen,
Andrews,	George,	Madigan,	Rovansek,
Bane,	Gibson,	McCormack,	Royer,
Barkdoll,	Glembocki,	McCullough,	Sarraff,
Beaver,	Good,	McGee,	Sax,
Bednarek,	Goodling,	McKinney,	Scanlon,
Blair,	Graybill,	McMillen,	Schmidt,
Bloom,	Green,	McNally,	Schuster,
Boles,	Greenwood,	Mihm,	Scott,
Bomberger,	Greer,	Mikula,	Seyler,
Boorse,	Guarnieri,	Miller,	Shoemaker,
Bower,	Guthrie,	Milliken,	Smith, C. O.,
Brandon,	Hagerty,	Mills,	Smith, W. B.,
Breisch,	Hall,	Mintess,	Snider,
Breth,	Hamilton,	Monroe,	Sollenberger,
Brice,	Harney,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harris,	Moore, H. A.,	Stank,
Brown, W. E.,	Haudenshield,	Moran,	Sternberg,
Brunner,	Heatherington,	Munley,	Stimmel,
Bucchin,	Helm,	Murray,	Stuart,
Cadwalader,	Herman,	Musto,	Swope,
Clapper,	Hersch,	Nagel,	Tahl,
Clendenning,	Hewitt,	Najaka,	Taylor,
Cochran,	Hocker,	Needham,	Thompson,
Cole,	Hoffman,	Neff,	Tompkins,
Coleman,	Hoggard,	Nixon,	Toomey,
Conway,	Hunter,	O'Dare,	Varallo,
Cooper,	Jenkins,	O'Donnell,	Varner,
Costa,	Jennings,	Olsen,	Verona,
Dalrymple,	Jim,	Orban,	Wachhaus,
DeLong,	Johnson,	Penglase,	Wagner,
Dennison,	Jones, G. E.,	Pentrack,	Wargo,
Depuy,	Jones, J. M.,	Peta,	Waterhouse,
Dougherty,	Jump,	Petrosky,	Watkins,
Driscoll,	Kamyk,	Pettigrew,	Weidner,
Duffy,	Keller,	Pfaff,	Weiss,
Dye,	Kemp,	Polen,	Welsh,
Elder,	Kent,	Posta,	Wescott,
Erb,	Kirley,	Powers,	Westrick,
Evans,	Kilne,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kohl,	Price, R. A.,	Williams,
Felton,	Kolankiewicz,	Proppert,	Wood,
Ferster,	Kondrath,	Readinger,	Worley,
Filo,	Kratz,	Reagan,	Yaffe,
Firmstone,	Kurtz,	Reese,	Yeakel,
Flack,	Lederer,	Reidenbach,	Yester,
Fleming,	Lee,	Reilly, J. M.,	Yetzer,
Floyd,	Leisey,	Reynolds,	Young,
Fox,	Leonard,	Riley, R. L.,	Ziegler,
Frank,	Limper,	Robbins,	Sorg,
Frost,		Robertson,	Speaker

NAYS—0

NOT VOTING—2

Baumunk, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 289, as follows:

An Act to further amend section three of the act approved the eleventh day of May one thousand nine hundred eleven (P. L. 275) entitled "An act to provide for the appointment of county and city inspectors of weights and measures providing for their compensation and expenses prescribing their duties prohibiting vendors from giving false or insufficient weights and fixing the penalties for the violation of the provisions hereof" extending the provision thereof to measuring devices

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section three of the act approved the eleventh day of May one thousand nine hundred eleven (P. L. 275) entitled "An act to provide for the appointment of county and city inspectors of weights and measures providing

for their compensation and expenses prescribing their duties prohibiting vendors from giving false or insufficient weights and fixing the penalties for the violation of the provisions hereof" as last amended by the act approved the twentieth day of June one thousand nine hundred forty-seven (P. L. 631) is hereby further amended to read as follows

Section 3 Each person who shall directly or indirectly or by his servant or agent or as the servant or agent of another violate any of the provisions of this act or give or offer to give any false or insufficient weight or measure or use any weighing or measuring device after it shall have been condemned and before it shall have been adjusted and sealed or obstruct or attempt to obstruct any inspector in the performance of his duty shall upon conviction thereof in a summary proceeding before any alderman magistrate or justice of the peace of the proper city or county for the first offense be sentenced to pay a fine of not less than twenty-five dollars (\$25.00) or more than fifty dollars (\$50.00) and costs of prosecution and in default of payment thereof shall undergo imprisonment for ten (10) days for the second offense be sentenced to pay a fine of not less than fifty dollars (\$50.00) or more than one hundred dollars (\$100.00) and costs of prosecution and in default of payment thereof shall undergo imprisonment for twenty (20) days for the third offense be sentenced to pay a fine of not less than one hundred dollars (\$100.00) or more than two hundred dollars (\$200.00) and costs of prosecution and in default of payment thereof shall undergo imprisonment for thirty (30) days and for a fourth or subsequent offense shall be guilty of a misdemeanor and upon a conviction thereof shall be sentenced to pay a fine of not less than two hundred dollars (\$200.00) or more than three hundred dollars (\$300.00) or suffer imprisonment for not less than six (6) months or both All such fines shall be paid to the treasurer of the respective city or county in which the offense was committed

It shall be unlawful for any inspector to use any tests or standards or to attempt to use the same in ascertaining the correctness or accuracy of weights and measures until such comparisons are made and their accuracy established and a certificate of accuracy issued therefore as provided by this act It shall be unlawful for any inspector to manufacture sell or offer to sell any weighing or measuring device used in the sale of commodities or to repair or offer to repair any weighing or measuring device other than such adjustments as he may find necessary in the performance of his official duties for which no fees shall be collected Any inspector violating the provisions of this act shall be guilty of a misdemeanor and upon conviction therefor shall be fined not exceeding one thousand (\$1000) dollars or undergo imprisonment for a period not exceeding one year or both or either at the discretion of the court

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Gaffney,	Loftus,	Rose,
Amarando,	Gallagher,	Lovett,	Rosen,
Andrews,	George,	Madigan,	Rovansek,
Bane,	Gibson,	McCormack,	Royer,
Barkdoll,	Glembocki,	McCullough,	Sarraff,
Beaver,	Good,	McGee,	Sax,
Bednarek,	Goodling,	McKinney,	Scanlon,
Blair,	Graybill,	McMillen,	Schmidt,
Bloom,	Green,	McNally,	Schuster,
Boles,	Greenwood,	Mihm,	Scott,
Bomberger,	Greer,	Mikula,	Seyler,
Boorse,	Guarnieri,	Miller,	Shoemaker,
Bower,	Guthrie,	Milliken,	Smith, C. O.,
Brandon,	Hagerty,	Mills,	Smith, W. B.,
Breisch,	Hall,	Mintess,	Snider,
Breth,	Hamilton,	Monroe,	Sollenberger,

Brice,	Harney,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harris,	Moore, H. A.,	Stank,
Brown, W. E.,	Haudenshield,	Moran,	Sternberg,
Brunner,	Heatherington,	Munley,	Stimmel,
Bucchin,	Helm,	Murray,	Stuart,
Cadwalader,	Herman,	Musto,	Swope,
Clapper,	Hersch,	Nagel,	Tahl,
Clendening,	Hewitt,	Najaka,	Taylor,
Cochran,	Hocker,	Needham,	Thompson,
Cole,	Hoffman,	Neff,	Stuart,
Coleman,	Hoggard,	Nixon,	Toomey,
Conway,	Hunter,	O'Dare,	Varallo,
Cooper,	Jenkins,	O'Donnell,	Varnier,
Costa,	Jennings,	Olsen,	Verona,
Dalrymple,	Jim,	Orban,	Wachhaus,
DeLong,	Johnson,	Penglase,	Wagner,
Dennison,	Jones, G. E.,	Pentrack,	Wargo,
Depuy,	Jones, J. M.,	Peta,	Waterhouse,
Dougherty,	Jump,	Petrosky,	Watkins,
Driscoll,	Kamyk,	Pettigrew,	Weldner,
Duffy,	Keller,	Pfaff,	Weiss,
Dye,	Kemp,	Polen,	Welsh,
Elder,	Kent,	Posta,	Wescott,
Erb,	Kirley,	Powers,	Westrick,
Evans,	Kline,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kohl,	Price, R. A.,	Williams,
Felton,	Kolankiewicz,	Probert,	Wood,
Ferster,	Kondrath,	Rodinger,	Worley,
Filo,	Kratz,	Reagan,	Yaffe,
Firmstone,	Kurtz,	Reese,	Yeakel,
Flack,	Lederer,	Reidenbach,	Yester,
Fleming,	Lee,	Reilly, J. M.,	Yetzer,
Floyd,	Lelsey,	Reynolds,	Young,
Fox,	Leonard,	Riley, R. L.,	Ziegler,
Frank,	Limper,	Robbins,	Sorg,
Frost,		Robertson,	Speaker

NAYS—0

NOT VOTING—2

Baumunk, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 290, entitled:

An Act to amend section nine and to further amend section ten of the act approved the twenty-fourth day of July one thousand nine hundred thirteen (P. L. 965) entitled "An act defining commodities regulating the sale thereof and providing penalties for violation hereof" providing for arrests by inspectors of weights and measures and extending the provisions of the act to marking of the net quantity of the contents on packages sold by wholesalers jobbers or commission merchants.

On the question,

Will the House agree to the bill on third reading?

Mr. BROWN. Mr. Speaker, in looking over these various bills, I think this bill contains a defect and should be passed over for the time being. I should like to interrogate the Majority Leader.

The SPEAKER. Will the gentleman from Montgomery, Mr. Brunner, permit himself to be interrogated?

Mr. BRUNNER. I shall, Mr. Speaker.

Mr. BROWN. Mr. Speaker, will the Majority Leader get a copy of House Bill 290, Printer's No. 121? There is a question which I should like to ask.

Mr. BRUNNER. I have a copy of the bill before me now, Mr. Speaker.

Mr. BROWN. Mr. Speaker, would the gentleman from Montgomery be kind enough to look on page 2, beginning at line 9, and inform me as to whether or not that

language in this section should not be changed to make it intelligent?

I refer to the following amendment: "In any city or county the inspector of weights and measures in whose presence the violation of this act has been or is being committed, shall have power without warrant to arrest the offender and conduct him before an alderman, magistrate, or justice of the peace." What does that mean, Mr. Speaker? When you arrest a man, is he in your custody or are you giving him a summons? The thing here I desire to call attention to is what does the language mean "shall be conducted before an alderman or justice of the peace."

Mr. BRUNNER. Mr. Speaker, it would appear from the wording, that he has the right to arrest him if he sees the offense being committed, and then without further process conduct him or take him personally to the magistrate.

Mr. BROWN. Mr. Speaker, is that the meaning or does the gentleman feel that this should go over for a few minutes so that another word may be substituted?

Mr. BRUNNER. Mr. Speaker, I have no objection to the bill going over. However, I did not sponsor this measure. The gentleman from Somerset, Mr. Wagner, did.

If it will help the membership to better understand the measure, it is all right with me, but I think the gentleman who is responsible for the measure should be consulted.

I will yield to the gentleman from Somerset, Mr. Wagner.

Mr. BROWN. Mr. Speaker, I had no intention of bypassing the sponsor of the bill, but this is a legal question and I therefore referred the question to the Majority Leader. I meant no disrespect to the sponsor.

The SPEAKER. Will the gentleman from Somerset permit himself to be interrogated?

Mr. WAGNER. I shall, Mr. Speaker.

Mr. BROWN. Mr. Speaker, I ask the same question of the gentleman from Somerset, if he will let this bill go over for a few minutes because I think it is somewhat confusing. I think when we arrest people we take them into custody, we do not conduct them, which is a word of politeness, a word of persuasion.

Mr. WAGNER. Mr. Speaker, not being a member of the legal profession, but having been accused for the past twenty-seven years of acting both as judge and jury in many cases, I agree that the wording might be somewhat out of order, and I have no objection to the bill going over to get it straightened out.

The SPEAKER. The gentleman from Somerset, Mr. Wagner, has no objection to passing over House Bill 290, Printer's No. 121 until he gets a lawyer.

BILL PASSED OVER

There being no objection

House Bill No. 290, Printer's No. 121 was passed over at the request of Mr. WAGNER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 291, as follows:

An Act to regulate deliveries of light fuel oil to domestic consumers conferring powers and imposing duties on

the Department of Internal Affairs and the inspectors of weights and measures of the several counties and cities and prescribing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definitions The word "department" as used in this act shall mean the Department of Internal Affairs

The words "domestic consumers" as used in this act shall mean those in residences apartment houses stores churches office buildings and similar edifices as distinguished from industrial plants

The words "light fuel oils" as used in this act shall mean kerosene number one fuel oil number two fuel oil number three fuel oil and any similar oil used for domestic heating as distinguished from heavy industrial oils

The word "person" as used in this act shall be construed to include any individual partnership unincorporated association corporation association agent firm representative or employe thereof

Section 2 Meter Required No person shall deliver light fuel oil to any domestic consumer unless the vehicle by which such light fuel oils are delivered is equipped with a meter of a type approved under provisions of the act approved the fifth day of May one thousand nine hundred twenty-one (P. L. 389) entitled "An act to regulate and control the manufacture sale offering for sale giving away and use of weights and measures and of weighing and measuring devices in the Commonwealth of Pennsylvania providing for the approval and disapproval of such weights measures and devices by the Bureau of Standards and prescribing penalties" All deliveries of light fuel oil to such consumers shall be made by the use of such a meter

Section 3 Small Deliveries Fuel oil deliveries of fifty gallons or less may be delivered without being metered Provided That such delivery be made in standard measures of not less than five gallons capacity And provided further That only such measures as approved by provisions of the aforesaid act approved the fifth day of May one thousand nine hundred twenty-one (P. L. 389) be used

Section 4 Exceptions The provisions of this act shall not apply to deliveries of heavy fuel oils nor to deliveries of light fuel oils to industrial plants nor where the entire truck tank load of light fuel oil is delivered to a single domestic consumer provided such tank truck is of a type approved under provisions of the aforesaid act approved the fifth day of May one thousand nine hundred twenty-one (P. L. 389)

Section 5 Enforcement of Act Rules and Regulations It shall be the duty of the department and the inspectors of weights and measures of the several counties and cities to enforce the provisions of this act

The Secretary of Internal Affairs shall have power to adopt and promulgate such rules and regulations not inconsistent with the provisions of this act as may be deemed necessary to carry into effect the intent and purpose of this act

Section 6 Penalties Any person violating any of the provisions of this act shall upon summary conviction before a magistrate be sentenced for the first offense to pay a fine of not less than twenty-five dollars (\$25.00) or more than fifty dollars (\$50.00) and costs of prosecution and in default of payment thereof shall undergo imprisonment for ten (10) days and for the second offense be sentenced to pay a fine of not less than fifty dollars (\$50.00) or more than one hundred dollars (\$100.00) and costs of prosecution and in default of payment thereof shall undergo imprisonment for twenty (20) days and for the third offense shall be sentenced to pay a fine of not less than one hundred dollars (\$100.00) or more than two hundred dollars (\$200.00) and costs of prosecution and in default of the payment thereof shall undergo imprisonment for thirty (30) days

Any person violating any of the provisions of this act for a fourth or subsequent offense shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars (\$100.00) or more than three hundred dollars (\$300.00)

or suffer imprisonment for not more than sixty (60) days or both

Section 7 Effective Date The provisions of this act shall become effective the first day of September one thousand nine hundred fifty

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Gaffney,	Loftus,	Rose,
Amarando,	Gallagher,	Lovett,	Rosen,
Andrews,	George,	Madigan,	Rovansek,
Bane,	Gibson,	McCormack,	Royer,
Barkdoll,	Glembocki,	McCullough,	Sarra,
Beaver,	Good,	McGee,	Sax,
Bednarek,	Goodling,	McKinney,	Scanlon,
Blair,	Graybill,	McMillen,	Schmidt,
Bloom,	Green,	McNally,	Schuster,
Boles,	Greenwood,	Mihm,	Scott,
Bomberger,	Greer,	Mikula,	Seyler,
Boorse,	Guarnieri,	Miller,	Shoemaker,
Bower,	Guthrie,	Milliken,	Smith, C. C.,
Brandon,	Hagerty,	Mills,	Smith, W. B.,
Breisich,	Hall,	Minness,	Snider,
Breth,	Hamilton,	Monroe,	Sollenberger,
Brice,	Harney,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harris,	Moore, H. A.,	Stank,
Brown, W. E.,	Haudenschild,	Moran,	Sternberg,
Brunner,	Heatherington,	Munley,	Stimmel,
Bucchin,	Helm,	Murray,	Stuart,
Cadwalader,	Herman,	Musto,	Swope,
Clapper,	Herscher,	Nagel,	Tahl,
Clendening,	Hewitt,	Najaka,	Taylor,
Cochran,	Hocker,	Needham,	Thompson,
Cole,	Hoffman,	Neff,	Tompkins,
Coleman,	Hoggard,	Nixon,	Toomey,
Conway,	Hunter,	O'Dare,	Varallo,
Cooper,	Jenkins,	O'Donnell,	Varner,
Costa,	Jennings,	Olsen,	Verona,
Dairymple,	Jim,	Orban,	Wachhaus,
DeLong,	Johnson,	Penglase,	Wagner,
Dennisson,	Jones, G. E.,	Pentrack,	Wargo,
Depuy,	Jones, J. M.,	Peta,	Waterhouse,
Dougherty,	Jump,	Petrosky,	Watkins,
Driscoll,	Kamyk,	Pettigrew,	Weidner,
Duffy,	Keller,	Pfaff,	Weiss,
Dye,	Kemp,	Polen,	Welsh,
Elder,	Kent,	Posta,	Wescott,
Erb,	Kirley,	Powers,	Westrick,
Evans,	Kline,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kohl,	Price, R. A.,	Williams,
Felton,	Kolankiewicz,	Probert,	Wood,
Ferster,	Kondrath,	Readinger,	Worley,
Filo,	Kratz,	Reagan,	Yaffe,
Firmstone,	Kurtz,	Reese,	Yeakel,
Flack,	Lederer,	Reidenbach,	Yester,
Fleming,	Lee,	Reilly, J. M.,	Yetzer,
Floyd,	Leisey,	Reynolds,	Young,
Fox,	Leonard,	Riley, R. L.,	Ziegler,
Frank,	Limper,	Robbins,	Sorg,
Frost,		Robertson,	Speaker

NAYS—0

NOT VOTING—2

Baumunk,

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 321 as follows:

An Act requiring the consent of the electors of a township of the second class when such township or any part thereof is to be annexed to a contiguous borough or by

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Hereafter no township of the second class nor any part of any such township shall be annexed to a contiguous city or borough in accordance with any existing law providing for such annexation unless the voters of the entire township have first consented to such annexation. Whenever any proceeding for such annexation shall be commenced the same shall not be concluded and the annexation shall not become effective until there has first been submitted to the electors of the entire township in accordance with the election law for the submission of such questions a proper question to ascertain the will of the electors with respect to such proposed annexation. Such question shall be printed on ballots provided by the county commissioners and shall be submitted at any general or municipal election occurring at least sixty days after a petition shall have been filed with the county commissioners by the corporate authorities of the borough or city to which such annexation is to be made asking for the submission of such question. If at any such election a majority of those voting on such question shall consent to such annexation then such annexation may be made and concluded in the manner provided by law but if a majority of those voting on the question shall vote against such annexation then no further proceedings for such annexation shall be had. Any such question shall not be submitted oftener than once in five years. Nothing contained in this act shall be construed to apply to proceedings under existing law where provision is now or hereafter made to secure the consent of the electors of any township to any such annexation.

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed.

Section 3 This act shall become effective immediately upon its final enactment.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. SCHMIDT. Mr. Speaker, the bill now before us is the one that it was proposed to re-commit to the Committee yesterday.

It is not a difficult bill to understand and has one purpose in mind, and that is to prevent the taking of any portion of a second class township by any contiguous borough or city without having first received the consent of a majority of the electors in the entire municipality.

This assembly in the session of 1947 saw fit to include as a law a provision similar to this, affecting first class townships. And therefore, at the present time second class townships are the only type of municipalities which may be annexed without the consent of the electors of the entire municipality. I have always been an advocate of home rule and as such I have worked with various groups representing boroughs, townships and third class cities. I was always under the impression that the boroughs as such were advocates of home rule.

Today it has been called to my attention that the Members of this House have been besieged with a barrage of telegrams from the boroughs of this state, requesting them to act in opposition to the contents of this bill. Whether or not this same opposition took place in the 1947 session, when it was proposed to remove first-class townships from the threat of being absorbed by the contiguous cities and boroughs, I don't know. But I feel that in all

justice the second class townships should operate under the same law as the first class townships in so far as annexation is concerned.

As a township solicitor I have had an opportunity for the past sixteen years to observe the ill effect that land grab on townships has had on the remaining portion of the township. We in Allegheny county know of this, I believe, much more in any other portion of the state because it seems that Allegheny County has been subjected to annexations and land grabs. The effect of these land grabs has been to put an additional burden upon those who remain in the unannexed portion of the township.

As you all know, a contiguous borough or city does not desire undeveloped portions, but endeavors to secure something that would be an asset to it, and not be a detriment. By taking away this asset from the boroughs there is an additional burden upon those that have not been annexed, and I say to you in all fairness under the doctrine of home rule, that everyone in the territory affected should be given an opportunity to vote upon this question without differentiation between first class townships and second class townships, and permit a second class township to operate in the same manner under which a first class township now operates.

Mr. STUART. Mr. Speaker, this bill has been referred to as being a land grab. Boroughs and cities are not grabbing land from the second class townships. When they annex boroughs they do that because the people living there want to go into the boroughs and the townships because of the advantages they obtain, but I very much fear if this bill passes and becomes a law that it will almost entirely halt the gradual growth of the boroughs and cities.

Mr. SCHMIDT. Mr. Speaker, I do not desire to extend the debate any further but I do want to say this, in reference to the advantage in being admitted to a contiguous borough or city as such, if it is advantageous to the township, that advantage should be extended to the entire township and the entire township should be permitted to vote on it and if they consider it an advantage they will so vote.

Mr. PROPERT. Mr. Speaker, I desire to interrogate the gentleman from Allegheny, Mr. Stuart.

The SPEAKER. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. STUART. I shall, Mr. Speaker.

Mr. PROPERT. Mr. Speaker, is it possible for a borough or a city to annex a portion or the whole of a township or a city upon its application?

Mr. STUART. I believe not, Mr. Speaker.

Mr. PROPERT. Is it not true, Mr. Speaker, that boroughs and cities seek to deprive second class townships of the same rights that they now enjoy?

Mr. STUART. Mr. Speaker, I believe the answer would be yes, but the normal growth of boroughs and cities does not come entirely from annexation of the territory or area of second class townships. The normal growth takes place in the annexation which develops until it reaches a point where people create homes, people living in nearby towns; plans are made out, and to all intents and purposes, this portion of the second class township becomes a community in itself that might be

considered a small borough. People living there want the advantage of police and fire protection, which is only natural, and quite frequently they appeal for annexation.

Mr. PROPERT. One more question, Mr. Speaker, does the gentleman not feel that the boroughs and cities by opposing this bill are depriving second class townships of the same rights and privileges which the first class townships enjoy?

Mr. STUART. Mr. Speaker, I think they are rightly trying to reserve the power which they have, by which they must have a normal growth, which is for the advantage of the people of the second class township, who desire the facilities of borough and city government.

Mr. LOVETT. Mr. Speaker, I desire to interrogate the gentleman from Montgomery, Mr. Propert.

The SPEAKER. Will the gentleman from Montgomery permit himself to be interrogated?

Mr. PROPERT. I shall Mr. Speaker.

Mr. LOVETT. Mr. Speaker, is there anything in this particular bill that would prohibit any part of a second class township from becoming a borough itself?

Mr. PROPERT. Mr. Speaker, I do not believe there is anything in the bill which would prevent the entire township from becoming a borough, that is correct.

Mr. LOVETT. Not the entire township, any part of that township, any portion or any part of the people of that township, could they become a borough?

Mr. PROPERT. I believe they could, Mr. Speaker.

Mr. LOVETT. Mr. Speaker, under this bill does the gentleman think they could become a borough—any part of that township?

Mr. PROPERT. Mr. Speaker, the bill simply provides for the annexation of land contiguous to the borough or city. There is nothing stated in the bill covering the particular subject that the gentleman raises.

Mr. LOVETT. I thank the gentleman.

Mr. Speaker if there is nothing in this bill that prohibits any part of a township, or any number of people of that township from becoming a borough or a city, providing they have the qualifications under the law, then I can see no reason why we should not pass this bill, giving them the same rights as a first class township.

Mr. WATERHOUSE. Mr. Speaker, in regard to the question which the gentleman just asked as to whether or not any part of the township could become a borough, they could only become a borough by the consent of the entire populace of that township. I think the attorneys will agree to that. I am not speaking on the merits of the bill other than the fact that the boroughs in my district are definitely opposed to the bill.

Mr. SCHMIDT. Mr. Speaker, in reply to the remarks of the last speaker I might say that there is nothing in this bill that would deal with the creation of a borough out of a portion of the township. That would be regulated by some other existing law.

Mr. HEATHERINGTON. Mr. Speaker, I am one of those fellows from Allegheny County who has done a little bit of this so called land grabbing. The only land grabbing or taking that we have done in our borough was by a petition from people who live in a second class township, presented to the council.

In every case today the balance of the township has a right to go into court in any procedure, and the judge will decide, of course, whether the second class township,

or the balance of it, is going to be hurt or whether it is not going to be hurt, and if the balance of the second class township is going to be hurt then the court can rule on the matter and decide whether the annexation is void.

I do not see anywhere in the present bill where they have the right to go into court. The only thing I can see now is that it will definitely stop the growing of third class cities and third class boroughs in any county. Then, Mr. Speaker, I am wondering on the question of a vote for the entire second class township if it is made up into three wards, the first ward has a large population, the other two wards have just farmers, and those farmers desire not to become a part of the borough but want to remain in the second class township, the people in the first ward can vote the farmers in, whether they like it or not, and once the vote is taken the farmer automatically becomes a part of the borough, which he did not not want to become a part of. I say that the first district should have that right and that right alone, and let them be annexed to any borough or third class city and if the farmers or any entire group of people want to remain in the second class township, they should stay there. For that reason I am asking you to vote against the bill.

Mr. WATERHOUSE. Mr. Speaker, I still cannot agree with the gentleman from Allegheny that a part of the township could become a borough without the consent of the entire township. I am wondering if the sponsor of this bill would have any objection to it going over until we can get a ruling on that part of it from some legal department because it is generally stated that it is to be annexed to any contiguous borough or city, and that can be an existing right that is to be taken away from the township.

Mr. PROPERT. Mr. Speaker, it is my understanding that the creation of a borough is covered entirely in the Borough Code. That may or may not answer Mr. Waterhouse's inquiry. In answer to Mr. Heatherington, he made a hypothetical point there on second class townships being divided into three wards. I just want to say that there are no second class townships in the state of Pennsylvania divided into wards, to the best of my knowledge.

Mr. WATERHOUSE. Mr. Speaker, might I inquire of the gentleman as to whether or not if there were a certain section of a township that desired to be annexed by a city, if this bill does not prevent them from forming a borough or whatever you call it, becoming a separate part, couldn't they organize and after they have organized and withdrawn from the township, couldn't they then by their own wish become a part of the city?

Mr. PROPERT. Mr. Speaker, I do not believe I fully understand the gentleman's inquiry.

Mr. WATERHOUSE. Mr. Speaker, under the provisions of this bill, as I get it, it would prevent any part of a township being annexed by an adjoining city, borough or what have you, but my contention is if there is nothing in this bill that would prevent that part of the township that wished to be annexed from forming a borough, then after they have formed this borough, or whatever you may call it, they would no longer be a part of that township but would be annexed by the city, wouldn't that be possible?

Mr. PROPERT. A city, as I have stated, cannot be an-

nexed; they cannot be annexed from the adjoining city or first class township, and that is exactly why this bill is on the calendar today.

Second class townships in the state of Pennsylvania are the only political subdivisions which do not have this same protection, and this bill merely seeks to extend to second class townships the same rights and privileges under the law that first class townships, boroughs, and cities now have.

Mr. WATERHOUSE. Mr. Speaker, I am still a bit confused. I still cannot see why, if under this bill a township can from a certion portion form a borough, that borough cannot from their own vote and that of the city become a unit. I contend that no portion of the township can form a borough or city from the township without a vote of the entire populace of that township.

Mr. PROPERT. Mr. Speaker, I think that I will agree with the gentleman that this bill requires the vote of the entire populace of the township in which it happens, but again I say that the formation and creation of a borough, I am not entirely familiar with this,—but I believe that it is covered fully in the Borough Code. Does that answer the gentleman's question?

Mr. WATERHOUSE. That is all. I am still confused, Mr. Speaker.

Mr. HEATHERINGTON. Mr. Speaker, I desire to interrogate the gentleman from Montgomery, Mr. Propert.

The SPEAKER. Will the gentleman from Montgomery permit himself to be interrogated?

Mr. PROPERT. I shall Mr. Speaker.

Mr. HEATHERINGTON. Mr. Speaker, I admit that there are no wards in the second class townships but I was just using that as an illustration. We will go into a second class township, where there are four districts. In one district adjoining the township or the borough there are a lot of housing projects, and that district wants to become a part of the borough or the city. That entire township must vote on it, so that the section with the large number of voters votes "yes" against the balance of the township. Can the gentleman show me any section in the bill that would allow the balance of the township to go into court to stop the procedure?

Mr. PROPERT. Mr. Speaker, there is a same procedure that now exists under the present law.

Mr. HEATHERINGTON. Mr. Speaker, it says in here, if in any such election the majority of those voting on such question shall consent to annexation then such annexation may be had. In other words, that one section would force the other two into the borough or city,—is that right?

Mr. PROPERT. Mr. Speaker, will the gentleman please refer to the line to which he has in mind?

Mr. HEATHERINGTON. Mr. Speaker, line 13, page 2.

Mr. PROPERT. Mr. Speaker, of course I am not a lawyer, but that section does say "if at any such election a majority of those voting on such question shall consent to such annexation, then such annexation shall be made and concluded in the manner provided by law".

Mr. HEATHERINGTON. Mr. Speaker, tell me this, suppose that happened under the present law, and the balance of the township was hurt then the balance of the township has the right to go into court and let the court decide whether the township is hurt or not?

Mr. PROPERT. I am not a lawyer, Mr. Speaker.

Mr. HEATHERINGTON. Mr. Speaker, I am no lawyer either.

Mr. PROPERT. Mr. Speaker, I can site a recent court case in Montgomery County, where the township had lost sixty-eight acres of property, and incidently that was one property and the owner of the township opposed the matter and carried the case to court to determine the matter. I might point out that under a present law that when a portion of a second class township is annexed to a borough or a city the State Council of Education must approve that—

POINT OF ORDER

Mr. HEATHERINGTON. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Allegheny will state it.

Mr. HEATHERINGTON. Mr. Speaker, I do not see where the State Council of Education enters into this picture. We are just debating annexation of another part of the government, the township government, and not the school district.

Mr. PROPERT. Mr. Speaker, I will attempt to answer the gentleman by stating this: In the example that he gives, if the majority of the populace is adjacent to the borough then it naturally follows that the majority of the voters are adjacent to the borough, and if this question is submitted on the ballot they would naturally have the majority of the votes and decide the matter.

Mr. HEATHERINGTON. Mr. Speaker, and force the balance of the township into the borough,—they do not have the right to go into court?

Mr. PROPERT. Mr. Speaker, that depends on the question stated on the ballot, whether the question is to take the whole township or a portion of the township. In either case it is decided by a majority vote.

Mr. HEATHERINGTON. I thank, the gentleman, Mr. Speaker.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

Messrs. Heatherington and Jim requested a verification of the roll.

The roll was verified and was as follows:

YEAS—126

Altshuler,	Gallagher,	Limper,	Schmidt,
Amarando,	George,	Loftus,	Schuster,
Andrews,	Glembocki,	Lovett,	Scott,
Bane,	Good,	Madigan,	Shoemaker,
Barkdoll,	Goodling,	McCormack,	Smith, C. C.,
Beaver,	Graybill,	McCullough,	Smith, W. B.,
Bednarek,	Greenwood,	McGee,	Snider,
Blair,	Guarnieri,	McNally,	Sollenberger,
Bloom,	Guthrie,	Mikula,	Stank,
Bower,	Hagerty,	Mills,	Sternberg,
Brandon,	Hall,	Mintess,	Swope,
Brelsach,	Hamilton,	Monroe,	Tahl,
Breth,	Harney,	Musto,	Taylor,
Brown, H. S.,	Harris,	Nagel,	Thompson,
Bucchin,	Helm,	Najaka,	Tompkins,
Cadwalader,	Hoffman,	Neff,	Toomey,
Clapper,	Hoggard,	Nixon,	Varallo,
Clendenen,	Jim,	O'Donnell,	Varner,
Cochran,	Johnson,	Olsen,	Wagner,
Cole,	Jones, G. E.,	Petrosky,	Watkins,
Coleman,	Jump,	Pfaff,	Wells,
Conway,	Kamyk,	Polen,	Weecott,
Costa,	Kemp,	Posta,	Westrick,
DeLong,	Kent,	Propert,	Wheeler,
Deputy,	Kohl,	Reagan,	Wood,

Driscoll,	Kolankiewicz,	Reese,	Worley.
Dye,	Kondrath,	Reynolds,	Yaffe,
Felton,	Kratz,	Robertson,	Yetzer,
Ferster,	Kurtz,	Rose,	Young,
Flack,	Lederer,	Rosen,	Ziegler,
Fox,	Lee,	Sarra,	Sorg,
Frank,	Leonard,		Speaker

NAYS—60

Boles,	Floyd,	Kirley,	Reidenbach,
Bomberger,	Frost,	Kline,	Reilly, J. M.,
Boorse,	Gaffney,	Lelsey,	Riley, R. L.,
Brice,	Gibson,	McKinney,	Robbins,
Brown, W. E.,	Green,	Miller,	Sax,
Brunner,	Greer,	Moore, H. A.,	Scanlon,
Dalrymple,	Heatherington,	Moran,	Seyler,
Dougherty,	Herman,	Munley,	Stimmel,
Duffy,	Hersch,	Murray,	Stuart,
Elder,	Hewitt,	Needham,	Wachhaus,
Erb,	Hocker,	Penglase,	Wargo,
Ewing,	Hunter,	Peta,	Waterhouse,
Filo,	Jenkins,	Pettigrew,	Welsh,
Firmstone,	Jennings,	Price, H. W., Jr.,	Yeakel,
Fleming,	Jones, J. M.,	Readinger,	Yester,

NOT VOTING—22

Baumunk,	Krise,	Orban,	Royer,
Cooper,	McMillen,	Pentrack,	Spencer,
Dennison,	Mihm,	Powers,	Verona,
Evans,	Milliken,	Price, R. A.,	Weidner,
Haudenshield,	Moore, C. E.,	Rovansek,	Williams,
Keller,	O'Dare,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

The SPEAKER. If there is no objection, the Chair will return to House Bill No. 290, Printer's No. 121 at the top of page 13, bills on third reading. The Chair hears no objection.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 290, as follows:

An Act to amend section nine and to further amend section ten of the act approved the twenty-fourth day of July one thousand nine hundred thirteen (P. L. 965) entitled "An act defining commodities regulating the sale thereof and providing penalties for violation hereof" providing for arrests by inspectors of weights and measures and extending the provisions of the act to marking of the net quantity of the contents on packages sold by wholesalers jobbers or commission merchants.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section nine of the act approved the twenty-fourth day of July one thousand nine hundred thirteen (P. L. 965) entitled "An act defining commodities regulating the sale thereof and providing penalties for violation hereof" is hereby amended to read as follows

Section 9 It shall be the duty of the proper city and county inspectors of weights and measures to enforce the provisions of this act

Any state county or city inspector of weights and measures in whose presence a violation of this act has or is being committed shall have power without warrant to arrest the offender and conduct him before an alderman magistrate or justice of the peace of the city or county where the offense was committed and there make information before such officer which shall be disposed of according to law

Section 2 Section ten of said act as amended by the act approved the seventh day of June one thousand nine hundred fifteen (P. L. 886) is hereby further amended to read as follows

Section 10 This act shall go into effect the first day of

January one thousand nine hundred and fourteen [Provided however That no penalty shall be enforced for any violation of its provisions as to domestic products prepared or foreign products imported prior to eighteen months after its passage and further that this act shall not apply to the marking of the net quantity of the contents on containers or packages handled sold or offered for sale by wholesalers jobbers or commission merchants]

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. WAGNER. Mr. Speaker, might I state for the information of the Members of the House that the gentleman from Allegheny, Mr. Brown, and myself, have agreed that the bill might be placed in position to pass in the present order, and there might be an amendment of one word and the bill changed at some later date.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Gaffney,	Loftus,	Rose,
Amarando,	Gallagher,	Lovett,	Rosen,
Andrews,	George,	Madigan,	Rovansek,
Bane,	Gibson,	McCormack,	Royer,
Barkdoll,	Glembocki,	McCullough,	Sarra,
Beaver,	Good,	McGee,	Sax,
Bednarek,	Goodling,	McKinney,	Scanlon,
Blair,	Graybill,	McMillen,	Schmidt,
Bloom,	Green,	McNally,	Schuster,
Boles,	Greenwood,	Mihm,	Scott,
Bomberger,	Greer,	Mikula,	Seyler,
Boorse,	Guarnieri,	Miller,	Shoemaker,
Bower,	Guthrie,	Milliken,	Smith, C. O.,
Brandon,	Hagerty,	Mills,	Smith, W. B.,
Breisch,	Hall,	Mintess,	Snider,
Breth,	Hamilton,	Monroe,	Sollenberger,
Brice,	Harney,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harris,	Moore, H. A.,	Stank,
Brown, W. E.,	Haudenshield,	Moran,	Sternberg,
Brunner,	Heatherington,	Munley,	Stimmel,
Bucchin,	Helm,	Murray,	Stuart,
Cadwalader,	Herman,	Musto,	Swope,
Clapper,	Hersch,	Nagel,	Tahl,
Clendenning,	Hewitt,	Najaka,	Taylor,
Cochran,	Hocker,	Needham,	Thompson,
Cole,	Hoffman,	Neff,	Tompkins,
Coleman,	Hoggard,	Nixon,	Toomey,
Conway,	Hunter,	O'Dare,	Varallo,
Cooper,	Jenkins,	O'Donnell,	Varnier,
Costa,	Jennings,	Olson,	Verona,
Dalrymple,	Jim,	Orban,	Wachhaus,
DeLong,	Johnson,	Penglase,	Wagner,
Dennison,	Jones, G. E.,	Pentrack,	Wargo,
Depuy,	Jones, J. M.,	Peta,	Waterhouse,
Dougherty,	Jump,	Petrosky,	Watkins,
Driscoll,	Kamyk,	Pettigrew,	Weidner,
Duffy,	Keller,	Pfaff,	Weiss,
Dye,	Kemp,	Polen,	Welsh,
Elder,	Kent,	Posta,	Wescott,
Erb,	Kirley,	Powers,	Westrick,
Evans,	Kline,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kohl,	Price, R. A.,	Williams,
Felton,	Kolankiewicz,	Probert,	Wood,
Ferster,	Kondrath,	Readinger,	Worley,
Filo,	Kratz,	Reagan,	Yaffe,
Firmstone,	Kurtz,	Reese,	Yeakel,
Flack,	Lederer,	Reidenbach,	Yester,
Fleming,	Lee,	Reilly, J. M.,	Yetzer,
Floyd,	Lelsey,	Reynolds,	Young,
Fox,	Leonard,	Riley, R. L.,	Ziegler,
Frank,	Limper,	Robbins,	Sorg,
Frost,		Robertson,	Speaker

NAYS—0

NOT VOTING—2

Baumunk,	Krise,
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 323 as follows:

An Act requiring that the name address political sub-division and office of elected officers and the results of all local option referenda in political subdivisions be certified to the Bureau of Municipal Affairs by county boards of elections requiring secretaries of political subdivisions to report to said bureau the names of persons appointed to office the name of the office and the name of the person succeeded.

On the question,

Will the House agree to the bill on third reading?

Mr. FLEMING. Mr. Speaker, I would like to interrogate the sponsor of this bill, the gentleman from Montgomery. Mr. Propert.

The SPEAKER. Will the gentleman from Montgomery permit himself to be interrogated?

Mr. PROPERT. I shall, Mr. Speaker.

Mr. FLEMING. Mr. Speaker, I would like to ask the sponsor of the bill to explain to the House the necessity for this measure.

Mr. PROPERT. Mr. Speaker, this bill merely provides that the township Board of Election notify the Department of Internal Affairs of all elected officials, both after election and in the case of a resignation or a vacancy. In the event that someone is appointed to a vacancy they also notify the Department of Internal Affairs.

Mr. FLEMING. That is all.

Mr. Speaker, I rise to oppose the passage of this bill. I do not feel that it is necessary legislation; I feel that it is only requiring the County Board of Elections to perform another duty that is useless. I can see no reason for the Bureau of Municipal Affairs in the Department of Internal Affairs, if that is the correct designation of that Department, amassing this information, because I can think of no one to whom it would be valuable. I can see no reason for keeping it here in Harrisburg.

I might call to the attention of the Members of the House the fact that we have gone pretty far in the last decade or so in requiring our authorities to present all kinds of data and all kinds of reports by various bureaus and various departments which serve no useful purposes. They only gather dust in the archives of that particular bureau. I recognize the fact that the department and bureau heads want to make their particular bureau or their particular department an important one. They want to sell their particular department or bureau to the people and to say to the people that they are doing a splendid and excellent job, but I think it is a type of bureaucracy and a type of bureaucratic control that we can well do without. I can see no useful purpose to be served by the passage of either this bill or the following one on the calendar, and I would suggest to the Members of this House that they defeat this measure.

Mr. HOMER S. BROWN. Mr. Speaker, I yield to the gentleman from Allegheny, Mr. Brandon.

Mr. BRANDON. Mr. Speaker, will the sponsor of this bill, the gentleman from Montgomery, Mr. Propert, consent to being interrogated?

Mr. SPEAKER. Will the gentleman from Montgomery permit himself to be interrogated?

Mr. PROPERT. I shall, Mr. Speaker.

Mr. BRANDON. Mr. Speaker, what offices are required to have a report made? Appointive offices in every city, borough and township?

Mr. PROPERT. Mr. Speaker, it covers every elective office in the political sub-division.

Mr. BRANDON. Mr. Speaker, section four of the bill, I believe, also speaks of appointive offices.

Mr. PROPERT. Mr. Speaker, it really covers every office within the political sub-division, that is, governing officers. A secretary for instance, is an appointive officer. It includes a list of the entire personnel of the municipality.

Mr. BRANDON. Mr. Speaker, for instance, would it apply to solicitors and chiefs of police?

Mr. PROPERT. That is true, Mr. Speaker.

Mr. BRANDON. Or deputy chiefs of police?

Mr. PROPERT. Mr. Speaker, if the chiefs have an assistant superintendent, I would say that that would be included.

Mr. BRANDON. Does that not make it a criminal offense, Mr. Speaker, for the secretary to fail to report?

Mr. PROPERT. The act provides a fine in case the information is not forwarded.

Mr. BRANDON. I thank the gentleman very much.

Mr. Speaker, I rise to oppose the passage of this bill on the ground that there is no definition of the word "office" appearing in the bill. That it is made a criminal offense punishable by a fifty dollar fine, and I cannot tell by the reading of it whether the city clerk of the city of Pittsburgh, for example, should have to report every change of the four thousand or six thousand employees, or whether he has to make a report of every office in the county, under penalty of a possible criminal suit, which may mean the imposition of a penalty in a large amount against the secretary or city clerk of any municipal unit, and on that ground I am opposed to the bill.

The SPEAKER. The Chair requests the gentleman from Schuylkill, Mr. Watkins to preside.

MR. WATKINS IN THE CHAIR

Mr. PROPERT. Mr. Speaker, if it is agreeable I am willing to have these bills passed over until such time as they can be put in proper form, and have the gentleman from Allegheny check as to the criminal end of it. That will apply to both this bill and the next bill.

The SPEAKER pro tempore. The Chair did not hear the gentleman.

Mr. PROPERT. Mr. Speaker, I said that it is perfectly agreeable to have these bills passed over until the question the gentleman from Allegheny has raised can be checked, both as to this bill and to bill number 324.

The SPEAKER pro tempore. The Chair thanks the gentleman.

If there is no objection, this bill will be passed over. The Chair hears none.

BILL PASSED OVER

There being no objection

House Bill No. 324, Printer's No. 106 was passed over at the request of The SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 379, as follows:

An Act making a deficiency appropriation to the House of Representatives for the use of the minority whip

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two hundred fifty dollars (\$250) or as much thereof as may be necessary is hereby specifically appropriated from the General Fund to the House of Representatives of the General Assembly for the payment of contingent expenses including extra services of employes of the House and clerical stenographic traveling and discretionary charges of the minority whip for the balance of the work of the legislative session of one thousand nine hundred forty-nine. Said sum shall be in addition to any sum heretofore appropriated to the House of Representatives for said purpose.

Section 2 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker—

The SPEAKER pro tempore. For what purpose does the gentleman from Cambria arise?

Mr. ANDREWS. To inquire as to what bill we happen to be voting on, Mr. Speaker.

The SPEAKER pro tempore. House Bill 379, Printer's No. 107. Would the gentleman from Cambria like the bill explained?

Mr. ANDREWS. Yes, Mr. Speaker, I would like to know what the bill does.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Gaffney,	Loftus,	Rose,
Amarando,	Gallagher,	Lovett,	Rosen,
Andrews,	George,	Madigan,	Rovansek,
Bane,	Gibson,	McCormack,	Royer,
Barkdoll,	Glembocki,	McCullough,	Sarrafi,
Beaver,	Good,	McGee,	Sax,
Bednarek,	Goodling,	McKinney,	Scanlon,
Blair,	Graybill,	McMillen,	Schmidt,
Bloom,	Green,	McNally,	Schuster,
Boies,	Greenwood,	Mihm,	Scott,
Bomberger,	Greer,	Mikula,	Seyler,
Boorse,	Guarnieri,	Miller,	Shoemaker,
Bower,	Guthrie,	Milliken,	Smith, C. C.,
Brandon,	Hagerty,	Mills,	Smith, W. B.,
Brelsach,	Hall,	Mintess,	Snider,
Breth,	Hamilton,	Monroe,	Sollenberger,
Brice,	Harney,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harris,	Moore, H. A.,	Stank,
Brown, W. E.,	Haudenschild,	Moran,	Sternberg,
Brunner,	Heatherington,	Munley,	Stimmel,
Bucchin,	Helm,	Murray,	Stuart,
Cadwalader,	Herman,	Musto,	Swope,
Clapper,	Hersch,	Nagel,	Tahl,
Clendening,	Hewitt,	Najaka,	Taylor,
Cochran,	Hocker,	Needham,	Tompson,
Cole,	Hoffman,	Neff,	Tompkins,
Coleman,	Hoggard,	Nixon,	Toomey,
Conway,	Hunter,	O'Dare,	Varallo,
Cooper,	Jenkins,	O'Donnell,	Varnier,
Costa,	Jennings,	Olsen,	Verona,
Dalrymple,	Jim,	Orban,	Wachhaus,
DeLong,	Johnson,	Penglase,	Wagner,
Dennison,	Jones, G. E.,	Pentrack,	Wargo,
Depuy,	Jones, J. M.,	Peta,	Waterhouse,
Dougherty,	Jump,	Petrosky,	Watkins,

Driscoll,	Kamyk,	Pettigrew,	Weldner,
Duffy,	Keller,	Pfaff,	Weiss,
Dye,	Kemp,	Polen,	Welsh,
Elder,	Kent,	Posta,	Wescott,
Erb,	Kirley,	Powers,	Westrick,
Evans,	Kline,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kohl,	Price, R. A.,	Williams,
Felton,	Kolankiewicz,	Propert,	Wood,
Ferster,	Kondrath,	Readinger,	Worley,
Filo,	Kratz,	Reagan,	Yaffe,
Firmstone,	Kurtz,	Reese,	Yeakel,
Flack,	Lederer,	Reidenbach,	Yester,
Fleming,	Lee,	Reilly, J. M.,	Yetzer,
Floyd,	Lelsey,	Reynolds,	Young,
Fox,	Leonard,	Riley, R. L.,	Ziegler,
Frank,	Limper,	Robbins,	Sorg,
Frost,		Robertson,	Speaker

NAYS—0

NOT VOTING—2

Baumunk,

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 410, as follows:

An Act to amend section four hundred forty-four of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" reducing the minimum number of meetings to be held each year by the State Council for the Blind

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four hundred forty-four of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the

deputies and all other assistants and employes of certain departments boards and commissions shall be determined" is hereby amended to read as follows

Section 444 State Council for the Blind The State Council for the Blind shall consist of seven members of whom three shall be the Secretary of Welfare the Superintendent of Public Instruction and the Secretary of Labor and Industry Of the other four members one at least shall be a blind person

The terms of members shall be four years from the dates of their respective appointments

No paid employe of any school institution or other agency carrying on work for the blind shall be eligible for appointment

The council for the blind shall annually elect from its members a chairman The Secretary of Welfare shall be the secretary and executive officer of the council

Four members of the council shall constitute a quorum

At least [four] two regular meetings of the council shall be held each year Special meetings may be called jointly by the chairman and the secretary and shall be called by the chairman on the written request of any three of the appointed members of the council

Section 2 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. MORAN. Mr. Speaker, I would like to interrogate the sponsor of this bill, the gentleman from Carbon, Mr. Scott.

The SPEAKER, pro tempore. Will the gentleman from Carbon permit himself to be interrogated?

Mr. SCOTT. I shall, Mr. Speaker.

Mr. MORAN. Mr. Speaker, I would like to ask the gentleman from Carbon to explain the purpose of his bill.

Mr. SCOTT. Mr. Speaker, under the present provisions of the law concerning the State Council for the Blind, they are required to have four meetings per year. The Secretary of Welfare, who is also the Secretary of the State Council for the Blind, would like to have it changed to provide that the State Council for the Blind would only have to meet twice a year.

Mr. MORAN. Mr. Speaker, I don't know whether I see this clearly or not; it is still as clear as mud to me. I am just wondering what the reason is for cutting down these meetings, whether it is to save money for the Department to save expenses, or what?

Mr. SCOTT. Mr. Speaker, Mr. Barber, who is the Secretary of the State Council for the Blind and also Secretary of Welfare, has informed me that the normal agenda of business which the State Council for the Blind has to take up can be accomplished in two meetings.

There is one thing I would like to point out, that if there is any urgent business to come before the State Council for the Blind, the Secretary under the law has the authority to call a special meeting.

Mr. MORAN. I thank the gentleman.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,
Amarando,
Andrews,

Gaffney,
Gallagher,
George,

Loftus,
Lovett,
Madigan,

Rose,
Rosen,
Rovanssek,

Bane,
Barkdoll,
Beaver,
Bednarek,
Blair,
Bloom,
Boles,
Bomberger,
Boorse,
Bower,
Brandon,
Brelschi,
Breth,
Brice,
Brown, H. S.,
Brown, W. E.,
Brunner,
Bucchin,
Cadwalader,
Clapper,
Clendenning,
Cochran,
Cole,
Coleman,
Conway,
Cooper,
Costa,
Dalrymple,
DeLong,
Dennison,
Depuy,
Dougherty,
Driscoll,
Duffy,
Dye,
Elder,
Erb,
Evans,
Ewing,
Felton,
Ferster,
Filo,
Flimstone,
Flack,
Fleming,
Floyd,
Fox,
Frank,
Frost,

Gibson,
Glembocki,
Good,
Goodling,
Graybill,
Green,
Greenwood,
Greer,
Miller,
Guarnieri,
Guthrie,
Hagerty,
Hall,
Hamilton,
Harney,
Harris,
Haudenshield,
Heatherington,
Helm,
Herman,
Hersch,
Hewitt,
Hocker,
Hoffman,
Hoggard,
Hunter,
Jenkins,
Jennings,
Jim,
Johnson,
Jones, G. E.,
Jones, J. M.,
Jump,
Kamyk,
Keller,
Kemp,
Kent,
Kirley,
Kline,
Kohl,
Kolankiewicz,
Kondrath,
Kratz,
Kurtz,
Lederer,
Lee,
Leisey,
Leonard,
Limper,

McCormack,
McCullough,
McGee,
McKinney,
McMillen,
McNally,
Mihm,
Mikula,
Miller,
Milliken,
Mills,
Mintess,
Monroe,
Moore, C. E.,
Moore, H. A.,
Moran,
Munley,
Murray,
Musto,
Nagel,
Najaka,
Needham,
Neff,
Nixon,
O'Dare,
O'Donnell,
Olsen,
Orban,
Pengase,
Pentrack,
Peta,
Petrosky,
Pettigrew,
Pfaff,
Polen,
Posta,
Powers,
Price, H. W., Jr.,
Price, R. A.,
Propert,
Readinger,
Reagan,
Reese,
Reidenbach,
Reilly, J. M.,
Reynolds,
Riley, R. L.,
Robbins,
Robertson,

Royer,
Sarraf,
Sax,
Scanlon,
Schmidt,
Schuster,
Scott,
Seyler,
Shoemaker,
Smith, C. O.,
Smith, W. B.,
Snider,
Sollenberger,
Spencer,
Stank,
Sternberg,
Stimmel,
Stuart,
Stuart,
Tahl,
Taylor,
Thompson,
Tompkins,
Toomey,
Varallo,
Varner,
Verona,
Wachhaus,
Wagner,
Wargo,
Waterhouse,
Watkins,
Weidner,
Weiss,
Welsh,
Westcott,
Westrick,
Wheeler,
Williams,
Wood,
Worley,
Yaffe,
Yeakel,
Yester,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—0

NOT VOTING—2

Baumunk, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

THE SPEAKER (Herbert P. Sorg) IN THE CHAIR.

The SPEAKER. The Chair thanks the gentleman from Schuylkill, Mr. Watkins, for presiding.

CONSTITUTIONAL QUESTION

Mr. BRUNNER. Mr. Speaker, I arise to a constitutional question.

The SPEAKER. The gentleman will state it.

Mr. BRUNNER. Mr. Speaker, at the bottom of page 13 of today's calendar appears House Bill 379, Printer's No. 107. It so happens that I was called from the House and therefore did not have an opportunity to raise the constitutional question which occurred to some of us in this House.

May I inquire as to how the gentleman from Northumberland, Mr. Stank, voted on this measure.

The SPEAKER. Will the gentleman from Northumberland permit himself to be interrogated?

Mr. STANK. I shall, Mr. Speaker.

The SPEAKER. Did the gentleman from Northumberland hear the interrogation?

Mr. STANK. Yes, Mr. Speaker.

The SPEAKER. The gentleman will proceed.

Mr. BRUNNER. Mr. Speaker, will the gentleman tell the membership of this House how he voted on House Bill 379, Printer's No. 107?

Mr. STANK. I voted "no".

The SPEAKER. Did the gentleman speak against this bill?

Mr. STANK. No, Mr. Speaker, my only interest in this bill No. 379 was the same interest which Mr. Brunner had when he voted for House Bill 101.

Mr. BRUNNER. Mr. Speaker, may I further interrogate the gentleman from Northumberland?

The SPEAKER. The gentleman may proceed.

Mr. BRUNNER. Mr. Speaker, did I understand the gentleman to say he voted "no" on this measure?

Mr. STANK. That is right, Mr. Speaker.

Mr. BRUNNER. I thank the gentleman, Mr. Speaker.

May I raise a constitutional question at this time that since the gentleman has a pecuniary interest, he is disqualified from voting either "aye" or "no."

The SPEAKER. Will the gentleman from Montgomery please explain what kind of a pecuniary interest?

Mr. BRUNNER. Pecuniary, parenthesis, two hundred and fifty dollars, close parenthesis.

Mr. STANK. Mr. Speaker, the way expenses are mounting in this position, I will soon have to come back and ask for another deficiency appropriation.

The SPEAKER. The Chair congratulates the gentleman from Northumberland.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 445, as follows:

An Act authorizing the Department of Highways to conduct a study and survey to determine the advisability of constructing a bridge across the Susquehanna River between the city of Wilkes-Barre and the borough of Kingston both situate in Luzerne County

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Highways is hereby empowered and its duty shall be to conduct a study and survey in the city of Wilkes-Barre and in the borough of Kingston both situate in Luzerne County and in the vicinity of such municipalities including an existing bridge known as the "North Street Bridge" to determine the advisability of constructing as part of the State highway system an additional bridge crossing the Susquehanna River between such municipalities In such study and survey due regard shall be had to the necessity and importance of such a bridge from a traffic viewpoint as well as to the consideration of cost and feasibility of the bridge at such location

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarraff,
Beaver,	Glembocki,	McGee,	Sax,
Bednarek,	Good,	McKinney,	Scanlon,
Blair,	Goodling,	McMillen,	Schmidt,
Bloom,	Graybill,	McNally,	Schuster,
Boles,	Green,	Mihm,	Scott,
Bomberger,	Greenwood,	Mikula,	Seyler,
Boorse,	Greer,	Miller,	Shoemaker,
Bower,	Guarnieri,	Milliken,	Smith, C. C.,
Brandon,	Guthrie,	Mills,	Smith, W. B.,
Breisch,	Hagerty,	Mintess,	Snider,
Breth,	Hall,	Monroe,	Sollenberger,
Brice,	Hamilton,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harney,	Moore, H. A.,	Stank,
Brown, W. E.,	Harris,	Moran,	Sternberg,
Brunner,	Haudenshield,	Munley,	Stimmel,
Bucchin,	Heatherington,	Murray,	Stuart,
Cadwalader,	Helm,	Musto,	Swope,
Clapper,	Herman,	Nagel,	Tahl,
Clendening,	Hersch,	Najaka,	Taylor,
Cochran,	Hewitt,	Needham,	Thompson,
Cole,	Hocker,	Neff,	Tompkins,
Coleman,	Hoffman,	Nixon,	Toomey,
Conway,	Hoggard,	O'Dare,	Varallo,
Cooper,	Hunter,	O'Donnell,	Varnier,
Costa,	Jenkins,	Olsen,	Verona,
Dalrymple,	Jennings,	Orban,	Wachhaus,
DeLong,	Jim,	Penglase,	Wagner,
Dennison,	Johnson,	Pentrack,	Wargo,
Depuy,	Jones, G. E.,	Peta,	Waterhouse,
Dougherty,	Jones, J. M.,	Petrosky,	Watkins,
Driscoll,	Jump,	Pettigrew,	Weldner,
Duffy,	Kamyk,	Pfaff,	Weiss,
Dye,	Keller,	Polen,	Welsh,
Elder,	Kemp,	Posta,	Wescott,
Erb,	Kent,	Powers,	Westrick,
Evans,	Kirley,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kline,	Price, R. A.,	Williams,
Felton,	Kohl,	Propert,	Wood,
Ferster,	Kolankiewicz,	Readinger,	Worley,
Filo,	Kondrath,	Reagan,	Yaffe,
Firmstone,	Kratz,	Reese,	Yeakel,
Flack,	Kurtz,	Reidenbach,	Yester,
Fleming,	Lederer,	Relly, J. M.,	Yetzer,
Floyd,	Lee,	Reynolds,	Young,
Fox,	Leisey,	Riley, R. L.,	Ziegler,
Frank,	Leonard,	Robbins,	Sorg,
	Limper,	Robertson,	Speaker

NAYS—0

NOT VOTING—2

Baumunk,

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 484, as follows:

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Warren State Hospital to sell and convey a certain tract of land in the township of Conewago County of Warren Pennsylvania but reserving therefrom an existing easement of right-of-way and of ingress and egress for continuance of such easement and repealing existing legislation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Warren State Hospital is hereby authorized on behalf of the Commonwealth of Pennsylvania to sell and convey for such consideration as may be agreed upon

and to make and execute a deed conveying the following herein described tract of land used in connection with the said Warren State Hospital

All that certain tract of land situate in the township of Conewago County of Warren and Commonwealth of Pennsylvania more particularly described as follows to wit

Beginning at a point in the easterly line of the Warren-Jamestown Public Road and at the north west corner of Lt No 13 of the Hazeltine Plot of lots as recorded in the Office for the recording of deeds in and for Warren County Pennsylvania in Deed Book Vol 91 Page 640 thence North thirty-seven degrees (N37°) East along the said Warren Jamestown Public Road sixty-five (65) feet to a point thence North twenty-four degrees four minutes (N24°04') East still continuing along the said public road one hundred forty-six and three-tenths (146.3) feet to a point thence South fifty-three degrees (S53°) East three hundred eighteen and four tenths (318.4) feet to a point in the westerly bank of the Conewago Creek at the north east corner of land now of James A Bloomquist thence North eighty-nine degrees (N89°) West along the northerly line of lands of said James A Bloomquist three hundred fifty-three and one-tenth (353.1) feet to the place of beginning containing seventy-three one-hundredths (0.73) acres of land

Excepting and reserving however therefrom an easement of right-of-way for the continued and uninterrupted use of a sewer disposal line existing and passing through said tract of land and a right of ingress and egress for the purpose of maintaining repairing and reconstructing the same

Section 2 The act approved the twenty-fifth day of June One thousand nine hundred forty-seven (P. L. 968) entitled "An act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Warren State Hospital to sell and convey a certain tract of land in the township of Conewago County of Warren Pennsylvania but reserving therefrom an existing easement of right-of-way and of ingress and egress for continuance of such easement" is hereby repealed absolutely

Section 3 The provisions of this act shall become effective immediately upon its final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. HEWITT. I should like to interrogate the gentleman from Warren, Mr. Gibson, the sponsor of the bill.

The SPEAKER. Will the gentleman from Warren permit himself to be interrogated.

Mr. GIBSON. I shall, Mr. Speaker.

Mr. HEWITT. Will the gentleman from Warren tell the Members of the House why this bill is necessary?

Mr. GIBSON. Mr. Speaker, the purpose of this bill is to correct an error made in the survey when the surveyor got his arrow turned around.

The SPEAKER. The Chair is unable to hear the gentleman. The gentleman will now proceed.

Mr. GIBSON. Mr. Speaker, this corrects an error in a survey by transposing the arrow which pointed to an east and west direction instead of north and south, as usual, so that the piece of land which was to be surveyed has been transferred from the west side of the road instead of being on the east side of the road. This bill seeks to correct the situation and make the purchaser much happier.

Mr. HEWITT. I thank the gentleman from Warren. Such a thing as that could only happen in Warren and nowhere else in the state.

Mr. GIBSON. Warren and Indiana, Mr. Speaker.

The SPEAKER. The Chair desires to inquire if there is a surveyor in the House. The surveyors made this mistake.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarrafa,
Beaver,	Glembocki,	McGee,	Sax,
Bednarek,	Good,	McKinney,	Scanlon,
Blair,	Goodling,	McMillen,	Schmidt,
Bloom,	Graybill,	McNally,	Schuster,
Boles,	Green,	Mihm,	Scott,
Bomberger,	Greenwood,	Mikula,	Seyler,
Boorse,	Greer,	Miller,	Shoemaker,
Bower,	Guarnieri,	Milliken,	Smith, C. C.,
Brandon,	Guthrie,	Mills,	Smith, W. B.,
Brelschi,	Hagerty,	Mintess,	Snider,
Breth,	Hall,	Mohroe,	Sollenberger,
Brice,	Hamilton,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harney,	Moore, H. A.,	Stank,
Brown, W. E.,	Harris,	Moran,	Stenberg,
Brunner,	Haudenschild,	Munley,	Stimmel,
Bucchin,	Heatherington,	Murray,	Stuart,
Cadwalader,	Helm,	Musto,	Swope,
Clapper,	Herman,	Nagel,	Tahl,
Clendenning,	Hersch,	Najaka,	Taylor,
Cochran,	Hewitt,	Needham,	Thompson,
Cole,	Hocker,	Neff,	Tompkins,
Coleman,	Hoffman,	Nixon,	Toomey,
Conway,	Hoggard,	O'Dare,	Varallo,
Cooper,	Hunter,	O'Donnell,	Varner,
Costa,	Jenkins,	Olsen,	Verona,
Dairymple,	Jennings,	Orban,	Wachhaus,
DeLong,	Jim,	Penglase,	Wagner,
Dennison,	Johnson,	Pentrack,	Wargo,
Depuy,	Jones, G. E.,	Peta,	Waterhouse,
Dougherty,	Jones, J. M.,	Petrosky,	Watkins,
Driscoll,	Jump,	Pettigrew,	Weidner,
Duffy,	Kamyk,	Praff,	Weiss,
Dye,	Keller,	Polen,	Welsh,
Elder,	Kemp,	Posta,	Wescott,
Erb,	Kent,	Powers,	Westrick,
Evans,	Kirley,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kline,	Price, R. A.,	Williams,
Felton,	Kohl,	Propert,	Wood,
Ferster,	Kolankiewicz,	Readinger,	Worley,
Filo,	Kondrath,	Reagan,	Yaffe,
Firmstone,	Kratz,	Reese,	Yeakel,
Flack,	Kurtz,	Reidenbach,	Yester,
Fleming,	Lederer,	Reilly, J. M.,	Yetzer,
Floyd,	Lee,	Reynolds,	Young,
Fox,	Leisey,	Riley, R. L.,	Ziegler,
Frank,	Leonard,	Robbins,	Sorg,
	Limper,	Robertson,	Speaker

NAYS—0

NOT VOTING—2

Baumunk, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 519, as follows:

An Act to further amend section nine of the act approved the thirty-first day of March one thousand eight hundred sixty (P. L. 427) entitled "An act to consolidate revise and amend the laws of this Commonwealth re-

lating to penal proceedings and pleadings" by providing for the entry of nolle prosequi in certain fraudulent conversion cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section nine of the act approved the thirty-first day of March one thousand eight hundred sixty (P. L. 427) entitled "An act to consolidate revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings" as amended by the act approved the eleventh day of April one thousand nine hundred twenty-nine (P. L. 514) is hereby further amended to read as follows

Section 9 In all cases where a person shall on the complaint of another be bound by recognizance to appear or shall for want of security be committed or shall be indicted for larceny or fraudulent conversion where the value of the goods and chattels alleged to have been stolen or the property alleged to have been fraudulently converted is less than [one] two hundred dollars or for an assault and battery or other misdemeanor to the injury and damage of the party complaining and not charged to have been done with intent to commit a felony or not being an infamous crime and for which there shall also be a remedy by action if the party complaining shall appear before the magistrate who may have taken recognizance or made the commitment or before the court in which the indictment shall be and acknowledge to have received satisfaction for such injury and damage it shall be lawful for the magistrate in his discretion to discharge the recognizance which may have been taken for the appearance of the defendant or in case of committal to discharge the prisoner or for the court also where such proceeding has been returned to the court in their discretion to order a nolle prosequi to be entered on the indictment as the case may require upon payment of costs Provided That this act shall not extend to any assault and battery or other misdemeanor committed by or on any officer or minister of justice

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altschuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarraff,
Beaver,	Glembocki,	McGee,	Sax,
Bednarek,	Good,	McKinney,	Scanlon,
Blair,	Goodling,	McMillen,	Schmidt,
Bloom,	Graybill,	McNally,	Schuster,
Boies,	Green,	Mihm,	Scott,
Bomberger,	Greenwood,	Mikula,	Seyler,
Boorse,	Greer,	Miller,	Shoemaker,
Bower,	Guarnieri,	Milliken,	Smith, C. C.,
Brandon,	Guthrie,	Mills,	Smith, W. B.,
Breisch,	Hagerty,	Mintess,	Snider,
Breth,	Hall,	Monroe,	Sollenberger,
Brice,	Hamilton,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harney,	Moore, H. A.,	Stank,
Brown, W. E.,	Harris,	Moran,	Sternberg,
Brunner,	Haudenschild,	Munley,	Stimmel,
Bucchin,	Heatherington,	Murray,	Stuart,
Cadwalader,	Helm,	Musto,	Swope,
Clapper,	Herman,	Nagel,	Tahl,
Clendening,	Hersch,	Najaka,	Taylor,
Cochran,	Hewitt,	Needham,	Thompson,
Cole,	Hocker,	Neff,	Tompkins,
Coleman,	Hoffman,	Nixon,	Toomey,
Conway,	Hoggard,	O'Dare,	Varallo,
Cooper,	Hunter,	O'Donnell,	Varnier,
Costa,	Jenkins,	Olsen,	Verona,
Dalrymple,	Jennings,	Orban,	Wachhaus,
DeLong,	Jim,	Penglase,	Wagner,
Dennison,	Johnson,	Pentrack,	Wargo,

Depuy,	Jones, G. E.,	Peta,	Waterhouse,
Dougherty,	Jones, J. M.,	Petrosky,	Watkins,
Driscoll,	Jump,	Pettigrew,	Weidner,
Duffy,	Kamyk,	Pfaff,	Weiss,
Dye,	Keller,	Polen,	Welsh,
Elder,	Kemp,	Posta,	Wescott,
Erb,	Kent,	Powers,	Westrick,
Evans,	Kirley,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kline,	Price, R. A.,	Williams,
Felton,	Kohl,	Proper,	Wood,
Ferster,	Kolankiewicz,	Readinger,	Worley,
Filo,	Kondrath,	Reagan,	Yaffe,
Firmstone,	Kratz,	Reese,	Yeakel,
Flack,	Kurtz,	Reidenbach,	Yester,
Fleming,	Lederer,	Relly, J. M.,	Yetzer,
Floyd,	Lee,	Reynolds,	Young,
Fox,	Lelsey,	Riley, R. L.,	Ziegler,
Frank,	Leonard,	Robbins,	Sorg,
	Limper,	Robertson,	Speaker

NAYS—0

NOT VOTING—2

Baumunk,

Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 523, as follows:

An Act to amend section eleven of the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1410) entitled "An act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County certain associate judges not learned in the law and repealing certain acts inconsistent herewith" by providing for the monthly payment of the compensation of certain judges

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section eleven of the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1410) entitled "An act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County certain associate judges not learned in the law and repealing certain acts inconsistent herewith" is hereby amended to read as follows

Section 11 The annual salaries and the compensation of the associate judges not learned in the law hereinbefore provided for shall be paid monthly by warrant of the Auditor General on the State Treasurer

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altschuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarraff,
Beaver,	Glembocki,	McGee,	Sax,

Bednarek,	Good,	McKinney,	Scanlon,
Blair,	Goodling,	McMillen,	Schmidt,
Bloom,	Graybill,	McNally,	Schuster,
Boles,	Green,	Mihm,	Scott,
Bombberger,	Greenwood,	Mikula,	Seyler,
Boorse,	Greer,	Miller,	Shoemaker,
Bower,	Guarnieri,	Milliken,	Smith, C. C.,
Brandon,	Guthrie,	Mills,	Smith, W. B.,
Breisch,	Hagerty,	Mintess,	Snider,
Breth,	Hall,	Monroe,	Sollenberger,
Brice,	Hamilton,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harney,	Moore, H. A.,	Stank,
Brown, W. E.,	Harris,	Moran,	Sternberg,
Brunner,	Haudenschild,	Munley,	Stimmel,
Bucchin,	Heatherington,	Murray,	Stuart,
Cadwalader,	Helm,	Musto,	Swope,
Clapper,	Herman,	Nagel,	Tahl,
Clendenning,	Hersch,	Najaka,	Taylor,
Cochran,	Hewitt,	Needham,	Thompson,
Cole,	Hocker,	Neff,	Tompkins,
Coleman,	Hoffman,	Nixon,	Toomey,
Conway,	Hoggard,	O'Dare,	Varallo,
Cooper,	Hunter,	O'Donnell,	Varner,
Costa,	Jenkins,	Olsen,	Verna,
Dalrymple,	Jennings,	Orban,	Wachhaus,
DeLong,	Jim,	Penglass,	Wagner,
Dennison,	Johnson,	Pentrack,	Wargo,
Depuy,	Jones, G. E.,	Peta,	Waterhouse,
Dougherty,	Jones, J. M.,	Petrosky,	Watkins,
Driscoll,	Jump,	Pettigrew,	Weidner,
Duffy,	Kamyk,	Pfaff,	Weiss,
Dye,	Keller,	Polen,	Welsh,
Elder,	Kemp,	Posta,	Westcott,
Erb,	Kent,	Powers,	Westrick,
Evans,	Kirley,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kilne,	Price, R. A.,	Williams,
Felton,	Kohl,	Propert,	Wood,
Ferster,	Kolankiewicz,	Readinger,	Worley,
Filo,	Kondrath,	Reagan,	Yaffe,
Firmstone,	Kratz,	Reese,	Yeakel,
Flack,	Kurtz,	Reidenbach,	Yester,
Fleming,	Lederer,	Reilly, J. M.,	Yetzer,
Floyd,	Lee,	Reynolds,	Young,
Fox,	Leisey,	Riley, R. L.,	Ziegler,
Frank,	Leonard,	Robbins,	Sorg,
	Limper,	Robertson,	

Speaker

NAYS—0

NOT VOTING—2

Baumunk, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 602, as follows:

An Act making a deficiency appropriation from the General Fund to the Department of Labor and Industry for use by the State Board of Vocational Rehabilitation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of three hundred thousand dollars (\$300,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Labor and Industry for use by the State Board of Vocational Rehabilitation in purchasing artificial appliances for and payment of the maintenance cost of physically handicapped persons in training including the deaf and hard of hearing and in paying all other expenses necessary in carrying out the provisions of the Rehabilitation Act and in addition thereto any contribution from the Federal Government or from any other source for rehabilitation shall be paid into the General Fund and credited to this appropriation

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarraf,
Beaver,	Glembocki,	McGee,	Sax,
Bednarek,	Good,	McKinney,	Scanlon,
Blair,	Goodling,	McMillen,	Schmidt,
Bloom,	Graybill,	McNally,	Schuster,
Boles,	Green,	Mihm,	Scott,
Bombberger,	Greenwood,	Mikula,	Seyler,
Boorse,	Greer,	Miller,	Shoemaker,
Bower,	Guarnieri,	Milliken,	Smith, C. C.,
Brandon,	Guthrie,	Mills,	Smith, W. B.,
Breisch,	Hagerty,	Mintess,	Snider,
Breth,	Hall,	Monroe,	Sollenberger,
Brice,	Hamilton,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harney,	Moore, H. A.,	Stank,
Brown, W. E.,	Harris,	Moran,	Sternberg,
Brunner,	Haudenschild,	Munley,	Stimmel,
Bucchin,	Heatherington,	Murray,	Stuart,
Cadwalader,	Helm,	Musto,	Swope,
Clapper,	Herman,	Nagel,	Tahl,
Clendenning,	Hersch,	Najaka,	Taylor,
Cochran,	Hewitt,	Needham,	Thompson,
Cole,	Hocker,	Neff,	Tompkins,
Coleman,	Hoffman,	Nixon,	Toomey,
Conway,	Hoggard,	O'Dare,	Varallo,
Cooper,	Hunter,	O'Donnell,	Varner,
Costa,	Jenkins,	Olsen,	Verna,
Dalrymple,	Jennings,	Orban,	Wachhaus,
DeLong,	Jim,	Penglass,	Wagner,
Dennison,	Johnson,	Pentrack,	Wargo,
Depuy,	Jones, G. E.,	Peta,	Waterhouse,
Dougherty,	Jones, J. M.,	Petrosky,	Watkins,
Driscoll,	Jump,	Pettigrew,	Weidner,
Duffy,	Kamyk,	Pfaff,	Weiss,
Dye,	Keller,	Polen,	Welsh,
Elder,	Kemp,	Posta,	Westcott,
Erb,	Kent,	Powers,	Westrick,
Evans,	Kirley,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kilne,	Price, R. A.,	Williams,
Felton,	Kohl,	Propert,	Wood,
Ferster,	Kolankiewicz,	Readinger,	Worley,
Filo,	Kondrath,	Reagan,	Yaffe,
Firmstone,	Kratz,	Reese,	Yeakel,
Flack,	Kurtz,	Reidenbach,	Yester,
Fleming,	Lederer,	Reilly, J. M.,	Yetzer,
Floyd,	Lee,	Reynolds,	Young,
Fox,	Leisey,	Riley, R. L.,	Ziegler,
Frank,	Leonard,	Robbins,	Sorg,
	Limper,	Robertson,	

Speaker

NAYS—0

NOT VOTING—2

Baumunk, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 609, as follows:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of

trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by authorizing administrative departments boards and commissions with the approval of the Governor to enter into contracts with State Authorities

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsections (e) (f) and (h) of section five hundred eight of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teacher Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments board and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" subsections (e) and (f) of which were added by the act approved the twenty-first day of June one thousand nine hundred thirty-seven (P. L. 1865) and subsection (h) of which was added by the act approved the third day of June one thousand nine hundred forty-three (P. L. 829) are hereby amended to read as follows

Section 508 Erection Repairs or Alterations of and Additions to Buildings

* * * * *

(e) In order to procure the erection and construction of new buildings or alterations repairs or addition to existing buildings of the Commonwealth by The General State Authority ['] and all other Authorities now or hereafter created by the General Assembly of the Commonwealth of Pennsylvania the Department of Property and Supplies shall have power and authority with the approval of the Governor and in the case of such buildings not on the Capitol grounds with the approval of the department board or commission having control of the same to grant assign and convey with or without consideration to The General State Authority any lands or buildings or both now owned by the Commonwealth of Pennsylvania or hereafter acquired by it together with any other improvements easements or rights-of-way in or on such lands which may be required by The General State Authority for this purpose or to lease to The General State Authority for a term not exceeding ninety-nine (99) years at a nominal or such other rental as may be determined any or all such lands and buildings and improvements easements or rights-of-way including but without limiting the generality of the foregoing that portion of the Capitol Park grounds at Harrisburg bounded on the north by North Street on the east by Fisher Plaza on the south by North Drive and on the west by Commonwealth Avenue for the purpose of having The

General State Authority to erect and construct thereon an office building for the use of the Commonwealth

(f) The Department of Property and Supplies shall have power and authority with the approval of the Governor to enter into contracts with The General State Authority and all other Authorities now or hereafter created by the General Assembly of the Commonwealth of Pennsylvania to lease as lessee from the Authority any or all of the projects undertaken for the Commonwealth by the Authority for a term with respect to each such project not exceeding thirty (30) years at such rental or rentals as may be determined by the Authority and upon the completion of such projects the Department of Property and Supplies shall have power and authority with the approval of the Governor to lease as lessee any or all of the projects completed by the Authority for a term with respect to each project leased not exceeding thirty (30) years at such rental or rentals as may be determined by the Authority

* * * * *

(h) The Department of Property and Supplies shall have the power and authority with the approval of the Governor to enter into agreements with [the] The General State Authority ['] and all other Authorities now or hereafter created by the General Assembly of the Commonwealth of Pennsylvania whereby the department will construct buildings or other facilities for the use of the Commonwealth to be paid for from funds of [the] The General State Authority

Section 2 Section five hundred twenty-eight is hereby added to the said act to read as follows

Section 528 Any administrative department board or commission with the approval of the Governor may enter into contracts with any Authority now or hereafter created by the General Assembly of the Commonwealth of Pennsylvania to effectuate the purposes for which such Authority may have been or shall be created

Section 3 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarraf,
Beaver,	Glembocki,	McGee,	Sax,
Bednarek,	Good,	McKinney,	Scanlon,
Blair,	Goodling,	McMillen,	Smith, C. C.,
Bloom,	Graybill,	McNally,	Schuster,
Boles,	Green,	Mihm,	Scott,
Bomberger,	Greenwood,	Mikula,	Seyler,
Boorse,	Greer,	Miller,	Shoemaker,
Bower,	Guarnieri,	Milliken,	Smith, C. C.,
Brandon,	Guthrie,	Mills,	Smith, W. B.,
Breisch,	Hagerty,	Mintess,	Snider,
Breth,	Hall,	Monroe,	Sollenberger,
Brice,	Hamilton,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harney,	Moore, H. A.,	Stank,
Brown, W. E.,	Harris,	Moran,	Sternberg,
Brunner,	Haudenshield,	Munley,	Stimmel,
Bucchin,	Heatherington,	Murray,	Stuart,
Cadwalader,	Helm,	Musto,	Swope,
Clapper,	Herman,	Nagel,	Tahl,
Clendening,	Hersch,	Najaka,	Taylor,
Cochran,	Hewitt,	Needham,	Thompson,
Cole,	Hocker,	Neff,	Tompkins,
Coleman,	Hoffman,	Nixon,	Toomey,
Coway,	Hoggard,	O'Dare,	Varallo,
Cooper,	Hunter,	O'Donnell,	Varner,
Costa,	Jenkins,	Olsen,	Verona,
Dalrymple,	Jennings,	Orban,	Wachhaus,
DeLong,	Jim,	Penglase,	Wagner,
Dennison,	Johnson,	Pentrack,	Wargo,
Depuy,	Jones, G. E.,	Peta,	Waterhouse,

Dougherty,	Jones, J. M.,	Petrosky,	Watkins,
Driscoll,	Jump,	Pettigrew,	Weidner,
Duffy,	Kamyk,	Pfaff,	Weiss,
Dye,	Keller,	Polen,	Welsh,
Elder,	Kemp,	Posta,	Wescott,
Erb,	Kent,	Powers,	Westrick,
Evans,	Kirley,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kline,	Price, R. A.,	Williams,
Felton,	Kohl,	Propert,	Wood,
Ferster,	Kolankiewicz,	Readinger,	Worley,
Filo,	Kondrath,	Reagan,	Yaffe,
Firmstone,	Kratz,	Reese,	Yeakel,
Flack,	Kurtz,	Reidenbach,	Yester,
Fleming,	Lederer,	Reilly, J. M.,	Yetzer,
Floyd,	Lee,	Reynolds,	Young,
Fox,	Leisey,	Riley, R. L.,	Ziegler,
Frank,	Leonard,	Robbins,	Sorg,
	Limper,	Robertson,	Speaker

NAYS—0

NOT VOTING—2

Baumunk, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 613, as follows:

An Act making a deficiency appropriation to the Department of Military Affairs for use by the Soldiers' and Sailors' Home at Erie Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of sixty-nine thousand dollars (\$69,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Military Affairs for use by the Soldiers' and Sailors' Home at Erie Pennsylvania for the two fiscal years beginning June 1 1947 for the payment of salaries wages or other compensation of the superintendent and other employees for the payment of general expenses supplies printing and equipment for improvements to land for repairs alterations and improvements to plant and equipment for the purchase of equipment furniture furnishings and livestock for expenses of the Board of Trustees and incidental expenses for burial expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Soldiers' and Sailors' Home at Erie as may be authorized and approved by the Adjutant General

Section 2 This act shall take effect immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarrafi,
Beaver,	Glembockl,	McGee,	Sax,
Bednarek,	Good,	McKinney,	Scanlon,
Blair,	Goodling,	McMillen,	Schmidt,
Bloom,	Graybill,	McNally,	Schuster,
Boles,	Green,	Mihm,	Scott,
Bomberger,	Greenwood,	Mikula,	Seyler,
Boorse,	Greer,	Miller,	Shoemaker,
Bower,	Guarnieri,	Milliken,	Smith, C. C.,

Brandon,	Guthrie,	Mills,	Smith, W. B.,
Brelsch,	Hagerty,	Mintess,	Sollenberger,
Breth,	Hall,	Monroe,	Spencer,
Brice,	Hamilton,	Moore, C. E.,	Stank,
Brown, H. S.,	Harney,	Moore, H. A.,	Sternberg,
Brown, W. E.,	Harris,	Moran,	Stimmel,
Brunner,	Haudenschild,	Munley,	Stuart,
Bucchin,	Heatherington,	Murray,	Swope,
Cadwalader,	Helm,	Musto,	Tahl,
Clapper,	Herman,	Nagel,	Taylor,
Clendenen,	Hersch,	Najaka,	Thompson,
Cochran,	Hewitt,	Needham,	Tompkins,
Cole,	Hocker,	Neff,	Toomey,
Coleman,	Hoffman,	Nixon,	Varallo,
Conway,	Hoggard,	O'Dare,	Varner,
Cooper,	Hunter,	O'Donnell,	Verona,
Costa,	Jenkins,	Olson,	Wachhaus,
Dalrymple,	Jennings,	Orban,	Wagner,
DeLong,	Jim,	Penglase,	Wargo,
Dennison,	Johnson,	Pentrack,	Waterhouse,
Depuy,	Jones, G. E.,	Peta,	Watkins,
Dougherty,	Jones, J. M.,	Petrosky,	Weidner,
Driscoll,	Jump,	Pettigrew,	Welsh,
Duffy,	Kamyk,	Pfaff,	Welsh,
Dye,	Keller,	Polen,	Wescott,
Elder,	Kemp,	Posta,	Westrick,
Erb,	Kent,	Powers,	Wheeler,
Evans,	Kirley,	Price, H. W., Jr.,	Williams,
Ewing,	Kline,	Price, R. A.,	Wood,
Felton,	Kohl,	Propert,	Worley,
Ferster,	Kolankiewicz,	Readinger,	Yaffe,
Filo,	Kondrath,	Reagan,	Yeakel,
Firmstone,	Kratz,	Reese,	Yester,
Flack,	Kurtz,	Reidenbach,	Yetzer,
Fleming,	Lederer,	Reilly, J. M.,	Young,
Floyd,	Lee,	Reynolds,	Ziegler,
Fox,	Leisey,	Riley, R. L.,	Sorg,
Frank,	Leonard,	Robbins,	Speaker
	Limper,	Robertson,	

NAYS—0

NOT VOTING—2

Baumunk, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 623, as follows:

An Act to repeal the act approved the sixteenth day of May one thousand nine hundred forty-five (P. L. 599) entitled "An act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a tract of land in the City of Philadelphia Commonwealth of Pennsylvania to be used as the site of the headquarters or capitol of any organization to preserve the peace of the world which may be created by The United Nations and ceding jurisdiction to the United States"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the sixteenth day of May one thousand nine hundred forty-five (P. L. 599) entitled "An act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a tract of land in the City of Philadelphia Commonwealth of Pennsylvania to be used as the site of the headquarters or capitol of any organization to preserve the peace of the world which may be created by The United Nations and ceding jurisdiction to the United States" is hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Altshuler,	Frost,	Limper,	Robertson,
Amarando,	Gaffney,	Loftus,	Rose,
Andrews,	Gallagher,	Lovett,	Rosen,
Bane,	George,	Madigan,	Rovansek,
Barkdoll,	Gibson,	McCormack,	Royer,
Beaver,	Glembocki,	McCullough,	Sarrafi,
Bednarek,	Good,	McGee,	Sax,
Blair,	Goodling,	McKinney,	Scanlon,
Bloom,	Graybill,	McMillen,	Schmidt,
Boles,	Green,	McNally,	Schuster,
Bomberger,	Greenwood,	Mihm,	Scott,
Boorse,	Greer,	Mikula,	Seyler,
Bower,	Guarnieri,	Miller,	Shoemaker,
Brandon,	Guthrie,	Milliken,	Smith, C. C.,
Breisch,	Hagerty,	Mills,	Smith, W. B.,
Breth,	Hall,	Mintess,	Snider,
Brice,	Hamilton,	Monroe,	Sollenberger,
Brown, H. S.,	Harney,	Moore, C. E.,	Spencer,
Brown, W. E.,	Harris,	Moore, H. A.,	Stank,
Brunner,	Haudenschild,	Moran,	Sternberg,
Bucchin,	Heatherington,	Munley,	Stimmel,
Cadwalader,	Helm,	Murray,	Stuart,
Clapper,	Herman,	Musto,	Swope,
Clendenen,	Hersch,	Nagel,	Tahl,
Cochran,	Hewitt,	Najaka,	Taylor,
Cole,	Hocker,	Needham,	Thompson,
Coleman,	Hoffman,	Neff,	Tompkins,
Conway,	Hoggard,	Nixon,	Toomey,
Cooper,	Hunter,	O'Dare,	Varallo,
Costa,	Jenkins,	O'Donnell,	Varnier,
Dalrymple,	Jennings,	Olsen,	Verona,
DeLong,	Jim,	Orban,	Wachhaus,
Dennison,	Johnson,	Penglase,	Wagner,
Depuy,	Jones, G. E.,	Pentrack,	Wargo,
Dougherty,	Jones, J. M.,	Peta,	Waterhouse,
Driscoll,	Jump,	Petrosky,	Watkins,
Duffy,	Kamyk,	Pettigrew,	Weidner,
Dye,	Keller,	Pfaff,	Weiss,
Elder,	Kemp,	Polen,	Welsh,
Erb,	Kent,	Posta,	Wescott,
Evans,	Kirley,	Powers,	Westrick,
Ewing,	Kline,	Price, H. W., Jr.,	Wheeler,
Felton,	Kohl,	Price, R. A.,	Williams,
Ferster,	Kolankiewicz,	Probert,	Wood,
Filo,	Kondrath,	Readinger,	Yaffe,
Firmstone,	Kratz,	Reagan,	Yeakel,
Flack,	Kurtz,	Reese,	Yester,
Fleming,	Lederer,	Reidenbach,	Yetzer,
Floyd,	Lee,	Reilly, J. M.,	Young,
Fox,	Lelsey,	Reynolds,	Ziegler,
Frank,	Leonard,	Riley, R. L.,	Sorg,
		Robbins,	Speaker

NAYS—1

Worley,

NOT VOTING—2

Baumunk, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 624, as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 0.4135 acres more or less situate in the Township of Franklin County of Greene formerly used by the Department of Highways of the Commonwealth.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whereas the land described below has been previously used for purposes of the Department of Highways and is no longer used or needed for the purposes of that department and

Whereas it has been determined that the said land is not used or needed for other governmental functions of the Commonwealth therefore

Section 2 The Department of Property and Supplies acting on behalf of the Commonwealth of Pennsylvania and subject to the approval of the Governor is hereby authorized to grant and convey for such consideration as may be agreed upon to make and execute a deed of conveyance for all that certain piece of parcel or lot of ground situate in the Township of Franklin County of Greene and Commonwealth of Pennsylvania bounded and described as follows

Beginning at a point in Pennsylvania State Highway Route No 88 leading from Waynesburg to Jefferson thence by lands of the Pennsylvania Department of Highways North 44° 14' West 200.19 feet to a point in the Chartiers-Southern Railroad right of way thence by the same right of way North 71° 55' 15" East 6.47 feet to a point in the same thence still by the same North 82° 56' 10" East 213.12 feet to a point in the same thence by lands formerly of Mary A Henderson et al now or formerly of the Monongahela Railway Company South 5° 54' West 9.97 feet to a point in the same thence by the same South 25° 27' West 23.17 feet to a point thence still by the same South 25° 27' West 67.83 feet to a point in the same thence by the same South 25° 27' West 88.13 feet to a point in said State Highway Route No 88 the place of beginning

Containing 0.4135 acres be the same more or less

Section 3 The deed of conveyance shall be approved by the Department of Justice and shall be executed by the Secretary of the Department of Property and Supplies in the name of and on behalf of the Commonwealth of Pennsylvania

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarrafi,
Beaver,	Glembocki,	McGee,	Sax,
Bednarek,	Good,	McKinney,	Scanlon,
Blair,	Goodling,	McMillen,	Schmidt,
Bloom,	Graybill,	McNally,	Schuster,
Boles,	Green,	Mihm,	Scott,
Bomberger,	Greenwood,	Mikula,	Seyler,
Boorse,	Greer,	Miller,	Shoemaker,
Bower,	Guarnieri,	Milliken,	Smith, C. C.,
Brandon,	Guthrie,	Mills,	Smith, W. B.,
Breisch,	Hagerty,	Mintess,	Snider,
Breth,	Hall,	Monroe,	Sollenberger,
Brice,	Hamilton,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harney,	Moore, H. A.,	Stank,
Brown, W. E.,	Harris,	Moran,	Sternberg,
Brunner,	Haudenschild,	Munley,	Stimmel,
Bucchin,	Heatherington,	Murray,	Stuart,
Cadwalader,	Helm,	Musto,	Swope,
Clapper,	Herman,	Nagel,	Tahl,
Clendenen,	Hersch,	Najaka,	Taylor,
Cochran,	Hewitt,	Needham,	Thompson,
Cole,	Hocker,	Neff,	Tompkins,
Coleman,	Hoffman,	Nixon,	Toomey,
Conway,	Hoggard,	O'Dare,	Varallo,
Cooper,	Hunter,	O'Donnell,	Varnier,
Costa,	Jenkins,	Olsen,	Verona,
Dalrymple,	Jennings,	Orban,	Wachhaus,
DeLong,	Jim,	Penglase,	Wagner,
Dennison,	Johnson,	Pentrack,	Wargo,
Depuy,	Jones, G. E.,	Peta,	Waterhouse,
Dougherty,	Jones, J. M.,	Petrosky,	Watkins,
Driscoll,	Jump,	Pettigrew,	Weidner,
Duffy,	Kamyk,	Pfaff,	Weiss,
Dye,	Keller,	Polen,	Welsh,
Elder,	Kemp,	Posta,	Wescott,
Erb,	Kent,	Powers,	Westrick,

Evans,	Kirley,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kline,	Price, R. A.,	Williams,
Felton,	Kohl,	Probert,	Wood,
Ferster,	Kolankiewicz,	Readinger,	Worley,
Filo,	Kondrath,	Reagan,	Yaffe,
Firmstone,	Kratz,	Reese,	Yeakel,
Flack,	Kurtz,	Reidenbach,	Yester,
Fleming,	Lederer,	Reilly, J. M.,	Yetzer,
Floyd,	Lee,	Reynolds,	Young,
Fox,	Leisey,	Riley, R. L.,	Ziegler,
Frank,	Leonard,	Robbins,	Sorg,
	Limper,	Robertson,	Speaker

NAYS—0

NOT VOTING—2

Baumunk, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 630, as follows:

An Act making a deficiency appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred forty-seven and for the payment of assistance and expense accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred forty-seven.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of ten million six hundred thousand dollars (\$10,600,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Public Assistance for the payment of assistance and administrative expenses as provided by the Public Assistance Law and for the payment of attorneys' fees and court costs necessary for the proper conduct of the work of the Department of Public Assistance for the two fiscal years beginning June first one thousand nine hundred forty-seven and for the payment of assistance and administrative expenses attorneys' fees and court costs accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred forty-seven.

Section 2 Out of the moneys appropriated by section one of this act the Department of Public Assistance shall allocate funds from time to time for the several assistance programs (old age assistance aid to dependent children pensions for the blind general assistance and other programs provided by the Public Assistance Law) for administrative expenses of the several county boards of assistance for such administrative expenses incurred by the department which are chargeable to such boards and for the payment of attorneys' fees and court costs necessary for the proper conduct of the work of the department.

Section 3 Out of the moneys appropriated by section one of this act quarterly allocations shall be made to the Department of the Auditor General and the Treasury Department respectively in such amounts as may be deemed necessary to pay the administrative expenses of such departments in auditing and disbursing appropriations for or relating to public assistance including any Federal sums supplementing such appropriations. In the case of the Department of the Auditor General said allocation shall be made by the Governor President pro tempore of the Senate Speaker of the House of Representatives and the Auditor General or a majority thereof and in the case of allocations made to the Treasury Department such allocations shall be made by the Governor President pro tempore of the Senate Speaker of the

House of Representatives and the State Treasurer or a majority thereof.

Section 4 This act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarra,
Beaver,	Glembocki,	McGee,	Sax,
Bednarek,	Good,	McKinney,	Scanlon,
Blair,	Goodling,	McMillen,	Schmidt,
Bloom,	Graybill,	McNally,	Schuster,
Boles,	Green,	Mihm,	Scott,
Bomberger,	Greenwood,	Mikula,	Seyler,
Boorse,	Greer,	Miller,	Shoemaker,
Bower,	Guarnieri,	Milliken,	Smith, C. C.,
Brandon,	Guthrie,	Mills,	Smith, W. B.,
Brelsch,	Hagerty,	Mintess,	Snider,
Breth,	Hall,	Monroe,	Sollenberger,
Brice,	Hamilton,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harney,	Moore, H. A.,	Stank,
Brown, W. E.,	Harris,	Moran,	Sternberg,
Brunner,	Haudenshield,	Munley,	Stimmel,
Bucchin,	Heatherington,	Murray,	Stuart,
Cadwalader,	Helm,	Musto,	Swope,
Clapper,	Herman,	Nagel,	Tahl,
Clendening,	Hersch,	Najaka,	Taylor,
Cochran,	Hewitt,	Needham,	Thompson,
Cole,	Hocker,	Neff,	Tompkins,
Coleman,	Hoffman,	Nixon,	Toomey,
Conway,	Hoggard,	O'Dare,	Varallo,
Cooper,	Hunter,	O'Donnell,	Varner,
Costa,	Jenkins,	Olsen,	Verona,
Dalrymple,	Jennings,	Orban,	Wachhaus,
DeLong,	Jim,	Penglase,	Wagner,
Dennison,	Johnson,	Pentrack,	Wargo,
Depuy,	Jones, G. E.,	Peta,	Waterhouse,
Dougherty,	Jones, J. M.,	Petrosky,	Watkins,
Driscoll,	Jump,	Pettigrew,	Weidner,
Duffy,	Kamyk,	Pfaff,	Weiss,
Dye,	Keller,	Polen,	Welsh,
Elder,	Kemp,	Posta,	Wescott,
Erb,	Kent,	Powers,	Westrick,
Evans,	Kirley,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kline,	Price, R. A.,	Williams,
Felton,	Kohl,	Probert,	Wood,
Ferster,	Kolankiewicz,	Readinger,	Worley,
Filo,	Kondrath,	Reagan,	Yaffe,
Firmstone,	Kratz,	Reese,	Yeakel,
Flack,	Kurtz,	Reidenbach,	Yester,
Fleming,	Lederer,	Reilly, J. M.,	Yetzer,
Floyd,	Lee,	Reynolds,	Young,
Fox,	Leisey,	Riley, R. L.,	Ziegler,
Frank,	Leonard,	Robbins,	Sorg,
	Limper,	Robertson,	Speaker

NAYS—0

NOT VOTING—2

Baumunk, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 667, as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell the

tracts of land with the improvements thereon occupied by the former Pennsylvania Maritime Academy in Bucks County and providing for the disposition of the proceeds of such sale

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies with the approval of the Governor is hereby authorized and empowered to sell at public sale to the highest bidder the several lots of ground with the improvements thereon comprising the land formerly occupied by the Pennsylvania Maritime Academy as follows

Lot No. 1 All that certain lot or piece of ground with the buildings and improvements thereon erected lying and being in the Township of Falls County of Bucks and State of Pennsylvania bounded and described as follows to wit

Beginning at a stone standing in the middle of the road (called Bordertown Ferry Road) now or late a corner of Hector C Robbins' land and also a corner of John W Thompson's land and running thence along said Thompson's land north ten and a half degrees east thirty-eight and six-tenths perches to low water mark of Biles Creek thence along the same south forty-two degrees west thirty-six perches to the line of land late of Benjamin P. Brown thence along the same and the above named road south fifty-five and a half degrees east twenty and five-tenths perches to the place of beginning

Containing two acres and forty perches of land be the same more or less

Being the same lot which by indenture dated the fourth day of January one thousand nine hundred forty-seven was conveyed by John E. Thropp 3rd and Genevieve A. Thropp his wife James W. Thropp and Lillian I. Thropp his wife Charles S. Keevil and Etta Pence Keevil his wife and Charles S. Keevil Jr. single man to the Commonwealth of Pennsylvania said deed being recorded in the office for the Recording of Deeds in and for the County of Bucks in Deed Book number seven hundred seventy-eight page ninety-six

Lot No. 2 All that certain tract or parcel of land situate in the Township of Falls in the County of Bucks and State of Pennsylvania bounded and described according to a survey thereof made by Edward Pickering 3rd Registered Surveyor on the twenty-fourth day of May one thousand nine hundred forty-four as follows to wit

Beginning at a corner of remaining land of W. Paul Starkey Jr. and Austin C. Starkey in the middle of the Bordertown Ferry Road thirty-three feet (33') wide at a distance of one hundred six and fifty-one hundredths feet measured southeastwardly along the middle of said road from a corner of land of the John E. Thropp Estate thence extending along remaining land of Starkey's aforesaid from which this is taken the three following courses and distances viz north thirty-six degrees twenty-five minutes thirty seconds east five hundred fifty-four and three-tenths feet to a stone corner thence north eight degrees thirty-four minutes thirty seconds west two hundred twelve and thirteen-hundredths feet to a stone corner thence north fifty-three degrees thirty-four minutes thirty seconds west three hundred and thirty-seven feet more or less to the low water line of Biles Creek thence passing down the same and around the point and down the low water line of the Delaware River by its various courses for a distance of two thousand and ninety-seven feet more or less to another corner of remaining land of W. Paul Starkey Jr. and Austin C. Starkey aforesaid thence by said land and passing over a line stone set on the top of the river bank and over another line stone set on the side of the road south thirty-six degrees twenty-five minutes thirty seconds west sixteen hundred twenty-four and three-tenths feet more or less to the middle of the Bordertown Ferry Road aforesaid thence along the middle thereof north fifty-three degrees thirty-four minutes thirty seconds west one hundred feet to the place of beginning

Containing twenty-one and ninety-two hundredths acres (21.92) be the same more or less

Being the same lot which by indenture dated the fourteenth day of June one thousand nine hundred forty-four was conveyed by W Paul Starkey Jr and Elizabeth Kennedy Starkey his wife and Austin C Starkey single man to the Commonwealth of Pennsylvania said deed being recorded in the Office for the Recording of Deeds in and for the County of Bucks in Deed Book number seven hundred forty-three page two hundred thirty-three

Lot No 3 All that certain piece or tract of land situate in the township of Falls County of Bucks and State of Pennsylvania bounded and described as follows to wit

Beginning at a point in the middle of the Bordertown Ferry Road at a corner of other property of the Commonwealth of Pennsylvania and running thence (1) in the said road north fifty-three degrees thirty-four minutes thirty seconds west one hundred six and fifty-one hundredths feet to a corner of land of John E Thropp Estate thence (2) north five degrees thirty-nine minutes thirty seconds east along the said Thropp land seven hundred three and forty-six hundredths feet to mean low water of the River Delaware thence (3) along the same northerly one hundred two and no-tenths feet more or less to a point of other land of the Commonwealth of Pennsylvania thence (4) south fifty-three degrees thirty-four minutes thirty seconds east along the Commonwealth land three hundred thirty-seven and no-tenths feet thence (5) continuing along the same south eight degrees thirty-four minutes thirty seconds east two hundred twelve and thirteen hundredths feet to a corner thence (6) again along the same south thirty-six degrees twenty-five minutes thirty seconds west a distance of five hundred fifty-four and thirty hundredths feet to the middle of the said road and to the place of beginning

Containing four and eight hundred nine thousandths acres (4.809) of land be the same more or less

Being the same lot which by indenture dated the thirty-first day of October one thousand nine hundred forty-six was conveyed by W Paul Starkey Jr and Elizabeth Kennedy Starkey his wife and Austin C Starkey single man to the Commonwealth of Pennsylvania said deed being recorded in the Office for the Recording of Deeds in and for the County of Bucks in Deed Book number seven hundred eighty-three page sixty-four

Section 2 The moneys received as the purchase price shall be paid into the General Fund of the State Treasury

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarraff,
Beaver,	Glembocki,	McGee,	Sax,
Bednarek,	Good,	McKinney,	Scanlon,
Blair,	Goodling,	McMillen,	Schmidt,
Bloom,	Graybill,	McNally,	Schuster,
Boles,	Green,	Mihm,	Scott,
Bomberger,	Greenwood,	Mikula,	Seyler,
Boorse,	Greer,	Miller,	Shoemaker,
Bower,	Guarnieri,	Milliken,	Smith, C. C.,
Brandon,	Guthrie,	Mills,	Smith, W. B.,
Brelschi,	Hagerty,	Mintess,	Snider,
Breth,	Hall,	Monroe,	Sollenberger,
Brice,	Hamilton,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harney,	Moore, H. A.,	Stank,
Brown, W. E.,	Harris,	Moran,	Sternberg,
Brunner,	Haudenshield,	Munley,	Stimmel,
Bucchin,	Heatherington,	Murray,	Stuart,
Cadwalader,	Helm,	Musto,	Swope,
Clapper,	Herman,	Nagel,	Tahl,
Clendening,	Hersch,	Najaka,	Taylor,

Cochran,	Hewitt,	Needham,	Thompson,
Cole,	Hocker,	Neff,	Tompkins,
Coleman,	Hoffman,	Nixon,	Toomey,
Conway,	Hoggard,	O'Dare,	Varallo,
Cooper,	Hunter,	O'Donnell,	Varner,
Costa,	Jenkins,	Olsen,	Verona,
Dalrymple,	Jennings,	Orban,	Wachhaus,
DeLong,	Jim,	Penglase,	Wagner,
Dennison,	Johnson,	Pentrack,	Wargo,
Depuy,	Jones, G. E.,	Peta,	Waterhouse,
Dougherty,	Jones, J. M.,	Petrosky,	Watkins,
Driscoll,	Jump,	Pettigrew,	Weidner,
Duffy,	Kamyk,	Pfaff,	Weiss,
Dye,	Keller,	Polen,	Welsh,
Elder,	Kemp,	Posta,	Wescott,
Erb,	Kent,	Powers,	Westrick,
Evans,	Kirley,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kline,	Price, R. A.,	Williams,
Felton,	Kohl,	Propert,	Wood,
Ferster,	Kolankiewicz,	Readinger,	Worley,
Filo,	Kondrath,	Reagan,	Yaffe,
Firmstone,	Kratz,	Reese,	Yeakel,
Flack,	Kurtz,	Reidenbach,	Yester,
Fleming,	Lederer,	Reilly, J. M.,	Yetzer,
Floyd,	Lee,	Reynolds,	Young,
Fox,	Leisey,	Riley, R. L.,	Ziegler,
Frank,	Leonard,	Robbins,	Sorg,
	Limper,	Robertson,	Speaker

NAYS—0

NOT VOTING—2

Baumunk, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 674, as follows:

A Further Supplement to the act approved the first day of April one thousand eight hundred sixty-three (P. L. 213) entitled "An act to accept the grant of Public Lands by the United States to the several states for the endowment of Agricultural Colleges" by authorizing the Attorney General of the Commonwealth of Pennsylvania to issue to the prothonotaries of the courts of common pleas in the State of Pennsylvania his praecipe for the satisfaction of liens entered on the real estate of the land grant colleges of Pennsylvania under the provisions of the act approved the ninth day of June one thousand nine hundred eleven (P. L. 736) and prescribing procedure therefore

Whereas by Act of Assembly approved the first day of April one thousand eight hundred sixty-three (P. L. 213) the faith of the State was pledged to carry into effect the Act of Congress dated the second day of July one thousand eight hundred sixty-two entitled "An Act donating Public Lands to the several States and Territories which may provide Colleges for the Benefit of Agriculture and the Mechanic Arts" and

Whereas by supplements to the said Act of Assembly approved the first day of April one thousand eight hundred sixty-three the faith of the State was re-pledged to carry into effect said Act of Congress dated the second day of July one thousand eight hundred sixty-two and

Whereas the General Assembly of the Commonwealth of Pennsylvania has appropriated to the land grant colleges of Pennsylvania from time to time sums for the erection and construction of buildings and services at said land grant college and liens for such appropriation on the real estate of said land grant college have been entered pursuant to the provisions of the Act of the General Assembly of the Commonwealth of Pennsylvania approved the ninth day of June one thousand nine hundred eleven (P. L. 736) and

Whereas the entry of said liens was inconsistent with the pledge of the faith of the State made to the United States in the said act of the first day of April one thousand eight hundred sixty-three (P. L. 213)

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Auditor General and the State Treasurer of the Commonwealth of Pennsylvania shall certify to the Attorney General of the Commonwealth of Pennsylvania the full and complete list of liens held by the Commonwealth on the real estate of the land grant college of Pennsylvania which said certificate shall include reference to the court the term and number to which said liens are entered and filed and the unpaid balances thereof

Section 2 Upon receipt of said certificate from the Auditor General and the State Treasurer the Attorney General shall issue his praecipe directing the respective prothonotaries of the courts of common pleas in which said liens are entered to satisfy said liens of record

Section 3 The cost of the satisfaction of the liens shall be five dollars (\$5.00) for each lien satisfied and shall be paid to the prothonotary by the land grant college against whom the liens are entered

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovanssek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarrafi,
Beaver,	Glembocki,	McGee,	Sax,
Bednarek,	Good,	McKinney,	Scanlon,
Blair,	Goodling,	McMillen,	Schmidt,
Bloom,	Graybill,	McNally,	Schuster,
Boles,	Green,	Mihm,	Scott,
Bomberger,	Greenwood,	Mikula,	Seyler,
Boorse,	Greer,	Miller,	Shoemaker,
Bower,	Guarnieri,	Milliken,	Smith, C. C.,
Brandon,	Guthrie,	Mills,	Smith, W. B.,
Brelschi,	Hagerty,	Mintess,	Snider,
Breth,	Hall,	Mohroe,	Sollenberger,
Brice,	Hamilton,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harney,	Moore, H. A.,	Stank,
Brown, W. E.,	Harris,	Moran,	Sternberg,
Brunner,	Haudenschild,	Munley,	Stimmel,
Bucchin,	Heatherington,	Murray,	Stuart,
Cadwalader,	Helm,	Musto,	Swope,
Clapper,	Herman,	Nagel,	Tabl,
Clendening,	Hersch,	Najaka,	Taylor,
Cochran,	Hewitt,	Needham,	Thompson,
Cole,	Hocker,	Neff,	Tompkins,
Coleman,	Hoffman,	Nixon,	Toomey,
Conway,	Hoggard,	O'Dare,	Varallo,
Cooper,	Hunter,	O'Donnell,	Varner,
Costa,	Jenkins,	Olsen,	Verona,
Dalrymple,	Jennings,	Orban,	Wachhaus,
DeLong,	Jim,	Penglase,	Wagner,
Dennison,	Johnson,	Pentrack,	Wargo,
Depuy,	Jones, G. E.,	Peta,	Waterhouse,
Dougherty,	Jones, J. M.,	Petrosky,	Watkins,
Driscoll,	Jump,	Pettigrew,	Weidner,
Duffy,	Kamyk,	Pfaff,	Weiss,
Dye,	Keller,	Polen,	Welsh,
Elder,	Kemp,	Posta,	Wescott,
Erb,	Kent,	Powers,	Westrick,
Evans,	Kirley,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kline,	Price, R. A.,	Williams,
Felton,	Kohl,	Propert,	Wood,
Ferster,	Kolankiewicz,	Readinger,	Worley,
Filo,	Kondrath,	Reagan,	Yaffe,
Firmstone,	Kratz,	Reese,	Yeakel,
Flack,	Kurtz,	Reidenbach,	Yester,
Fleming,	Lederer,	Reilly, J. M.,	Yetzer,
Floyd,	Lee,	Reynolds,	Young,
Fox,	Leisey,	Riley, R. L.,	Ziegler,
Frank,	Leonard,	Robbins,	Sorg,
	Limper,	Robertson,	Speaker

NAYS—0

NOT VOTING—2

Baumunk, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 733, as follows:

An Act to validate certain acknowledgments and to regulate the effect thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In all cases where the president of a corporation who was in fact authorized to and did execute a written instrument by signing the name of the corporation by himself as president but the acknowledgment certificate attached to such instrument fails to state that he was authorized to execute the instrument and the language used in such certificate is not in the exact form prescribed by law for such acknowledgements and certificates such acknowledgments are hereby validated All such instruments in writing so acknowledged and certified may be offered in evidence without further proof If such instrument so acknowledged and certified conveys or relates to or concerns any interest in lands it may be recorded in the recorder's office of the county or counties where such lands lie and the record of same made before or after the passage of this act shall be constructive notice of all matters contained therein and such record or exemplification of same duly certified shall be legal evidence in all cases in which the original would be competent evidence

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarra,
Beaver,	Glembocki,	McGee,	Sax,
Bednarek,	Good,	McKinney,	Scanlon,
Blair,	Goodling,	McMillen,	Schmidt,
Bloom,	Graybill,	McNally,	Schuster,
Boies,	Green,	Mihm,	Scott,
Bomberger,	Greenwood,	Mikula,	Seyler,
Boorse,	Greer,	Miller,	Shoemaker,
Bower,	Guarnieri,	Milliken,	Smith, C. C.,
Brandon,	Guthrie,	Mills,	Smith, W. B.,
Brelsch,	Hagerty,	Mintess,	Snider,
Breth,	Hall,	Monroe,	Sollenberger,
Brice,	Hamilton,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harney,	Moore, H. A.,	Stank,
Brown, W. E.,	Harris,	Moran,	Sternberg,
Brunner,	Haudenshield,	Munley,	Stimmel,
Bucchin,	Heatherington,	Murray,	Stuart,
Cadwalader,	Helm,	Musto,	Swope,
Clapper,	Herman,	Nagel,	Tabl,
Clendenning,	Hersch,	Najaka,	Taylor,
Cochran,	Hewitt,	Needham,	Thompson,
Cole,	Hocker,	Neff,	Tompkins,
Coleman,	Hoffman,	Nixon,	Toomey,
Conway,	Hoggard,	O'Dare,	Varello,
Cooper,	Hunter,	O'Donnell,	Varnier,
Costa,	Jenkins,	Olsen,	Verona,
Dalrymple,	Jennings,	Orban,	Wachhaus,
DeLong,	Jim,	Penglase,	Wagner,
Dennison,	Johnson,	Pentrack,	Wargo,
Depuy,	Jones, G. E.,	Peta,	Waterhouse,

Dougherty,	Jones, J. M.,	Petrosky,	Watkins,
Driscoll,	Jump,	Pettigrew,	Weidner,
Duffy,	Kamyk,	Pfaff,	Weiss,
Dye,	Keller,	Polen,	Welsh,
Elder,	Kemp,	Posta,	Wescott,
Erb,	Kent,	Powers,	Westrick,
Evans,	Kirley,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kline,	Price, R. A.,	Williams,
Felton,	Kohl,	Probert,	Wood,
Ferster,	Kolankiewicz,	Readinger,	Worley,
Filo,	Kondrath,	Reagan,	Yaffe,
Firmstone,	Kratz,	Reese,	Yeakel,
Flack,	Kurtz,	Reidenbach,	Yester,
Fleming,	Lederer,	Reilly, J. M.,	Yetzer,
Floyd,	Lee,	Reynolds,	Young,
Fox,	Leisey,	Riley, R. L.,	Ziegler,
Frank,	Leonard,	Robbins,	Sorg,
	Limper,	Robertson,	

Speaker

NAYS—0

NOT VOTING—2

Baumunk, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 736, as follows:

An Act validating certain sales of and deeds to real property made by county commissioners in good faith under a mistake of law

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever heretofore any real property in the possession of the county commissioners of any county which should have been turned over to the Tax Claim Bureau for sale in accordance with the provisions of the act known as the Real Estate Tax Sale Law approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368) was instead sold at private or public sale by such county commissioners in accordance with what such county commissioners in good faith mistakenly believed the existing law of this Commonwealth to be if the laws in effect as to such sales immediately prior to the effective date of the said Real Estate Tax Sales Law were fully complied with all such commissioners' sales public or private and commissioners' deeds are hereby ratified confirmed and validated and the title to any such land purchased by any person at such commissioners' public or private sale and the deed executed and acknowledged to such purchaser is hereby declared to be as valid as if the entire transaction had been in full conformity with the said Real Estate Tax Sale Law

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarra,
Beaver,	Glembocki,	McGee,	Sax,
Bednarek,	Good,	McKinney,	Scanlon,
Blair,	Goodling,	McMillen,	Schmidt,
Bloom,	Graybill,	McNally,	Schuster,
Boies,	Green,	Mihm,	Scott,

Bomberger,	Greenwood,	Mikula,	Seyler,
Boorse,	Greer,	Miller,	Shoemaker,
Bower,	Guarnieri,	Milliken,	Smith, C. C.,
Brandon,	Guthrie,	Mills,	Smith, W. B.,
Breisch,	Hagerty,	Mintess,	Snider,
Breth,	Hall,	Monroe,	Sollenberger,
Brice,	Hamilton,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harney,	Moore, H. A.,	Stank,
Brown, W. E.,	Harris,	Moran,	Sternberg,
Brunner,	Haudenshield,	Munley,	Stimmel,
Bucchin,	Heatherington,	Murray,	Stuart,
Cadwalader,	Helm,	Musto,	Swope,
Clapper,	Herman,	Nagel,	Tahl,
Clendening,	Hersch,	Najaka,	Taylor,
Cochran,	Hewitt,	Needham,	Thompson,
Cole,	Hocker,	Neff,	Tompkins,
Coleman,	Hoffman,	Nixon,	Toomey,
Conway,	Hoggard,	O'Dare,	Varallo,
Cooper,	Hunter,	O'Donnell,	Varner,
Costa,	Jenkins,	Olsen,	Verona,
Dalrymple,	Jennings,	Orban,	Wachhaus,
DeLong,	Jim,	Penglase,	Wagner,
Dennison,	Johnson,	Pentrack,	Wargo,
Depuy,	Jones, G. E.,	Peta,	Waterhouse,
Dougherty,	Jones, J. M.,	Petrosky,	Watkins,
Driscoll,	Jump,	Pettigrew,	Weidner,
Duffy,	Kamyk,	Pfaff,	Weiss,
Dye,	Keller,	Polen,	Welsh,
Elder,	Kemp,	Posta,	Wescott,
Erb,	Kent,	Powers,	Westrick,
Evans,	Kirley,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kline,	Price, R. A.,	Williams,
Felton,	Kohl,	Propert,	Wood,
Ferster,	Kolankiewicz,	Readinger,	Worley,
Filo,	Kondrath,	Reagan,	Yaffe,
Firmstone,	Kratz,	Reese,	Yeakel,
Flack,	Kurtz,	Reidenbach,	Yester,
Fleming,	Lederer,	Reilly, J. M.,	Yetzer,
Floyd,	Lee,	Reynolds,	Young,
Fox,	Lelsey,	Riley, R. L.,	Ziegler,
Frank,	Leonard,	Robbins,	Sorg,
	Limper,	Robertson,	Speaker

NAYS—0

NOT VOTING—2

Baumunk, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 743, as follows:

An Act making an appropriation to the Local Government Commission to continue its work

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty thousand dollars (\$20,000) or so much thereof as may be necessary is hereby specifically appropriated to the Local Government Commission created by the act approved the twenty-ninth day of May one thousand nine hundred thirty-five (P. L. 244) entitled "An act creating a Local Government Commission to study and report on functions of local government their allocation and elimination the cost of local government and means of reducing it and the consolidation of local government and making an appropriation" for the two fiscal years beginning June first one thousand nine hundred forty-nine to continue the work of the commission for the revision of the codes of laws relating to cities of the third class and to counties of the second to the eighth class and for the payment of the expenses of the members of said commission for the payment of the compensation and expenses of the secretary counsel and other appointees of the commission for printing postage supplies telephone telegraph and miscellaneous expenses and generally for the purpose of carrying into effect the provisions of said act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarraf,
Beaver,	Glembocki,	McGee,	Sax,
Bednarek,	Good,	McKinney,	Scanlon,
Blair,	Goodling,	McMillen,	Schmidt,
Bloom,	Graybill,	McNally,	Schuster,
Boles,	Green,	Mihm,	Scott,
Bomberger,	Greenwood,	Mikula,	Seyler,
Boorse,	Greer,	Miller,	Shoemaker,
Bower,	Guarnieri,	Milliken,	Smith, C. C.,
Brandon,	Guthrie,	Mills,	Smith, W. B.,
Breisch,	Hagerty,	Mintess,	Snider,
Breth,	Hall,	Monroe,	Sollenberger,
Brice,	Hamilton,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harney,	Moore, H. A.,	Stank,
Brown, W. E.,	Harris,	Moran,	Sternberg,
Brunner,	Haudenshield,	Munley,	Stimmel,
Bucchin,	Heatherington,	Murray,	Stuart,
Cadwalader,	Helm,	Musto,	Swope,
Clapper,	Herman,	Nagel,	Tahl,
Clendening,	Hersch,	Najaka,	Taylor,
Cochran,	Hewitt,	Needham,	Thompson,
Cole,	Hocker,	Neff,	Tompkins,
Coleman,	Hoffman,	Nixon,	Toomey,
Conway,	Hoggard,	O'Dare,	Varallo,
Cooper,	Hunter,	O'Donnell,	Varner,
Costa,	Jenkins,	Olsen,	Verona,
Dalrymple,	Jennings,	Orban,	Wachhaus,
DeLong,	Jim,	Penglase,	Wagner,
Dennison,	Johnson,	Pentrack,	Wargo,
Depuy,	Jones, G. E.,	Peta,	Waterhouse,
Dougherty,	Jones, J. M.,	Petrosky,	Watkins,
Driscoll,	Jump,	Pettigrew,	Weidner,
Duffy,	Kamyk,	Pfaff,	Weiss,
Dye,	Keller,	Polen,	Welsh,
Elder,	Kemp,	Posta,	Wescott,
Erb,	Kent,	Powers,	Westrick,
Evans,	Kirley,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kline,	Price, R. A.,	Williams,
Felton,	Kohl,	Propert,	Wood,
Ferster,	Kolankiewicz,	Readinger,	Worley,
Filo,	Kondrath,	Reagan,	Yaffe,
Firmstone,	Kratz,	Reese,	Yeakel,
Flack,	Kurtz,	Reidenbach,	Yester,
Fleming,	Lederer,	Reilly, J. M.,	Yetzer,
Floyd,	Lee,	Reynolds,	Young,
Fox,	Lelsey,	Riley, R. L.,	Ziegler,
Frank,	Leonard,	Robbins,	Sorg,
	Limper,	Robertson,	Speaker

NAYS—0

NOT VOTING—2

Baumunk, Krise,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 805, as follows:

An Act authorizing and empowering the Delaware River Joint Toll Bridge Commission for the effectuation of its authorized purposes to enter upon use overpass occupy enlarge construct improve or close any easement street road or highway located within the limits of any municipality in Pennsylvania or to use occupy or take property now or hereafter vested in or held

by any municipality in Pennsylvania without requiring the consent of the municipality or the governing body thereof prescribing conditions for the exercise of such powers by the Commission and conferring jurisdiction on certain courts of common pleas

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 For the effectuation of its authorized purposes the Delaware River Joint Toll Bridge Commission a body corporate and politic (hereinafter referred to as the "Commission") is hereby granted power and authority to enter upon use overpass occupy enlarge construct improve or close any easement street road or highway located within the limits of any municipality in Pennsylvania or to use occupy or take property now or hereafter vested in or held by any municipality in Pennsylvania

Section 2 Before entering upon using overpassing occupying enlarging construction or improving any easement street road highway or property of any municipality the Commission shall in writing notify the chief administrative officer or governing body of the municipality of its intention so to do together with the approximate time of the commencement of the work of the Commission affecting such street road or highway It shall not be necessary for the Commission to obtain the consent of the municipality or the governing body thereof for the exercise of any of the powers conferred by this act any law or compact to the contract notwithstanding

Section 3 If under the Constitution and laws of the Commonwealth of Pennsylvania any damages are payable to any municipality by reason of the exercise of the powers conferred by this act such damages shall be paid by the Commission and shall be ascertained and determined in the same manner as provided for in the act approved the twenty-fifth day of June one thousand nine hundred thirty-one (P. L. 1352) entitled "An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration operation and maintenance of bridges over the Delaware River and for the construction of additional bridge facilities across said river authorizing the Governor for these purposes to enter into an agreement with the State of New Jersey creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River and making an appropriation" its supplements and amendments The Court of Common Pleas of Dauphin County or of the county in which the property is located shall have jurisdiction in any proceeding instituted to ascertain and determine such damages

Section 4 Whenever necessary because of the exercise of any of the powers herein conferred to remove alter change or relocate any facilities owned by a municipality or any municipal agency of a municipality located above or below the surface of the street road or highway or property vested in or held by the municipality the Commission shall pay the costs or expenses involved in connection with such removal alteration change or relocation All streets roads or highways or parts thereof designated and used by the Commission as a part of any approach bridge plaza or approach highway shall be maintained and kept in repair by the Commission

Section 5 The powers vested in the Commission by this act shall be construed as being in addition to and not in diminution of the powers heretofore or hereafter vested in the Commission by law

Section 6 All acts and parts of acts inconsistent herewith are hereby repealed

Section 7 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. WILLIAM B. SMITH. Mr. Speaker, I desire to interrogate the gentleman from Philadelphia, Mr. Smith.

Mr. SPEAKER. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. CHARLES C. SMITH. I shall, Mr. Speaker.

Mr. WILLIAM B. SMITH. Mr. Speaker, I understand that sixty families will be affected when this bridge is constructed or the work is done. What provisions have been made to take care of these sixty families?

Mr. CHARLES C. SMITH. Mr. Speaker, this bill does not affect those sixty families. The state already has the power of eminent domain over private property. I understand though, that they are to be moved. Their houses and ground will be bought for them; the cellars are to be dug for them.

Mr. WILLIAM B. SMITH. Mr. Speaker, will the gentleman from Philadelphia kindly repeat his answer—the first part?

Mr. CHARLES C. SMITH. Mr. Speaker, this bill does not affect the sixty families, because the state already has the power of eminent domain for private property. However, they will be affected indirectly by the approaches of these bridges. The state has already made arrangements to move these people.

Mr. WILLIAM B. SMITH. They will move them, is that right?

Mr. CHARLES C. SMITH. Yes, Mr. Speaker, they will dig their cellars and also erect the heating plants for them.

Mr. WILLIAM B. SMITH. At whose expense, Mr. Speaker.

Mr. CHARLES C. SMITH. At the expense of the state.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Altshuler,	Gallagher,	McCormack,	Rosen,
Amarando,	George,	McCullough,	Rovansk.
Andrews,	Gibson,	McGee,	Royer,
Bane,	Glembocki,	McKinney,	Sarra,
Barkdoll,	Goodling,	McMillen,	Sax,
Beaver,	Graybill,	McNally,	Scanlon,
Bednarek,	Green,	Mihm,	Schmidt,
Blair,	Greenwood,	Mikula,	Schuster,
Bloom,	Greer,	Miller,	Scott,
Boles,	Guarnieri,	Milliken,	Seyler,
Bomberger,	Guthrie,	Mills,	Shoemaker,
Boorse,	Hagerty,	Mintess,	Smith, C. C.,
Bower,	Hall,	Monroe,	Smith, W. B.,
Brandon,	Hamilton,	Moore, C. E.,	Snider,
Brelsch,	Harney,	Moore, H. A.,	Sollenberger,
Breth,	Harris,	Moran,	Spencer,
Brice,	Haudenshield,	Munley,	Stank,
Brown, H. S.,	Heatherington,	Murray,	Sternberg,
Brown, W. E.,	Helm,	Musto,	Stimmel,
Brunner,	Herman,	Nagel,	Stuart,
Cadwalader,	Hersch,	Najaka,	Swope,
Clapper,	Hewitt,	Needham,	Tahl,
Clendening,	Hocker,	Neff,	Taylor,
Cochran,	Hoffman,	Nixon,	Thompson,
Cole,	Hoggard,	O'Dare,	Tompkins,
Coleman,	Hunter,	O'Donnell,	Toomey,
Conway,	Jenkins,	Olsen,	Varallo,
Cooper,	Jennings,	Orban,	Varner,
Costa,	Jim,	Penglase,	Verona,
Dalrymple,	Johnson,	Pentrack,	Wachhaus,
DeLong,	Jones, G. E.,	Peta,	Wagner,
Dennison,	Jump,	Petrosky,	Wargo,
Depuy,	Kamyk,	Pettigrew,	Waterhouse,

Dougherty,	Keller,	Pfaff,	Watkins,
Driscoll,	Kemp,	Polen,	Weidner,
Duffy,	Kent,	Posta,	Weiss,
Dye,	Kirley,	Powers,	Welsh,
Elder,	Kline,	Price, H. W., Jr.,	Wescott,
Erb,	Kohl,	Price, R. A.,	Westrick,
Evans,	Kolankiewicz,	Proper,	Wheeler,
Ewing,	Kratz,	Readinger,	Williams,
Felton,	Kurtz,	Reagan,	Wood,
Ferster,	Lederer,	Reese,	Worley,
Filo,	Lee,	Reidenbach,	Yaffe,
Firmstone,	Leisey,	Reilly, J. M.,	Yeakel,
Flack,	Leonard,	Reynolds,	Yester,
Fleming,	Limper,	Riley, R. L.,	Yetzer,
Floyd,	Loftus,	Robbins,	Young,
Fox,	Lovett,	Robertson,	Ziegler,
Frank,	Madigan,	Rose,	Sorg,
Frost,			Speaker

NAYS—5

Bucchin,	Good,	Jones, J. M.,	Kondrath,
Gaffney,			

NOT VOTING—2

Baumunk,	Krise,
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 149, as follows:

An Act to authorize any city of the first class to use a facsimile signature of the City Controller in lieu of his manual signature and a facsimile of the seal of the City upon any bonds issued by it and declaring that signatures and facsimile signatures of former officers shall be valid and sufficient

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any bonds hereafter executed and delivered by any city of the first class may be countersigned and attested by a facsimile signature of its City Controller in lieu of his manual signature and a facsimile of the seal of the City may be imprinted or otherwise reproduced on said bonds in lieu of the manual seal of the City. Provided That such bonds shall be signed by the fiscal agent of the said City by the manual signatures of two of its duly authorized officers

Section 2 In case any officer whose signature or a facsimile of whose signature shall appear on any such bonds or on the coupons appertaining thereto shall cease to be such officer before the delivery of such bonds such signature or such facsimile shall nevertheless be valid and sufficient for all purposes the same as if he had remained in office until such delivery

Section 3 All acts and parts of acts inconsistent with this act are hereby repealed to the extent of such inconsistency

Section 4 This sale shall take effect immediately upon enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Altshuler,	Frost,	Loftus,	Rose,
Amarando,	Gaffney,	Lovett,	Rosen,
Andrews,	Gallagher,	Madigan,	Rovansek,
Bane,	George,	McCormack,	Royer,
Barkdoll,	Gibson,	McCullough,	Sarrafi,
Beaver,	Glembocki,	McGee,	Sax,

Bednarek,	Good,	McKinney,	Scanlon,
Blair,	Goodling,	McMillen,	Schmidt,
Bloom,	Graybill,	McNally,	Schuster,
Boles,	Green,	Mihm,	Scott,
Bomberger,	Greenwood,	Mikula,	Seyler,
Boorse,	Greer,	Miller,	Shoemaker,
Bower,	Guarnieri,	Milliken,	Smith, C. C.,
Brandon,	Guthrie,	Mills,	Smith, W. B.,
Breisch,	Hagerty,	Mintess,	Snider,
Breth,	Hall,	Mohroe,	Sollenberger,
Brice,	Hamilton,	Moore, C. E.,	Spencer,
Brown, H. S.,	Harney,	Moore, H. A.,	Stank,
Brown, W. E.,	Harris,	Moran,	Sternberg,
Brunner,	Haudenschild,	Munley,	Stimmel,
Bucchin,	Heatherington,	Murray,	Stuart,
Cadwalader,	Helm,	Musto,	Swope,
Clapper,	Herman,	Nagel,	Tahl,
Clendenen,	Hersch,	Najaka,	Taylor,
Cochran,	Hewitt,	Needham,	Thompson,
Cole,	Hocker,	Neff,	Tompkins,
Coleman,	Hoffman,	Nixon,	Toomey,
Conway,	Hoggard,	O'Dare,	Varallo,
Cooper,	Hunter,	O'Donnell,	Varner,
Costa,	Jenkins,	Olsen,	Verona,
Dalrymple,	Jennings,	Orban,	Wachhaus,
DeLong,	Jim,	Penglass,	Wagner,
Dennison,	Johnson,	Pentrack,	Wargo,
Depuy,	Jones, G. E.,	Peta,	Waterhouse,
Dougherty,	Jones, J. M.,	Petrosky,	Watkins,
Driscoll,	Jump,	Pettigrew,	Weidner,
Duffy,	Kamyk,	Pfaff,	Weiss,
Dye,	Keller,	Polen,	Welsh,
Elder,	Kemp,	Posta,	Wescott,
Erb,	Kent,	Powers,	Westrick,
Evans,	Kirley,	Price, H. W., Jr.,	Wheeler,
Ewing,	Kline,	Price, R. A.,	Williams,
Felton,	Kohl,	Proper,	Wood,
Ferster,	Kolankiewicz,	Readinger,	Worley,
Filo,	Kondrath,	Reagan,	Yaffe,
Firmstone,	Kratz,	Reese,	Yeakel,
Flack,	Kurtz,	Reidenbach,	Yester,
Fleming,	Lederer,	Reilly, J. M.,	Yetzer,
Floyd,	Lee,	Reynolds,	Young,
Fox,	Leisey,	Riley, R. L.,	Ziegler,
Frank,	Leonard,	Robbins,	Sorg,
	Limper,	Robertson,	Speaker

NAYS—0

NOT VOTING—2

Baumunk,	Krise,
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 195, as follows:

An Act to further amend section two of Article XVI of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (P. L. 581) entitled "An act for the better government of cities of the first class of this Commonwealth" by changing the provisions relating to filling vacancies in the office of city councilman in such cities

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of Article XVI of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (P. L. 581) entitled "An act for the better government of cities of the first class of this Commonwealth" as last amended by the act approved the twenty-second day of April one thousand nine hundred and twenty-seven (P. L. 356) is hereby amended to read as follows

Section 2 At the municipal election held in such city in the year one thousand nine hundred and twenty-seven and in every fourth year thereafter city councilmen shall be elected in the various State senatorial districts in such

city The number of councilmen to be elected in the various State senatorial districts in such cities shall be twenty-two They shall be elected in the various State senatorial districts of such cities in proportion to the population thereof as determined by the last United States census and each succeeding United States census The councilmanic ratio for the election of councilman as aforesaid shall be ascertained by dividing the whole population of all the State senatorial districts of such cities by the number twenty-two One councilman shall be elected for each such ratio and an additional councilman shall be elected for any fractional portion of such ratio in excess of fifty per cent thereof Every State senatorial district in such cities shall be entitled to elect as many city councilmen as it has councilmanic ratios of population as aforesaid and an additional councilman for any fractional portion of such ratio in excess of fifty per cent thereof The number of councilmen to be elected for each such district shall be determined and announced by the county commissioners on August first of one thousand nine hundred and twenty-seven and of every fourth year thereafter on the basis of population as aforesaid Councilmen shall be nominated and elected according to law and those receiving the highest votes shall be declared elected to the number to which each such district is entitled Councilmen shall serve for the period of four years from the first Monday in January following their election [If any vacancy shall happen in the office of councilman the vacancy may be filled at the next general municipal or special election occurring not less than thirty days thereafter but the councilman thus elected shall serve only for the unexpired term The provisions of this act shall not affect present members of council in such cities they shall continue in office until the expiration of their respective terms] Whenever in cases where a vacancy exists at the time this amendment becomes effective and hereafter whenever a vacancy shall exist or happen in the office of city councilman the President of the council shall issue a writ of election to the proper county board of elections for a special election to fill the said vacancy which election shall be held on a date named in the writ which shall be not less than thirty (30) days after the issuance of said writ The President of the council may fix in such writ of election the date of the next ensuing primary municipal or general election as the date for holding any such special election

Section 2 This act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ROSE. Mr. Speaker, yesterday amendments were offered to this bill by my colleague. I think the majority of the Members of this house voted improperly on these amendments. However many of the wives of the Members came up here yesterday, and last night, and I think after sober reflection the Members will reconsider their action.

Now, Mr. Speaker, the bill that is offered to us today to vote upon is a measure that was conceived in political infamy. I do not think that the Members of the House here should help bring this measure to birth and resort to the political guile and subterfuge that is attempted to be perpetrated here today.

Under the particular measure as it exists today vacancies in the city council in Philadelphia could have been filled. We had the death of a member of city council almost two years ago in Philadelphia, and we have had a primary election and a general election since that time, and yet the so-called leadership of Philadelphia in control

of city council, and the president of city council have not afforded the citizens of Philadelphia in the particular district affected an opportunity to vote for the election of these particular councilmen.

After the civic and reform elements for Philadelphia have seen fit to bring to the attention of the alleged leadership, the majority party of Philadelphia this vacancy, they bring forth this measure. Under the language of this particular bill the president of city council would be empowered to call a special election at any time. The leadership of Philadelphia seem to have no interest in the matter of reform and decency and economy They have had an opportunity to effect economy in Philadelphia and they have done nothing about it.

The first measure that we have affecting the city of Philadelphia gives an opportunity to that so-called leadership to spend huge sums of money under a special election to fill this vacancy. It was brought to the attention of the Members of the House yesterday that in Philadelphia today there are no minority members upon city council. If this is the type of legislation that you are offering as exponents of decency, reform and economy, in the next election in Philadelphia you will not have any members of the majority party in city council.

I say that the city of Philadelphia is asking for reform and decency and expects the Members of this House to go along and afford them the opportunity to have it.

To the Philadelphia members, I think you members of the majority party who are interested in decency should go ahead and give them such an opportunity and consequently those Members who are seriously interested in reform and decency and in decent legislation, instead of resorting to political subterfuge should go ahead and defeat this measure.

I think on the sober reflection that you Members had last night you will realize the error of your ways and will go along with us on this side of the House who are interested in providing an orderly and decent manner in which a vacancy can be filled in Philadelphia where a councilman passes on or resigns, and will vote to defeat this measure.

Mr. PFAFF. Mr. Speaker Senate bill No. 195 still has that provision, and that is the important provision so far as the minority members from Philadelphia are concerned, authorizing the president of city council to designate a primary election day as a special election date for filling vacancies in city council.

I take the stand and I believe that it will be agreed by a great many people in Philadelphia that the setting of a primary election day for the special election is very unfair to a large majority of Republicans as well as the Democratic voters in the city of Philadelphia. I believe that this provision has been conceived and incorporated into law by the Republican leadership in the city of Philadelphia for political advantage, totally disregarding the rights of voters in the city.

Yesterday, Mr. Speaker, a majority of the Members of this House refused to go along with the amendment which would have taken this unfair provision out of the law. I am now asking the Members of this House to vote on this bill not from a partisan standpoint, but vote on it for the benefit of the many voters of Philadelphia in both parties.

Mr. CHARLES C. SMITH. Mr. Speaker, I think the gentleman from Philadelphia, Mr. Pfaff, is assuming that it will be on a primary election date. I am not quite sure, but if he will read the bill, the new amendment says the ensuing primary, municipal or general election.

As to the statement of the gentleman from Philadelphia, Mr. Rose, about being sober because of their wives, I might say that we on this side are sober whether the wives are here or not.

I would like to say to the gentleman from Philadelphia that this amendment definitely does the very thing that he thinks it does not do. It definitely is protecting the rights of the minority.

Further, Mr. Rose complained that city council did not call an election. I have no responsibility in the matter of when vacancies can be filled. If the gentleman from Philadelphia, Mr. Rose, will look at the amendment, the new amendment says that the president of a council "shall", which generally makes it mandatory. If the president of city council does not call a special election on either of those three dates, he has the right of a citizen to come in and ask for a civil action against the president of council; to call upon the president of council to set an election for thirty days after the vacancy happens in council.

Mr. ROSE. Mr. Speaker, I desire to interrogate the gentleman from Philadelphia, Mr. Smith.

The SPEAKER. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. CHARLES C. SMITH. I shall, Mr. Speaker.

Mr. ROSE. Mr. Speaker, under the amendment offered to this bill is the president of council compelled to call an election at the next succeeding primary or general election?

Mr. CHARLES C. SMITH. Mr. Speaker, the bill reads that the president of council "shall", and I think that is mandatory, "shall" issue a writ of election to fill such a vacancy, which shall be not less than thirty days after the vacancy occurs in Council. Therefore, I would take the bill to mean—Mr. Rose is a lawyer and I am not—I would take the bill then to mean that anytime after the thirty-day period he as a citizen has a right to compel the President of Council to call an election.

Mr. ROSE. Mr. Speaker, however, I think that the gentleman misunderstood my question. I directly asked him whether the president of council under this particular measure would be compelled to call for an election of a councilman where a vacancy existed, at the next municipal or general election, or is it provided in this bill that he might call a special election at any time which he designates?

Mr. CHARLES C. SMITH. Mr. Speaker, that would be his prerogative, at any special election, general or municipal election after the thirty-day period.

Mr. ROSE. Mr. Speaker, does not the bill provide in lines 6 to 8 that the president of council may issue a writ of election after the thirty-day period? Is that mandatory?

Mr. CHARLES C. SMITH. Mr. Speaker, this is a "may" bill. It could be either one of the three elections.

Mr. ROSE. Mr. Speaker, if the president of council saw fit to do so he could designate any particular day thirty days after a vacancy occurred as a date on which the election could be held?

Mr. CHARLES C. SMITH. That is right, Mr. Speaker. Mr. ROSE. Mr. Speaker, and that is the only mandatory injunctive in this bill?

Mr. CHARLES C. SMITH. It is mandatory in this bill that he has to call it in thirty days, that is right.

Mr. ROSE. Mr. Speaker, if the president of city council saw fit to select some day that is not a regular election day for the holding of the election, can the gentleman tell us approximately how much money would be required to pay the necessary expenses for the election in the difference districts of Philadelphia?

Mr. CHARLES C. SMITH. I cannot state that, Mr. Speaker; I think that would depend entirely upon circumstances.

Mr. ROSE. Mr. Speaker, the gentleman from Philadelphia will admit that the expenses which would be incurred would be fastened upon the city of Philadelphia by the president of city council if he saw fit to pick some day other than the regular election day?

Mr. CHARLES C. SMITH. Mr. Speaker, that is also true of any other election in the state. I brought to the attention of the Members of the House yesterday that the Speaker of this House, if he saw fit to call an election to fill a vacancy, he has exactly the same power as this bill gives to the president of city council.

Mr. ROSE. Mr. Speaker, are there any other election laws for Philadelphia whereby any special election, aside from the election of Members of the legislature, may be held on a special date other than the regular election day?

Mr. CHARLES C. SMITH. No, Mr. Speaker, but that doesn't say that there could not be. I am not the sponsor of this measure. The sponsor of this measure is a Senator Kephart and I represented the measure in the House for the Senator from Philadelphia.

Of course, Mr. Speaker, it would probably cost the city of Philadelphia money for a special election, but that is not new practice over the state of Pennsylvania. We have had special elections; we have had them in the state. We are not extending to the president of our city council one bit more power than our Speaker of this House has.

Mr. ROSE. Mr. Speaker, will the gentleman say whether under the bill, if it had been amended under the amendments offered yesterday, would the president of city council then have had the power to set an election date on any date other than the regular election day?

Mr. CHARLES C. SMITH. I don't know, Mr. Speaker.

Mr. ROSE. I thank the gentleman.

Mr. Speaker, the gentleman has stated that this measure is a measure which affords to the citizens of Philadelphia the same rights that would follow if a vacancy in the legislature existed, and the Speaker saw fit to designate such a day, but I do want to point out to the Members of this House that in no other office in Philadelphia, whether it be members of the Judiciary or any of the other elected officials, where a vacancy exists, can such a practice take place.

I say that there is an opportunity here to fasten upon the citizens of Philadelphia an unnecessary expense, and we who have been trying to economize wherever necessary, want to give the people of Philadelphia proper governmental services, with a view to spending every tax dollar that is paid in Philadelphia for such governmental services, and we feel that affording such an op-

portunity to the president of city council is improper, and it is on that basis that we ask the Members of this House to vote against this measure.

On the question recurring,

Shall the bill pass finally?

Agreebly to the provisions of the Constitution the yeas and nays were taken and were as follows:

Messrs. Pfaff, Amarando and Posta requested a verification of the roll. The roll was verified and was as follows

YEAS—109.

Altshuler,	Fleming,	Kratz,	Royer,
Barkdoll,	Fox,	Kurtz,	Sax,
Bednarek,	Frank,	Lee,	Scott,
Blair,	Frost,	Leisey,	Shoemaker,
Bloom,	Gallagher,	Loftus,	Smith, C. C.,
Bomberger,	George,	Madigan,	Spencer,
Boorse,	Gibson,	McCormack,	Stimmel,
Bower,	Goodling,	McCullough,	Stuart,
Breisch,	Graybill,	McKinney,	Tahl,
Brice,	Green,	Mikula,	Thompson,
Brown, W. E.,	Greer,	Miller,	Tompkins,
Brunner,	Guthrie,	Milliken,	Toomey,
Cadwalader,	Hall,	Mintess,	Varner,
Clapper,	Harney,	Moore, C. E.,	Wachhaus,
Clendening,	Haudenschild,	Moore, H. A.,	Wagner,
Cooper,	Helm,	Murray,	Waterhouse,
Costa,	Herman,	Najaka,	Watkins,
Dalrymple,	Hewitt,	Neff,	Weidner,
DeLong,	Hocker,	O'Dare,	Wescott,
Depuy,	Hoffman,	O'Donnell,	Wood,
Driscoll,	Jennings,	Price, H. W., Jr.,	Worley,
Dye,	Johnson,	Probert,	Yaffe,
Elder,	Jump,	Reagan,	Yeakel,
Erb,	Keller,	Reilly, J. M.,	Young,
Ewing,	Kemp,	Riley, R. L.,	Ziegler,
Felton,	Kent,	Robbins,	Sorg,
Ferster,	Kline,	Robertson,	Speaker
Flack,	Kohl,		

NAYS—80.

Amarando,	Harris,	Moran,	Rovansek,
Andrews,	Heatherington,	Munley,	Sarraf,
Bane,	Hersch,	Musto,	Scanlon,
Beaver,	Hoggard,	Nagel,	Schmidt,
Brandon,	Hunter,	Needham,	Schuster,
Breth,	Jenkins,	Nixon,	Seyler,
Brown, H. S.,	Jim,	Olsen,	Smith, W. B.,
Bucchin,	Jones, G. E.,	Penglase,	Snider,
Cochran,	Jones, J. M.,	Peta,	Stank,
Cole,	Kamyk,	Petrosky,	Sternberg,
Conway,	Kirley,	Pettigrew,	Swope,
Dougherty,	Kolankiewicz,	Pfaff,	Taylor,
Duffy,	Kondrath,	Polen,	Varallo,
Filo,	Lederer,	Posta,	Verona,
Floyd,	Leonard,	Price, R. A.,	Wargo,
Glembocki,	Limper,	Readinger,	Welsh,
Good,	Lovett,	Reidenbach,	Westrick,
Guarnieri,	McGee,	Reynolds,	Wheeler,
Hagerty,	McNally,	Rose,	Yester,
Hamilton,	Monroe,	Rosen,	Yetzer,

NOT VOTING—19

Baumunk,	Firmstone,	Mihm,	Reese,
Boles,	Gaffney,	Mills,	Sollenberger,
Coleman,	Greenwood,	Orban,	Weiss,
Dennison,	Krise,	Pentrack,	Williams,
Evans,	McMillen,	Powers,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

GUESTS WELCOMED

The SPEAKER. The Chair is pleased to note in the

Hall of the House today many wives and sweethearts of the Members of the House, and wishes on his own behalf and on behalf of the officers of the House and all of the Members of the House to extend to them, a very, very hearty welcome.

RESOLUTION No. 27

Mrs. VARALLO. Mr. Speaker, I desire to call up House Resolution No. 27.

The resolution was read by the Clerk as follows:

In the House of Representatives, March 1, 1949.

Whereas, On March 11th, 1950, the Woman's Medical College of Pennsylvania will celebrate its One Hundredth Anniversary, an occasion in which every Philadelphian and every Pennsylvanian will take much personal pride; and

Whereas, During all of these years, this splendid institution has gone quietly about its educational and medical activities, winning distinction and fame in many of its fields; and

Whereas, Not only has the Woman's Medical College brought fame to itself, but also has its many women graduates been honored for their contributions to medicine as well as to the health of people in hundreds of communities throughout the United States, since one-sixth of all living American women physicians are graduates of the Woman's Medical College; and

Whereas, Some of its graduates have also been pioneers, among whom was the first woman teacher of medicine in the world; the first woman to begin the practice of medicine in Pennsylvania; probably the first Negro woman to become a physician; the first woman physician to be a medical missionary; the first woman to establish a hospital for women in China; the first Hindu woman to receive a medical degree in any country and also the first woman to take up the medical care of the insane, and in more recent years, one of its graduates, Dr. Catherine Macfarlane, organized the first cancer prevention clinic in Pennsylvania; and

Whereas, Its educational facilities and the quality of its instruction have been outstanding right down through the years, the most recent evidence of which was that one of the members of its last graduating class, Dr. Katherine McDermott Herrold, received the highest national grade in the examinations held last year for graduates of the different medical colleges throughout the country; and therefore be it

Resolved, That the House of Representatives hereby congratulates the Woman's Medical College of Pennsylvania upon its approaching One Hundredth Anniversary, to be celebrated March 11th, 1950. It also congratulates its officers, personnel, and its many graduates upon the magnificent record which has been theirs; and be it further

Resolved, That the House of Representatives, mindful of the years of devotion which so many people have given to this institution, is happy to join with others in paying tribute to their college for the proud achievements which they have brought to fruition in the name of their college; and be it further

Resolved, That the Chief Clerk of this House, send a copy of this resolution to the Woman's Medical College of Pennsylvania.

On the question,

Will the House adopt the resolution?

Mrs. VARALLO, Mr. Speaker, on March 11, 1850, the Pennsylvania State Legislature granted a charter to found the Female Medical College of Pennsylvania, so called until 1867. On October 11, 1850, 42 courageous pioneer women entered the doors of this 3-story rented building at 627 Arch Street in Philadelphia, just above the Betsy Ross House, to begin their medical educa-

tion in the first woman's medical college in the world. Today, it is still the only one in the Western Hemisphere.

An early fictional caricature by Max Adeler, in 1874, illustrated by Arthur B. Frost, the famous cartoonist, purports to depict a Woman's Medical College Professor chloroforming her husband each evening to use him as a living specimen to demonstrate to her class of female medical students the problems of "fatty degeneration of the heart," etc.

Among the first graduates was Ann Preston, 38 years old at the time of her graduation. When she subsequently accepted the chair of Physiology and Hygiene in 1852, she became the first woman medical professor in the country.

When the Pennsylvania Hospital opened its clinical lectures to women students a rowdy protest was made by the male students and has since been referred to as "The Mob of 1869." The women students entered the amphitheatre amid yells, hisses and caterwaulings and a deluge of missiles, paper, tinfoil and tobacco quids. Their Dean, Ann Preston, nevertheless led the march though they were forced to walk in the street.

Alone, Dr. Preston also solicited funds on the eve of the Civil War in 1861 to build the first Woman's Hospital in Pennsylvania.

In 1875 the first building in the world for the education of women in medicine was erected on North College Avenue at 21st Street in Philadelphia, the gift of Isaac Barton, a wealthy merchant. The Woman's Medical College was located on this site until 1930 when it was moved to its present 11-acre site, and is some times called "The College on the Hill." This site was once proposed as the site for our National Capitol.

Anadibai Joshee, a high-caste Brahmin, graduated from The Woman's Medical College in 1886, the first Hindu woman to receive a medical degree in any country. Queen Victoria sent greetings to the College on this occasion, and up to the present time 28 women from India have been educated at this college.

In 1880 at the Norristown State Hospital the appointment of Dr. Alice Bennett (Woman's Medical College 1876) as Medical Superintendent of the Department for Women was the first appointment for a woman to the exclusive care of the women's department of a hospital for the insane.

Dr. Clara Swain, Class of 1869, was the first of the rapidly lengthening line of women missionary physicians from this College to the Far East. She arrived in Bareilly, India, where the Nawab of Rampur provided a hospital for her work. Later, the Rajah of Khetri invited her to be physician to his wife and her ladies, which position she accepted, and was the recipient of elaborate oriental hospitality.

In the class of 1899 was Dr. Lillie Rosa Minoka, a Mohawk Indian girl. She married a full-blooded Oneida Indian, Charles Hill, in 1905 and they settled on a 22-acre farm in Oneida, Wisconsin. In 1934 Dr. Hill applied for a license in Wisconsin and last September, in Chicago, she received the 1947 Indian Achievement Award, bestowed by a national award committee. She was also honored by being named the outstanding Indian of the year by the Indian Council Fire, and has recently been adopted by the Oneida tribe and given the name "Youdagent," meaning "She who serves."

In 1867 the College graduated Dr. Rebecca Cole, believed to have been the first Negro woman physician.

Hannah Longshore, a Quaker, was the first woman physician to hang out her shingle. Scorning townsfolk told their children "M. D." meant "Mule Driver." A druggist who refused to fill her prescriptions said to her, "Go home and mend your husband's stockings." This Quaker physician persisted, however, and the druggist relented and filled her prescriptions for years.

Dr. Catherine Macfarlane, a graduate of The Woman's Medical College in 1898 and among its living alumnae, is an outstanding research specialist in the current war on cancer. In 1938 she organized the first cancer prevention clinic in Pennsylvania and is, at the present time, a member of the State Cancer Commission. She was also the first woman to become a member of the City's College of Physicians.

Dr. Ellen Culver Potter, a graduate in 1903 and now President emeritus of The College, served as Medical Director of the Woman's Medical College Hospital and was Chief of the Division of Child Health of the Pennsylvania Department of Welfare. In 1923 she served as Secretary of Welfare in the cabinet of the late Governor Pinchot, thereby becoming the first woman in the country to serve as a member of a Governor's Cabinet.

Dr. Marion Fay came to the Woman's Medical College in 1935 as head of the Department of Physiological Chemistry. She served as Acting Dean from 1942 to 1945 and in 1946 became Dean which position she still holds and has the distinction of being the only woman dean of a medical college in the United States.

Dr. Kathrine McDermott Herrold, a graduate in June, 1948, has the honor of having attained the highest average in Part II of the National Board of Examinations which consists of examinations in five medical subjects. In the subject of Public Health Dr. Herrold scored, the highest grade of all the candidates.

Statistics show that more than 1/6 of all living American Women doctors are graduates of The Woman's Medical College. The College has graduated a total of 2142 women of which 212 were students from 39 foreign countries. Twelve hundred alumnae are still living.

Governor Duff voiced his pride in the Woman's Medical College when he wrote, and I quote—"It is almost impossible to evaluate the contributions of The Woman's Medical College of Pennsylvania, since its founding in 1850, to humanity, society and medicine. The magnitude of its total accomplishments will be compiled by future historians recording the total growth of civilization."

Bernard Baruch has also indicated his belief that women have a very definite place in the field of medicine, I quote, "Women are a natural in the field of medicine. Give them technique and training and you will furnish mankind with better doctors than ever before."

On the question recurring,

Will the House adopt the resolution?

It was unanimously adopted.

The SPEAKER. The Chair requests the gentleman from Potter, Mr. Hall, to preside.

MR. HALL IN THE CHAIR.

RESOLUTION

CONDOLENCE

Messrs. HEWITT and HELM offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, March 8, 1949.

Though a man may be great, as greatness goes, and respected and honored by all men, to one person he will ever be but a baby. To his mother he is still that helpless little thing that needs her love and understanding, and she gives it unsparingly. That he does need it, no man disputes. No matter his age, no matter how sage or wise a man may be, his mother is the temple of truth and comfort to which he turns, when no other person and no other thing can help. Mothers make it that way, and men would have it no other way. It's always a tragedy then, when a mother dies.

One of our colleague's has suffered that tragedy. William R. McMillen's mother passed away on Saturday, March 5, 1949 at her farmhouse in Montgomery Township, Indiana County. She had been a typical farm woman, worked long and hard hours every day, and gave herself to those efforts and sacrifices that make a truly good wife and mother. Her husband Charles S. McMillen lived a happy life and died a happy man because of her. Their five children remember a happy childhood, and are good men and women today because of her.

Because her life was devoted to others, and she early learned selflessness, she earned a tremendous capacity for happiness. In Heaven that capacity will be filled to overflowing. The relaxation of that is the only solace to those she left behind. Therefore be it

Resolved, That the members of the House of Representatives extend their deepest and most sincere sympathy to William McMillen and his two brothers and two sisters, and say to them, "We understand and be proud of those tears in your eyes," and be it further

Resolved, That a copy of this resolution be sent to Honorable William McMillen.

RESOLUTION

CONDOLENCE

Mr. TOMPKINS offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, March 8, 1949.

George W. Huntley, Jr., a former Member of this House of Representatives, from Cameron County, from 1936 to 1946, passed away on the twenty-eighth day of February this year in the Hamot Hospital, Erie.

Mr. Huntley was born at Huntley, Cameron County in a log cabin, March 16, 1867, the son of George W. and Luzerna Shafer Huntley, pioneer residents of Cameron County.

He received his early education in Huntley and Driftwood and attended Dickinson Seminary (later known as Dickinson Junior College and now as Lycoming College) in Williamsport, from which he graduated in 1889. In 1893 he graduated from the Dickinson School of Law and subsequently practiced law in Cameron County, Ridgway, and Mt. Carmel from 1893 to 1898, when he abandoned his legal career.

Between 1898 and 1920, he engaged in lumbering with his father. In Covington, Virginia he owned and operated a refractory plant there, became a community leader and served several terms on the City Council. During this period he was Republican Chairman of Allegheny County, Virginia.

In 1920 he returned to Emporium, Pennsylvania. At that time, with his father, George Huntley, Sr., and his brother-in-law, Thomas Williams, he aided in the founding of the Pennsylvania Powder Company. He succeeded Mr. Williams as president, and served in that capacity until his death. He assumed presidency of the First

National Bank in Emporium during an emergency and carried it through its troubled period successfully.

Mr. Huntley was the author of "The Story of the Sinnamahone" a historical book of reference, which typified some of the happiest years of his life which has become a valuable document of timber lore.

Mr. Huntley was a fifty-year member and Past Master of the Masonic Blue Lodge of Driftwood; and a member of the Royal Arch Chapter of Covington, Virginia, the Knights Templars at Clifton Forge, Virginia, the Consistory at Williamsport, and the Acacia Temple Shrine at Richmond, Virginia.

Dear to his heart was Emporium and its civic life. He was a member of its Rotary Club, active in its Boy Scout movement, a member of the Cameron County Historical Society, a director of the Legion Memorial Hall and took deep interest in the affairs of the Emmanuel Episcopal Church where he served many years as Vestryman.

Among his many outside interests were: The State Chamber of Commerce, the Pennsylvania Society of New York City, the Pennsylvania Forestry Association, and the Pennsylvania Sabbath School. He was well known throughout the State as a member and leader in the ideas fostered by the W. C. T. U. He was very proud of his board membership at Lycoming College, and recently established a \$10,000 scholarship endowment to that college for needy Cameron County young people who desired to further their education.

During his years as a Member of this House, he was known as a conscientious legislator who considered his position an honor and privilege and who willingly gave generously of this time and experience to aid his fellow members; now therefore be it

Resolved, by this House of Representatives, That, in the passing of George W. Huntley, Jr., Emporium, Cameron County and the State have lost one of its most distinguished sons and citizens whose good works will live on long beyond his long and useful life; and be it further

Resolved, That in token of its heartfelt sympathy, the Members of this House hereby extend their feeling of the great loss suffered by them, the many other friends, and the surviving family of George W. Huntley, Jr.; and be it further

Resolved, That the Chief Clerk of this House is hereby directed to send copies of this resolution to his daughters:

Mrs. Oren Oliver, Nashville, Tenn;

Mrs. Charles Shives, Emporium, Pa.;

Mrs. George Anderson, Huntingdon, W. Virginia; and Mrs. George Biggs III.

FORMER MEMBER WELCOMED

The SPEAKER pro tempore. The Chair is pleased to welcome to the Hall of the House a former Member from McKean County Honorable E. Kent Kane.

RESOLUTION

Mr. COCHRAN offered a resolution which was filed with the Clerk.

REPORTS FROM COMMITTEES

Mr. OLSEN from the Committee on Game and Forestry, reported as committed, House Bill No. 666, entitled:

An Act to amend section seven hundred twenty-one of the Act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by distinguishing between certain classes of dogs used in Retriever Trials, and establishing certain periods for such trials with and without permit.

Mr. READINGER from the Committee on Judiciary, reported as amended, House Bill No. 673, entitled:

An Act to further amend paragraph A of section two hundred two of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "An act relating to non-profit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," prohibiting the use of the word "university" in corporate names except in certain cases.

Mr. READINGER from the Committee on Judiciary, reported as amended, House Bill No. 678, entitled:

An Act to further amend paragraph A of section two hundred two of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 364), entitled "An act relating to business corporations; defining and providing for the organization, merger, consolidation, reorganization, winding up and dissolution of such corporations; conferring certain rights, powers, duties and immunities upon them and their officers and shareholders; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the second class within the provisions of this act; prescribing the terms and conditions upon which foreign business corporations may be admitted, or may continue, to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, and certain State departments, commissions, and officers; authorizing certain State departments, boards, commissions, or officers to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," prohibiting the use of the word "university" in corporate names except in certain cases.

Mr. ELDER from the Committee on Motor Vehicles, reported as committed, House Bill No. 882, entitled:

An Act to amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the dis-

position of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for re-funds," by eliminating from the act the requirements and provisions pertaining to the use of engine numbers on the engines of motor vehicles for identification purposes.

Mr. WARGO from the Committee on Cities and County—Second Class, reported as amended, House Bill No. 926, entitled:

An Act to further amend the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-three (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employees of the bureau of fire in cities of the second class; creating a board for the management thereof; providing the mode and manner of payment to beneficiaries, and for the care and disposition of its funds; and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created," by regulating service for pensions, and eligibility for pensions.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL No. 84

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 5, 1949.
To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 84, Printer's No. 22, entitled "An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a certain tract of land in Erie County Pennsylvania for use as a veterans' administration hospital and ceding jurisdiction to the United States."

JAMES H. DUFF.

FORMER MEMBER WELCOMED

The SPEAKER pro tempore. The Chair is pleased to welcome to the Hall of the House, a former Member from Philadelphia, Honorable Raphael A. Monks.

COMMITTEE MEETINGS

Cities—Third Class, Room 521, Wednesday, March 9, at 10:00.

Counties, Room 323, Wednesday, March 9, at 12:00 M.

Fisheries, Room 331, Wednesday, March 9, at 9:30 a. m.

Judiciary, Room 149, Wednesday, March 9, at 11:00 a. m.

Motor Vehicles, Room 521, Wednesday, March 9, at 11:00 a. m.

Professional Licensure, Room 325, Wednesday, March 9, at 10:30 a. m.

Townships, Room 522, Wednesday, March 9, at 11:00 a. m.

Way and Means, Room 140, Wednesday, March 9, at 11:30 a. m.

Workmen's Compensation, Room 330, Wednesday, March 9, at 12:30 p. m.

Judicial Committee Breakfast in the Cafeteria,
Wednesday morning, March 9, at 8:45 a. m.

THE SPEAKER (Herbert P. Sorg) IN THE CHAIR.

The SPEAKER. The Chair thanks the gentleman from
Potter, Mr. Hall, for presiding.

ADJOURNMENT

Mr. SCOTT. Mr. Speaker, I move that this House do
now adjourn until Wednesday, March 9, 1949, at
1:00 p. m.

The motion was agreed to, and (at 4:53 p. m.) the
House adjourned.

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